

PSC No: 120 - Electricity
New York State Electric and Gas Corporation
Initial Effective Date: December 1, 2003

Leaf No. 81
Revision: 0
Superseding Revision:

GENERAL INFORMATION

16. General Retail Access: (Cont'd.)

E. ESCO or DC Participation: (Cont'd.)

5. Reports and Recordkeeping:

- (a) ESCOs, as well as NYSEG, shall collect and report information that the Commission determines is necessary for the evaluation of this Program.
- (b) ESCOs are required to retain, for at least six (6) years, written, taped, or third party verification records of all Eligible Customer authorizations for, including, but not limited to, initial enrollment, customer information and change of ESCO, and other such information, as set forth in the Operating Agreement.

6. If an ESCO fails to disclose the true identity of its customers, or if it is demonstrated to the Commission that the ESCO failed to comply with the reasonable proof requirement for customer eligibility, NYSEG may suspend the ESCO from participation in the Program, as appropriate. Lack of records on the part of the ESCO may be sufficient proof of failure.

7. Creditworthiness Standards

(a) Applicability:

These standards apply to ESCOs selling Electric Power Supply to Eligible Customers and to DCs. These standards also apply consistent with creditworthiness provisions of the Commission's Uniform Business Practices, and the Commission's Order Establishing Uniform Retail Access Billing and Payment Processing Practices, Case 99-M-0631, issued May 18, 2001, as the same may be revised, modified, amended, clarified, supplemented or superseded. Each ESCO or DC must qualify under these creditworthiness standards on an individual basis. An ESCO's/DC's participation in NYSEG's Program is contingent upon the ESCO/DC meeting the credit requirements set forth in the NYISO Tariffs and continued qualification by the NYISO as a load serving entity. These standards do not apply in circumstances involving credit risk requirements of the NYISO, any applicable Power Exchange, or wholesale energy suppliers.

The ESCO's/DC's participation in NYSEG's Program is contingent upon the ESCO/DC satisfying a credit appraisal based on independent bond/credit ratings and supplying any security that may be found necessary to meet NYSEG's credit requirements. Credit appraisals and security requirements will be reviewed by NYSEG annually, at a minimum.

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