

PSC No: 19 - Electricity  
Rochester Gas and Electric Corporation  
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## GENERAL INFORMATION

### 11. GENERAL RETAIL ACCESS - MULTI-RETAILER MODEL (Cont'd)

- v. Upon the discontinuance of an ESCO, the ESCO shall remain responsible for payment or reimbursement of any and all sums owed under the General Retail Access Tariff or under any tariffs on file with the PSC or FERC, and service agreements relating thereto, or under any agreements between the ESCO and RG&E. The ESCO shall also remain obligated to Customers to the extent provided for in any contracts with them.
- vi. Upon receipt of a switch request from a subsequent ESCO following the discontinuance notice, RG&E will verify the intended switch with the Customer in accordance with the Changes in Supplier Process as set forth in Rule 11.C.10 of this Schedule.
- vii. If a more expeditious discontinuance process is needed in a specific situation, the ESCO may request such expedited treatment upon a showing of need to the PSC or its designee, who shall have the authority to grant such a request. The Commission or its designee may also, for good cause, initiate an expeditious discontinuance process on its own motion. RG&E shall also have standing in any such processes. The ESCO shall make a deposit into an escrow account for RG&E's estimated costs to cover this expedited process, and the ESCO shall pay all amounts then due and owing to RG&E.

#### (b) Discontinuance of Sales by ESCO to Individual Customer:

If the current ESCO independently chooses to cancel a Customer's agreement for Electric Power Supply, the following procedures must be used:

- i. An ESCO may discontinue sales to individual Customers in RG&E's service territory at will (except as may be otherwise limited by contracts with customers), upon submission of a written notice to those individual Customers and an EDI transaction to RG&E at least fifteen (15) calendar days prior to the discontinuance date. The notice to Customers shall inform them of certain items as set forth in the Electric Supplier Manual.
- ii. If the ESCO does not give the required notice to its Customers and to RG&E, the ESCO may be determined ineligible by the Commission to sell Electric Power Supply to Customers in New York State and/or may be assessed a monetary penalty by the Commission.
- iii. Upon receipt of a switch request from a subsequent ESCO following the discontinuance notice, RG&E will verify the intended switch with the Customer in accordance with Changes in Supplier, as set forth in Rule 11.C.10 of this Schedule.

#### (c) ESCO/DC Suspension Criteria:

- i. Involuntary Discontinuance of an ESCO's/DC's Right to Provide Service to Customers
- a. Where RG&E determines that it is necessary or desirable for safety or for system reliability reasons (including, but not limited to, the proper scheduling and delivery of Electric Power Supply to meet the needs of Customers), RG&E may immediately suspend such ESCO/DC.
- ii. In the following circumstances, RG&E shall have the right to initiate a process to discontinue an ESCO's/DC's participation in General Retail Access:

- a. Where the ESCO/DC fails to comply with the terms and conditions of RG&E's tariffs or Operating Agreement;

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