

..DID: 20836

..TXT: PSC NO: 12 GAS

LEAF: 138.30

COMPANY: THE BROOKLYN UNION GAS COMPANY

REVISION: 1

INITIAL EFFECTIVE DATE: 02/11/03

SUPERSEDING REVISION: 0

STAMPS:

Effective date postponed to 05/01/03. See Supplement No. 13

RECEIVED: 11/12/02 STATUS: Pending EFFECTIVE: 05/01/03

**GENERAL INFORMATION (Cont.)**

- e. The Company may assess late payment charges on ESCOs/Marketers/Billing Agents only if payment is not received within 25 calendar days of the Billing Agent's receipt of the customers' billing information. Until EDI is implemented and fully operational, no late payment charges will be assessed to an ESCO/Marketer/Billing Agent provided the ESCO/Marketer/Billing Agent uses the dispute resolution procedure and can demonstrate that the payment to the Company was late due to the fault of the Company. (Once EDI is implemented, the grace period may be modified.)
- f. Any delays in transmitting billing data caused by the Company must be reflected as a comparable adjustment in the corresponding due date for both the ESCO/Marketer/Billing Agent and the customer.
- g. Security may be collected from the ESCO/Marketer/Billing Agent as specified by the Creditworthiness requirements described elsewhere.
- h. The Company must continue to accept payment of utility charges at all agencies where payments for customers who have not selected Billing Agency are accepted.
- I. The Company and ESCOs/Marketers/Billing Agents are permitted, by mutual agreement, to develop customized billing and collection arrangements.
- j. Upon the failure of an ESCO/Marketer/Billing Agent to remit the customer's payment to the Company on time, the Company must notify the customer of that failure.
- k. The Company may not attempt to collect such payments directly from customers who have previously paid their Billing Agent.
- l. Any losses that may result from such nonpayments shall be recovered from available security and any remaining balances shall be deferred.

Issued by Richard A. Rapp, Jr., Vice President and Deputy General Counsel, Brooklyn, NY