

..DID: 10424

..TXT: PSC NO: 12 GAS

LEAF: 138.36

COMPANY: THE BROOKLYN UNION GAS COMPANY

REVISION: 2

INITIAL EFFECTIVE DATE: 12/09/99

SUPERSEDING REVISION: 1

**STAMPS:**

Cancelled by 3 Rev. Leaf No. 138.36 Effective 09/01/2000

RECEIVED: 11/09/99 STATUS: Cancelled EFFECTIVE: 12/09/99

**GENERAL INFORMATION (Cont.)**

6. Upon receipt of a switch request from a subsequent ESCO/Marketer following the discontinuance notice, the Company will verify the intended switch with the customer in accordance with the Slamming Prevention Process (e.g., the Company must notify the customer within 5 calendar days of the switch request).
7. If a more expeditious discontinuance process is judged to be needed in a specific situation, the ESCO/Marketer may request such expedited treatment upon a showing of need to the Public Service Commission 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. The Company shall also have standing in any such processes.
8. Sample copies of the form of the notices to customers under this process shall be provided to the Department of Public Service for review at least 5 calendar days before the letters are sent to customers.

**B. Discontinuance of Sales by ESCO/Marketer to Individual Retail Customer**

1. Effective December 1, 1999 through June 1, 2000, an ESCO/Marketer may discontinue sales to individual retail customers in the Company's service territory at will (except as may be otherwise limited by contracts with customers), upon submission of a notice to those individual customers and to the Company at least 25 calendar days prior to the discontinuance date. The notice to retail customers shall inform them:
  - (a) of the date of the discontinuance (which should be at the customers next meter read date or the first of the month consistent with the Company's switching tariffs);

Issued by Steven L. Zelkowitz, Sr. Vice President and General Counsel, Brooklyn, NY