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COMPANY: NIAGARA MOHAWK POWER CORPORATION REVISION: 0
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SERVICE CLASSIFICATION NO. 11
LOAD AGGREGATION (continued)

Involuntary Discontinuance of an Marketer*s Participation in the Supplier Select Program

1. The Company may suspend or discontinue a Marketer immediately if an imminent risk exists that compromises the safety or operational reliability of the Company*s distribution system. Notices will be sent to affected customers in accordance with this Service Classification.
2. The Company will have the right to initiate a process to discontinue a Marketer*s participation in the Company*s Supplier Select Program on any one or more of the following grounds:
 - a. Where the Company 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 natural gas to meet the needs of its customers). Improper scheduling is a basis for discontinuance where:
 - i. Actual scheduled Marketer deliveries are less than 75% of the Marketer*s day ahead forecast nomination requirements for 3 consecutive days.
 - ii. The Marketer*s day ahead forecast nominations are less than 75% of Marketer*s actual aggregate customer load in the service territory for 3 consecutive days, unless balancing services are provided by the Company
 - iii. For the under-deliveries associated with the cases identified above the Company shall issue a special interim bill for the associated imbalance charges, pursuant to this Service Classification.
 - b. Where the Marketer fails to comply with the terms and conditions of the Tariff or with any agreements entered into by the Company with the Marketer in connection with the Supplier Select Program.
 - c. Where there is a continued pattern of Slamming, Cramming, or other similar practices.
 - d. Where a court of competent jurisdiction issues an order authorizing discontinuance of the Marketer.

Issued By: Darlene D. Kerr, Executive Vice President, Syracuse, New York