

..DID: 3957

..TXT: PSC NO: 12 GAS

LEAF: 322

COMPANY: THE BROOKLYN UNION GAS COMPANY

REVISION: 0

INITIAL EFFECTIVE DATE: 10/01/98

SUPERSEDING REVISION:

STAMPS:

Cancelled by 1 Rev. Leaf No. 322 Effective 10/01/1998

RECEIVED: 06/01/98 STATUS: Cancelled EFFECTIVE: 10/01/98

**FORM OF SERVICE AGREEMENT - Continued**

11. Term of Agreement.

(a) This Agreement shall be effective for an initial term of one (1) year, commencing as of the date first above written, and shall continue thereafter on a year to year basis, unless terminated by Customer or the Company upon at least thirty (30) days' advance written notice to the other prior to the end of the initial one (1) year term or any renewal term thereafter, as the case may be. The Company's obligation to provide service hereunder, and Customer's obligation to pay the charges referenced in paragraph 10 hereof shall commence on \_\_\_\_\_, \_\_\_\_\_.

(b) Customer shall comply with this Agreement, the terms and conditions set forth under SC-16, and all applicable terms and conditions of the Tariff. Notwithstanding anything else herein or in the Tariff to the contrary, the Company shall have the absolute right, in its sole discretion, to terminate this Agreement immediately and the transportation, balancing, and standby gas services provided hereunder if Customer (I) violates any provision of this Agreement, the terms and conditions of SC-16, or the general terms and conditions of the Tariff; (ii) fails to comply with any term or condition of this Agreement or the general terms and conditions the Tariff; or (iii) makes any false or misleading representation or warranty with respect to this Agreement.

Issued by: Robert J. Fani, Senior Vice President, Brooklyn, New York