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COMPANY: MARKETSPAN GAS CORPORATION DBA BROOKLYN UNION REVISION: 1  
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**SERVICE CLASSIFICATION NO. 8**  
**Seller Service (continued)**

If Seller is unable to maintain credit approval, the Seller Agreement shall terminate as of the first day of the month following written notice to the Seller. The Company shall respond within ten (10) days to a grievance filed by a Seller that is denied service under this Service Classification for failure to meet the credit criteria.

The Company's acceptance of a seller's request for service under this Service Classification is contingent upon the Seller demonstrating to the Company that:

- (i) Seller has provided the Consumer Services Division, the New York State Department of Public Service, with a copy of seller's standard contract, service offering, or rider to the standard contract or service offering, containing language advising consumers of protections that have been waived by choosing to purchase natural gas from the Seller in place of a local gas distribution company;
- (ii) Seller has established a voluntary consumer dispute resolution process for non-residential customers;
- (iii) Seller has designed and will operate a system to handle residential customer complaints;
- (iv) Seller has provided the Consumer Services Division with a copy of Seller's standard bill to residential Customers, which bills are easily understandable and are in plain language;
- (v) Seller has established procedures to ensure that residential customers receive notice of termination of Seller's service at least 15 days before discontinuation; and
- (vi) Seller's standard contract contains consumer protections in compliance with the Public Service Commission's Order Clarifying Consumer Protections issued and effective October 25, 1996 in Case 93-G-0932, et al.

**Transportation Service Rate - Service Classification No. 5**

When a Pool is comprised of Customers taking service under S.C. No. 5 option, each Customer of the Pool shall pay all applicable rates and charges under S.C. No. 5 except for the following rates and charges which shall be the responsibility of the Seller:

**Non-Utility Capacity Option:**

A Seller that delivers or causes to be delivered at the City Gate the applicable customer's Daily Delivery Quantity (DDQ) or, in the case of more than one customer, the customers' Aggregate Daily Delivery Quantity (ADDQ) for each day of the month based on the Customers' Projected Use Profile. A Seller must acquire its own upstream transportation and shall receive an Upstream Transportation Credit (UTC).

Issued by Robert J. Fani, Senior Vice President, Hicksville, NY