

..DID: 4888
..TXT: PSC NO: 1 GAS LEAF: 44
COMPANY: MARKETSPAN GAS CORPORATION DBA BROOKLYN UNION REVISION: 0
INITIAL EFFECTIVE DATE: 12/01/98 SUPERSEDING REVISION:
STAMPS:
CANCELLED effective 06/29/99
RECEIVED: 07/31/98 STATUS: Cancelled EFFECTIVE: 07/01/99

GENERAL INFORMATION**II. Rules and Regulations (continued):****3E--Billing and Payment of Bills (continued):**

The charge will not be for amounts backbilled unless the backbill is for service to non-residential received through tampered equipment. The charge will apply to amounts found to be due for each monthly billing period, including all amounts due for preceding monthly billing periods and any late payment charges thereon. Notwithstanding any other provision in this paragraph, the charge will not apply unless it is determined that either the condition began on or after the date the customer initiated service, or the customer actually knew, or reasonably should have known the original billing was incorrect.

Notwithstanding the foregoing, the Company reserves the right to discontinue service in accordance with provisions elsewhere in this tariff and/or to take any other action permitted by law with respect to any customer who fails to make full and timely payment of all amounts due the Company, including amounts due for late payments hereunder. Service to state agencies will be rendered in accordance with the provision of Article XI-A of the State Finance Law (Chapter 153 of the Laws of 1984 effective July 1, 1984).

F. Interest on Customer Overpayments

- .1 Terms: The Company shall provide interest on customer over-payments in accordance with 16 NYCRR 277.
- .2 Definition of Overpayment: A customer over-payment is defined as payment by the customer to the Company in excess of the correct charge for gas service supplied to the customer which was caused by erroneous billing by the Company.
- .3 Rate of Interest: The rate of interest on customer over-payments shall be the greater of the unadjusted customer deposit rate or the applicable late payment rate, if any, for the service classification under which the customer was billed. Interest shall be paid from the date when the customer over-payment was made, adjusted for any changes in the deposit rate or late payment rate, and compounded monthly until the date when the over payment was refunded.
- .4 Exceptions: The Company shall be required to pay interest on any customer refunds that occurred on or after March 20, 1984, except where customer over-payments are refunded within 30 days after such over-payment is received by the Company.

Issued by Kathleen A. Marion, Secretary
175 East Old Country Road, Hicksville, NY