

..DID: 5499

..TXT: PSC NO: 12 GAS

LEAF: 279

COMPANY: THE BROOKLYN UNION GAS COMPANY

REVISION: 1

INITIAL EFFECTIVE DATE: 10/01/98

SUPERSEDING REVISION: 0

STAMPS: Issued in compliance - C.98-G-0824 (8/27/98) and C.95-G-0761 (9/22/98)

RECEIVED: 09/25/98 STATUS: Effective EFFECTIVE: 10/01/98

FORM OF SERVICE AGREEMENT - Continued

In return for the 80% minimum usage guarantee, the Company shall guarantee the Customer a minimum discount of 0% and a maximum discount of 30%, monthly, off the indexed base rate before all applicable taxes. A deficiency in usage in any 12-month term of service shall be billed during the first month of the following term of service at the rate in effect during the last month of the usage-deficient term of service.

- (b) Customers who do not provide the 80% minimum usage guarantee shall receive a minimum discount of 0% and a maximum discount of 5%, monthly, off the indexed base rate before all applicable taxes.

Customer elects _____.

4. Incorporation by Reference. The Customer shall comply with all applicable provisions of the applicable Natural Gas Vehicle Service rate, service classification and the Tariff Schedule, as revised from time to time by filing of the Company or by order of the Commission, all of which are incorporated herein by reference and are made a part hereof.

5. Miscellaneous.

- (a) Modifications. No modifications of the terms and provisions of this Agreement shall be or become effective except by the execution of written contracts.
- (b) Waivers. No waiver by any party of any one or more of the defaults by the other in the performance of any provision of this Agreement shall operate or be construed as a waiver of any other default or defaults.

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