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COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 0

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STAMPS:

Cancelled by 1 Rev. Leaf No. 92 Effective 12/01/1998

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GENERAL INFORMATION (CONT'D)

2. Customers requiring service that is uninterrupted, unreduced, or unimpaired on a continuous basis should provide his or her own emergency or back-up capability. It is the customer's responsibility to provide all of the necessary apparatus to properly protect the customer's equipment from damage due to variations in electric service from the Utility.

B. Injuries and Damages

The Utility will not be liable for any injury, casualty, or damage resulting in any way from the supply or use of electricity or from the presence or operation of Utility structures, equipment, wires, appliances or devices on the customer's premises, except injuries or damages resulting from negligence of the Utility.

C. Customer Equipment

Neither by inspection or non-rejection, nor in any other way, does the Utility give any warranty, expressed or implied as to the adequacy, safety, or other characteristics of any structures, equipment, wires, appliances, devices owned, installed or maintained by the customer or leased by the customer from third parties. The Customer shall be responsible for the protection of all customer-owned equipment from lightning, over and under voltage, single phasing or other phenomena that may occur in the electric system.

D. Installation

The Utility will not be liable for damage done to the customer's property, unless damage is caused by the Utility's negligence; this provision does not limit the provisions of Sections (XX)(A), (B), (C), & (E).

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