

PSC No: 16 - Gas
Rochester Gas and Electric Corporation
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SERVICE CLASSIFICATION NO. 16

INTERRUPTIBLE TRANSPORTATION SERVICE (Cont'd)

SPECIAL PROVISIONS - ALL CUSTOMERS: (Cont'd)

H. (Cont'd)

If a Customer notifies the Company that they are currently incapable of interrupting and switching to their alternate fuel due to circumstances outside of the customers control, the Customer must resolve the issue within 10 calendar days or the Company shall begin assessing the Non-Compliance Charge. If the Company becomes aware that a customer is currently incapable of interrupting and switching to their alternate fuel through an on-site inspection, the Company shall begin assessing the Non-Compliance Charge the following day.

The Non-Compliance Charge shall be assessed until the Customer notifies the Company that they are now capable of interrupting and switching to their alternate fuel and the correction has been verified by Company personnel through an on-site inspection.

A Two-Violation Interruptible customer, defined below, shall also be subject to a Non-Compliance Charge for all gas consumed from the time of the second violation until the end of the current winter period.

If the Company calls for an interruption and the customer fails to interrupt as required, the Company shall impose the Unauthorized Use Charge set forth in Special Provision A., in lieu of the Non-Compliance Charge, for unauthorized gas usage during the interruption period. Following the interruption, the Company may resume imposing the Non-Compliance Charge through the end of the current winter period.

I. Failure to interrupt the use of gas during an interruption shall be counted as a violation under the Two-Violation Rule.

1. Two-Violation Rule: For each Winter Period, an Interruptible customer shall incur a violation if the customer fails to fully interrupt its use of gas at any time during an interruption, including any planned interruptions (except for any permitted use of gas for ignition purposes).
 - a. If a customer's second failure to interrupt occurs within 48 hours of an initial violation, the second failure shall not be considered a second violation. If a failure to interrupt is due to failure of Company-owned equipment that is not attributable to the customer, the failure to interrupt shall not be considered a violation.
2. A customer's failure to interrupt its use of gas due to inoperable dual-fuel facilities (excluding, for purposes of this paragraph, associated customer-installed phone lines) counts as a violation towards the above-described two-violation rule except as follows:
 - a. During each Winter Period, a customer's failure to interrupt the use of gas during a planned interruption due to documented inoperable dual-fuel facilities shall not be counted as a violation provided that the customer:
 - i. notifies the Company within one hour of the failure of its equipment;
 - ii. repairs and makes operable its dual-fuel equipment within forty-eight (48) hours of the equipment's failure; and
 - iii. provides the Company with an affidavit or other sufficient documentation that it has repaired and made operable its dual-fuel equipment and immediately complies with the earlier of the ongoing interruption or a separate planned interruption.
 - b. The Company shall extend the 48-hour repair deadline to a period not to exceed seven (7) days provided the customer demonstrates to the Company's satisfaction that such extension was necessary due to the unavailability of a part and its installation during such 48-hour repair period.