

Effective Date: 12/01/2019

PSC NO: 12 GAS LEAF: 427.41
COMPANY: THE BROOKLYN UNION GAS COMPANY REVISION: 2
INITIAL EFFECTIVE DATE: 11/01/19 SUPERSEDING REVISION:
STAMPS: Issued in compliance with Order in Case 16-G-0059 dated February 7, 2019

SERVICE CLASSIFICATION No. 22 (Continued)

Customer Failure (continued)

For sales Customers, effective as soon as practicable but no later than the second billing period following notice of the second violation, and for transportation Customers, effective as soon as practicable following the notice, such Customers will be transferred to the equivalent firm service classification unless (i) the Company has been notified in writing that the Customer has chosen to terminate gas service or (ii) the Customer has been notified that the Company has determined in its sole discretion that it cannot provide firm service to the Customer, and service will be terminated in thirty (30) days. Such Customers transferred to firm service are required to remain on firm service for the remainder of that winter season and through the end of the next winter season. Such Customers who have either elected to terminate service pursuant to (i) above, or whose service has been terminated pursuant to (ii) above, may not return to service under this Rate Schedule for the remainder of that winter season and through the end of the next winter season. After that time, a Customer becomes eligible to re-apply for any non-firm service. For critical care customers that the Company has determined that it cannot provide firm service, the Company will bring back to non-firm service strike two customers who complete the following requirements:

- i. the customer will be required to complete an efficiency audit at the customer's expense; and
- ii. the customer will be required to install, at the customer's expense, a tank monitoring device that alerts the customer's fuel oil supplier of tank levels.

Critical care customers are any non-firm customer that provide life-saving or life-sustaining services, including the delivery of newborns (*i.e.*, hospitals providing critical care, nursing homes, correctional facilities, or designated areas of refuge, identified on an annual basis by local or state governmental agencies), where public safety could be affected by a need to relocate the occupants. All other customers are considered non-critical care.

There is an amnesty clause available to Customers that experience an equipment failure. Should a Customer fail to switch to its alternate fuel when it is notified to do so because of equipment failure, the Customer must notify the Company within one hour of the failure, and provide proof within two days that the equipment has been repaired and is operable. If a Customer can demonstrate that it was unable to obtain and install the necessary equipment within two days, the Customer will have five more days to remedy the situation. The Customer will provide proof that it has installed the necessary equipment and that it is operable. If a Customer meets

Issued by: John Bruckner, President, Brooklyn, New York