

PSC NO: 9 GAS
NATIONAL FUEL GAS DISTRIBUTION CORPORATION
INITIAL EFFECTIVE DATE: 05/31/2016

SECTION: 3 LEAF: 3
REVISION: 0
SUPERSEDING REVISION:

SERVICE CLASSIFICATION No.3 (Cont'd)

GENERAL - Cont'd

charges payable by the Customer hereunder.

The payment of a penalty for unauthorized deficiency imbalance shall not under any circumstances be considered as giving any such customer the right to take unauthorized deficiency imbalance, nor shall payment be considered as a substitute for any other remedies available to the Company against the offending customer for failure to respect its obligation to adhere to the provisions of its agreement with the Company.

If any customer should take a volume of gas in contravention of curtailments imposed by the Company as contemplated in General Information Section 20.D., the customer shall pay to the Company an additional penalty of \$7 for each Mcf of such gas taken in violation of such curtailment.

L. RIDER (to Service Classification No. 3)

Business Development Rate

Available upon written application to an existing or new customer who meets the necessary qualifications as listed below:

TERM -

To become effective on the first day of the next billing cycle following qualification and acceptance by the Company and to continue during the qualification period for a maximum of five (5) years.

QUALIFICATIONS -

1. Facility

The following shall be considered a "qualifying facility:"

- a. a newly constructed facility;
- b. an existing facility that has been purchased or leased and has been vacant for at least six (6) months; or
- c. an expansion of an existing facility.

2. Gas Usage

a. New Customers

The gas consumed by an applicant at a qualifying facility shall be eligible for this rate if it is demonstrated that the facility will have gas consumption in excess of

Issued by C. M. Carlotti, President, 6363 Main Street, Williamsville, NY 14221
(Name of Officer, Title, Address)