
GAS RATE NO. A4

NON-PERFORMANCE CHARGES

APPLICABILITY:

This rate is applicable to 3rd Party Suppliers providing gas supply services to End-Use Customers, End-Use Customers acting as their own Supply Agent, in accordance with the Utility's requirements.

SPECIAL PROVISIONS:

Incorporated herein, and made part of this Gas Rate No. A4, are the Terms and Conditions for Gas Service, as amended from time to time. Capitalized terms used in this rate schedule are defined in the Terms and Conditions for Gas Service.

NON-PERFORMANCE CHARGES:

1. Except in those instances where an Operational Flow Order is effective, the Utility shall charge monthly, a 3rd Party Supplier, or End-Use Customer acting as its own Supply Agent, in connection with all daily net Basic Usage Imbalances or monthly net Usage Imbalances in excess of 30%, associated with End-Use Customers receiving Gas Delivery service under Gas Rate Nos. D3, D4, D5, and D7.

Charges are as follows:

The Applicable Gas Supply Charges or Credits From Rider B, plus or minus 20% Per Therm

2. During Economic Operational Flow Order periods, the Utility shall charge monthly, a 3rd Party Supplier, or End-Use Customer acting as its own Supply Agent, in connection with all daily net Basic Usage Imbalances in excess of 30% associated with End-Use Customers receiving Gas Delivery service under Gas Rate Nos. D3, D4, D5, and D7.

GAS RATE NO. A4 – NON-PERFORMANCE CHARGES (Cont'd)

Charges are as follows:

The Applicable Gas Supply Charges or Credits From Rider B, plus or minus 40%

Per Therm

3. The Utility shall charge monthly, a 3rd Party Supplier, or End-Use Customer acting as its own Supply Agent, in connection with all daily Delivery Imbalances, or daily net Basic Usage Imbalances in excess of 15% under a Non-Economic Operational Flow Order, or Curtailment Period associated with End-Use Customers receiving Gas Delivery service under Gas Rate Nos. D3, D4, D5, and D7.

Charges are as follows:

The Applicable Gas Supply Charges From Rider B, plus \$6 Per Therm

WAIVER OF CHARGES:

In its reasonable discretion, on a case-by-case basis, the Utility may waive all or part of any Non-Performance Charge assessable to End-Use customer pursuant to this Gas Rate No. A4, provided, however, that the waiver of such Non-Performance Charge shall be exercised on a non-discriminatory basis.

BILLING:

Non-Performance Charges will be calculated and billed at month end to the applicable 3rd Party Supplier or End-Use Customer as appropriate. Utility will purchase amounts from a 3rd Party Supplier, or End-Use Customer acting as its own Supply Agent that are not offset by other charges.