

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:

The Utility shall charge monthly, a 3rd Party Supplier, or End-Use Customer, as appropriate, for any volumes associated with End-Use Customers receiving Gas Delivery service under Gas Rate Nos. D3, D4, D5, D7, and D9 that are considered daily Delivery Imbalances or unauthorized usage during a Curtailment Period.

Charges are as follows:

**The Applicable Gas Supply Charges or Credits From Rider B, plus or minus
\$6.00 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.

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

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.