

MICHIGAN CONSOLIDATED GAS COMPANY

RATE BOOK FOR NATURAL GAS SERVICE

These Standard Rules and Regulations and Rate Schedules contained herein have been adopted by the Company to govern its relations with customers and have been approved by the Michigan Public Service Commission as an integral part of its Rate Book for Natural Gas Service.

Copies of the Company's Rate Book for Natural Gas Service are available on Michigan Consolidated Gas Company's website at the following website address

<http://www.dteenergy.com/residentialCustomers/billingPayment/gasRate/gasRateBook.html>

or at the Michigan Public Service Commission's website at the following website address,

<http://www.dleg.state.mi.us/mpsc/gas/tariffmichcon.htm>

Territory

This Rate Book for Natural Gas Service applies to the entire territory served with Natural Gas by the Company.

**THIS RATE BOOK SUPERSEDES AND CANCELS RATE BOOK
M.P.S.C. No. 4 - Gas**

Issued August 20, 2012

D. G. Brudzynski
Vice President
Regulatory Affairs

Detroit, Michigan



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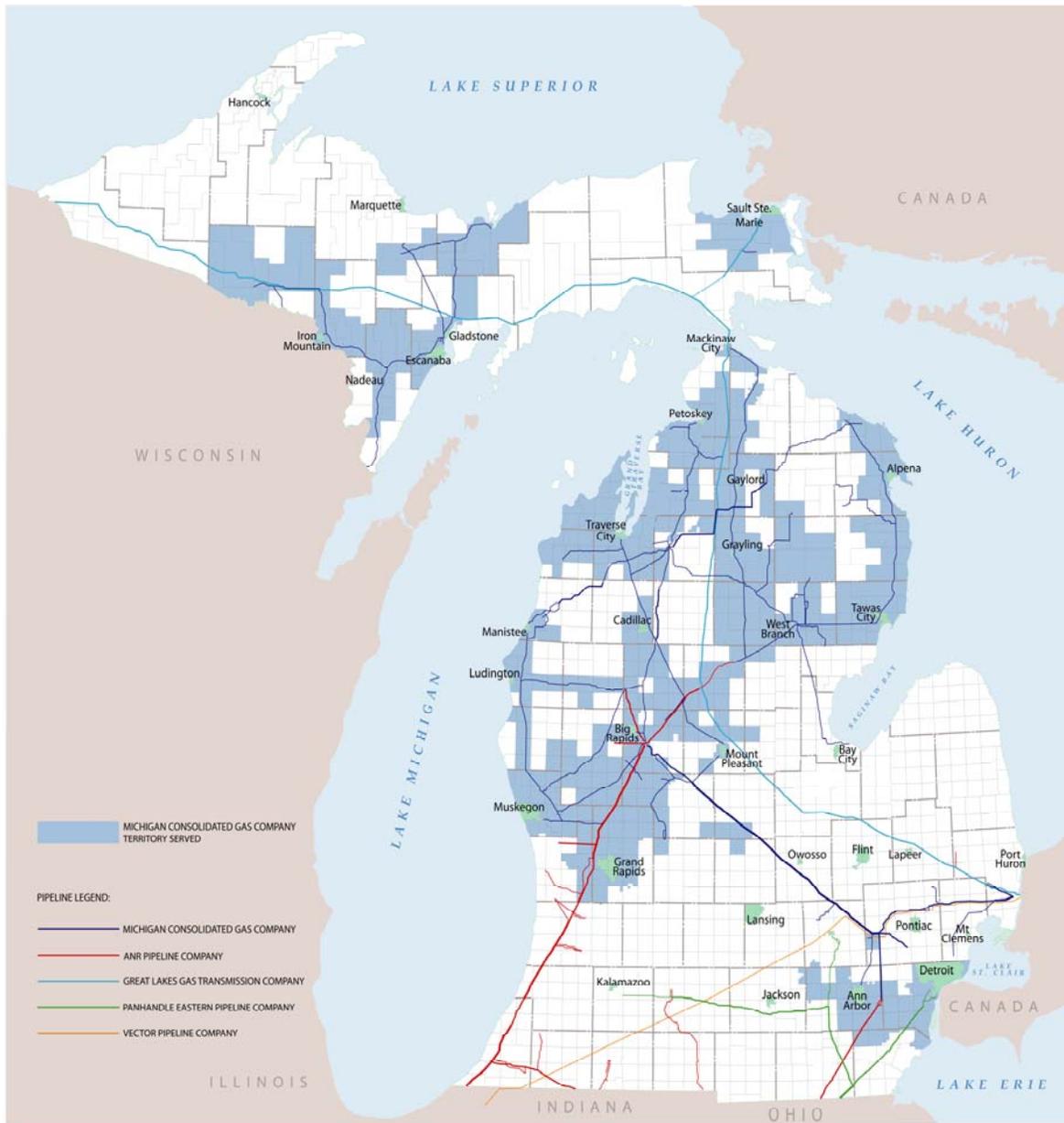
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<i>Original Sheet No. E-41.00</i>	<i>January 1, 2013</i>
<i>Original Sheet No. E-42.00</i>	<i>January 1, 2013</i>
<i>Original Sheet No. E-43.00</i>	<i>January 1, 2013</i>
<i>Original Sheet No. E-44.00</i>	<i>January 1, 2013</i>
<i>Original Sheet No. E-45.00</i>	<i>January 1, 2013</i>
<i>Original Sheet No. E-46.00</i>	<i>January 1, 2013</i>
<i>Original Sheet No. E-47.00</i>	<i>January 1, 2013</i>
<i>Original Sheet No. E-48.00</i>	<i>January 1, 2013</i>
Third Revised Sheet No. F-1.00	September 25, 2012
First Revised Sheet No. F-2.00	November 13, 2009
Second Revised Sheet No. F-3.00	September 25, 2012
Second Revised Sheet No. F-4.00	September 25, 2012
Second Revised Sheet No. F-5.00	September 25, 2012
Second Revised Sheet No. F-6.00	September 25, 2012
First Revised Sheet No. F-7.00	November 13, 2009
First Revised Sheet No. F-8.00	November 13, 2009
First Revised Sheet No. F-9.00	November 13, 2009
Second Revised Sheet No. F-10.00	September 25, 2012
First Revised Sheet No. F-11.00	November 13, 2009
Second Revised Sheet No. F-12.00	September 25, 2012
First Revised Sheet No. F-13.00	November 13, 2009
Second Revised Sheet No. F-14.00	September 25, 2012
First Revised Sheet No. F-15.00	November 13, 2009
Original Sheet No. F-16.00	November 13, 2009
Original Sheet No. F-17.00	November 13, 2009
Second Revised Sheet No. F-18.00	September 25, 2012
First Revised Sheet No. F-19.00	September 25, 2012
Original Sheet No. F-20.00	November 13, 2009
First Revised Sheet No. G-1.00	October 10, 2007

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Detroit, Michigan

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Detroit, Michigan

Michigan Public Service
Commission
February 12, 2008
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(Continued from [Sheet No. A-16.00](#))

TERRITORY SERVED - DETROIT DISTRICT (Contd.)

City of (Contd.):

Taylor
Trenton
Westland (Part)
Woodhaven
Wyandotte
Ypsilanti

Township of (Contd.):

Scio, Washtenaw County
Sharon, Washtenaw County
Sumpter, Wayne County
Superior, Washtenaw County
Sylvan, Washtenaw County
Unadilla, Livingston County
Van Buren, Wayne County
Waterloo, Jackson County
Webster, Washtenaw County
York, Washtenaw County
Ypsilanti, Washtenaw County

(Continued on [Sheet No. A-18.00](#))

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(Continued from [Sheet No. A-17.00](#))

TERRITORY SERVED - DISTRICT OPERATIONS

City of:	City of (Contd.)	City of (Contd.)
Alpena	Gwinn	Princeton
Belding	Hale	Reed City
Big Rapids	Harbor Springs	Rockford
Boyer City	Harrison	Rogers City
Brimley	Harrisville	Roosevelt Park
Cadillac	Hart	Rose City
Carney	Higgins Lake	Saint Ignace
Carson City	Hudsonville	Sault Ste. Marie
Caspian	Ingalls	Scottville
Cedar Springs	Interlochen	Smiths Creek
Charlevoix	Iron Mountain	Stambaugh
Cheboygan	Iron River	Stephenson
Christmas	Kentwood	Tawas City
Clare	Kingsford	Traverse City
Crystal Falls	Lewiston	Twin Lake
East Grand Rapids	Little Lake	Vulcan
East Jordan	Ludington	Walker
East Tawas	Manistee	Wallace
Escanaba	Manton	West Branch
Ewart	Montague	White Cloud
Frankfort	Mount Pleasant	Whitehall
Fremont	Munising	Whittemore
Gaastra	Muskegon	Wyoming
Gaylord	Muskegon Heights	
Gladstone	Newaygo	
Gowen	New Swanzy	
Grand Rapids	North Muskegon	
Grandville	Norton Shores	
Grant	Norway	
Grawn	Petoskey	
Grayling	Pompeii	
Greenville	Prescott	

(Continued on [Sheet No. A-19.00](#))

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Regulatory Affairs

Detroit, Michigan



(Continued from [Sheet No. A-19.00](#))

TERRITORY SERVED - DISTRICT OPERATIONS (Contd.)

Township of:

Acme, Grand Traverse County
Ada, Kent County
Aetna, Mecosta County
Alabaster, Iosco County
Albert, Montmorency County
Alcona, Alcona County
Algoma, Kent County
Allendale, Ottawa County
Almira, Benzie County
Aloha, Cheboygan County
Alpena, Alpena County
Alpine, Kent County
Amber, Mason County
Ashland, Newaygo County
Au Sable, Iosco County
Au Sable, Roscommon County
AuTrain, Alger County
Austin, Mecosta County
Backus, Roscommon County
Bagley, Otsego County
Baldwin, Iosco County
Bark River, Delta County
Bates, Iron County
Bay, Charlevoix County
Bay Mills, Chippewa County
Bay Mills Indian Community, Chippewa County
Bear Creek, Emmet County
Beaugrand, Cheboygan County

Township of (Contd.):

Beaver Creek, Crawford County
Belknap, Presque Isle County
Belvidere, Montcalm County
Benton, Cheboygan County
Benzonia, Benzie County
Big Creek, Oscoda County
Big Prairie, Newaygo County
Big Rapids, Mecosta County
Bingham, Leelanau County
Blair, Grand Traverse County
Bloomer, Montcalm County
Blue Lake, Kalkaska County
Blue Lake, Muskegon County
Boardman, Kalkaska County
Boyne Valley, Charlevoix County
Brampton, Delta County
Branch, Mason County
Breitung, Dickinson County
Brooks, Newaygo County
Bruce, Chippewa County
Burdell, Osceola County
Burleigh, Iosco County
Burt, Cheboygan County
Butman, Gladwin County
Byron, Kent County
Byron Center, Kent County
Caledonia, Alcona County
Caledonia, Kent County

(Continued on [Sheet No. A-21.00](#))

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Regulatory Affairs

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(Continued from [Sheet No. A-20.00](#))

TERRITORY SERVED - DISTRICT OPERATIONS (Contd.)

Township of (Contd.):

Cannon, Kent County
Cascade, Kent County
Casnovia, Muskegon County
Cato, Montcalm County
Cedar Creek, Muskegon County
Cedar Creek, Wexford County
Centerville, Leelanau County
Central Lake, Antrim County
Charlevoix, Charlevoix County
Charlton, Otsego County
Cherry Grove, Wexford County
Cherry Valley, Lake County
Chester, Ottawa County
Chestonia, Antrim County
Chippewa, Mecosta County
Churchill, Ogemaw County
Clam Lake, Wexford County
Clearwater, Kalkaska County
Cleveland, Leelanau County
Cold Springs, Kalkaska County
Coldwater, Isabella County
Colfax, Mecosta County
Comins, Oscoda County
Corwith, Otsego County
Courtland, Kent County
Croton, Newaygo County
Crystal Falls, Iron County
Crystal Lake, Benzie County
Cumming, Ogemaw County
Custer, Antrim County
Custer, Mason County
Dafer, Chippewa County
Daggett, Menominee County
Dalton, Muskegon County
Dayton, Newaygo County
Deerfield, Isabella County
Deerfield, Mecosta County
Denton, Roscommon County
Denver, Newaygo County

Township of (Contd.):

Dorr, Allegan County
East Bay, Grand Traverse County
Edwards, Ogemaw County
Egelston, Muskegon County
Elk Rapids, Antrim County
Ellis, Cheboygan County
Elmer, Oscoda County
Elmira, Otsego County
Elmwood, Leelanau County
Empire, Leelanau County
Ensley, Newago County
Escanaba, Delta County
Essex, Clinton County
Eureka, Montcalm County
Evangeline, Charlevoix County
Ewart, Osceola County
Eveline, Charlevoix County
Everett, Newaygo County
Fife Lake, Grand Traverse County
Filer, Manistee County
Ford River, Delta County
Forest Home, Antrim County
Fork, Mecosta County
Forsyth, Marquette County
Franklin, Clare County
Frederic, Crawford County
Freeman, Clare County
Fremont, Isabella County
Fruitland, Muskegon County
Fruitport, Muskegon County
Fulton, Gratiot County
Gaines, Kent County
Garfield, Clare County
Garfield, Grand Traverse County
Garfield, Newaygo County
Georgetown, Ottawa County
Gerrish, Roscommon County
Gilmore, Benzie County
Glen Arbor, Leelanau County

(Continued on [Sheet No. A-22.00](#))

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Regulatory Affairs

Detroit, Michigan

Michigan Public Service Commission
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(Continued from [Sheet No. A-21.00](#))

TERRITORY SERVED - DISTRICT OPERATIONS (Contd.)

Township of (Contd.):

Grand Rapids, Kent County
Grant, Clare County
Grant, Grand Traverse County
Grant, Iosco County
Grant, Mason County
Grant, Newaygo County
Grant, Oceana County
Grattan, Kent County
Grayling, Crawford County
Green Lake, Grand Traverse County
Green, Mecosta County
Greenbush, Alcona County
Greenwood, Clare County
Greenwood, Oceana County
Greenwood, Oscoda County
Greenwood, Wexford County
Gustin, Alcona County
Hamilton, Clare County
Hamlin, Mason County
Haring, Wexford County
Harris, Menominee County
Harrisville, Alcona County
Hart, Oceana County
Hartwick, Osceola County
Hatton, Clare County
Hawes, Alcona County
Hayes, Charlevoix County
Hayes, Clare County
Hayes, Otsego County
Haynes, Alcona County
Hebron, Cheboygan County
Helena, Antrim County
Hersey, Osceola County
Higgins, Roscommon County
Highland, Osceola County
Highland, Wexford County

Township of (Contd.):

Hinton, Mecosta County
Holton, Muskegon County
Home, Montcalm County
Homestead, Benzie County
Horton, Ogemaw County
Hudson, Charlevoix County
Inland, Benzie County
Inverness, Cheboygan County
Iron River, Iron County
Isabella, Isabella County
Jamestown, Ottawa County
Jordan, Antrim County
Joyfield, Benzie County
Kalkaska, Kalkaska County
Kasson, Leelanau County
Kearney, Antrim County
Kinross, Chippewa County
Klacking, Ogemaw County
Krakow, Presque Isle County
Lake, Benzie County
Lake, Roscommon County
Laketon, Muskegon County
Leelanau, Leelanau County
Leland, Leelanau County
Leroy, Osceola County
Limestone, Alger County
Lincoln, Clare County
Lincoln, Osceola County
Little Traverse, Emmet County
Littlefield, Emmet County
Livingston, Otsego County
Logan, Ogemaw County
Long Lake, Grand Traverse County
Lowell, Kent County
Lyon, Roscommon County
Mackinaw, Cheboygan County

(Continued on [Sheet No. A-23.00](#))

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Regulatory Affairs

Detroit, Michigan

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(Continued from [Sheet No. A-22.00](#))

TERRITORY SERVED - DISTRICT OPERATIONS (Contd.)

Township of (Contd.):

Mancelona, Antrim County
Manistee, Manistee County
Mansfield, Iron County
Maple Forest, Crawford County
Maple Ridge, Alpena County
Maple River, Emmet County
Maple Valley, Montcalm County
Marion, Charlevoix County
Marion, Osceola County
Markey, Roscommon County
Martiny, Mecosta County
Mansonville, Delta County
Mathias, Alger County
McKinley, Emmet County
McMillan, Luce County
Mecosta, Mecosta County
Mellen, Menominee County
Mentor, Cheboygan County
Mentor, Oscoda County
Meyer, Menominee County
Mikado, Alcona County
Mills, Ogemaw County
Milton, Antrim County
Monroe, Newaygo County
Montague, Muskegon County
Montcalm, Montcalm County
Moorland, Muskegon County
Mullett, Cheboygan County
Munising, Alger County
Muskegon, Muskegon County
Nadeau, Menominee County
Nelson, Kent County
Nester, Roscommon County
Newfield, Oceana County
North Shade, Gratiot County

Township of (Contd.):

Norway, Dickinson County
Norwich, Newaygo County
Nottawa, Isabella County
Oakfield, Kent County
Ogemaw, Ogemaw County
Orient, Osceola County
Osceola, Osceola County
Oscoda, Iosco County
Otisco, Ionia County
Otsego Lake, Otsego County
Paradise, Grand Traverse County
Peninsula, Grand Traverse County
Pentwater, Oceana County
Pere Marquette, Mason County
Pierson, Montcalm County
Pine, Montcalm County
Pinora, Lake County
Plainfield, Iosco County
Plainfield, Kent County
Pleasant Plains, Lake County
Pleasantview, Emmet County
Polkton, Ottawa County
Posen, Presque Isle County
Presque Isle, Presque Isle County
Pulawski, Presque Isle County
Rapid River, Kalkaska County
Ravenna, Muskegon County
Reno, Iosco County
Resort, Emmet County
Reynolds, Montcalm County
Richfield, Roscommon County
Richland, Missaukee County
Richland, Ogemaw County
Richmond, Osceola County
Riverton, Mason County

(Continued on [Sheet No. A-24.00](#))

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Vice President
Regulatory Affairs

Detroit, Michigan



(Continued from [Sheet No. A-23.00](#))

TERRITORY SERVED - DISTRICT OPERATIONS (Contd.)

Township of (Contd.):

Rock River, Alger County
Rogers, Presque Isle County
Roscommon, Roscommon County
Rose, Ogemaw County
Rose Lake, Osceola County
Rudyard, Chippewa County
Sagola, Dickinson County
Sanborn, Alpena County
Selma, Wexford County
Shelby, Oceana County
Sheridan, Mecosta County
Sheridan, Newaygo County
Sherman, Gladwin County
Sherman, Iosco County
Sherman, Isabella County
Sherman, Newaygo County
Sherman, Osceola County
Skandia, Marquette County
Solon, Kent County
South Branch, Crawford County
Spalding, Menominee County
Sparta, Kent County
Spencer, Kent County
Springfield, Kalkaska County
Stambaugh, Iron County
Stephenson, Menominee County
Stronach, Manistee County
Sullivan, Muskegon County
Sumner, Gratiot County
Superior, Chippewa County
Surrey, Clare County
Suttons Bay, Leelanau County
Sweetwater, Lake County
Sylvan, Osceola County

Township of (Contd.):

Tallmadge, Ottawa County
Tawas, Iosco County
Torch Lake, Antrim County
Tuscarora, Cheboygan County
Tyrone, Kent County
Union, Grand Traverse County
Union, Isabella County
Vergennes, Kent County
Vernon, Isabella County
Victory, Mason County
Washington, Gratiot County
Waucedah, Dickinson County
Wawatam, Emmet County
Weare, Oceana County
Webber, Lake County
Wells, Delta County
West Branch, Marquette County
West Branch, Ogemaw County
West Traverse, Emmet County
White River, Muskegon County
Whitehall, Muskegon County
Whitewater, Grand Traverse County
Wilber, Iosco County
Wilcox, Newaygo County
Wilmot, Cheboygan County
Wilson, Alpena County
Wilson, Charlevoix County
Winfield, Montcalm County
Wright, Ottawa County

Issued February 11, 2008

D. G. Brudzynski
Vice President
Regulatory Affairs

Detroit, Michigan

Michigan Public Service
Commission

February 12, 2008

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**TECHNICAL TERMS AND ABBREVIATIONS
(FOR ALL CUSTOMERS)**

I. The definitions of the following technical terms and abbreviations are applicable to the Company's Rate Book for Natural Gas Services and are not contained in the other Sections thereof.

A. For All Utilities

- (1) **Commission** means the Michigan Public Service Commission.
- (2) **Effective Date** means the date when the tariff sheet must be followed.
- (3) **Issue Date** means the date the Company files a tariff sheet with the Commission.
- (4) **Rate Book for Natural Gas Service** means the complete set of Company filings submitted in accordance with the "Filing Procedures for Electric, Wastewater, Steam and Gas Utilities".
- (5) **Rate Schedule or Rider** means the rate or charge for a particular classification of service, including all special terms and conditions under which that service is furnished at the prescribed rate or charge.
- (6) **Rate Sheet or Tariff Sheet** means any of the documents filed in accordance with the "Filing Procedures for Electric, Wastewater, Steam and Gas Utilities".
- (7) **Rules and Regulations** means the rules, regulations, practices, classifications, exceptions, and conditions that the Company must observe when providing service.
- (8) **Standard Customer Forms Index** means a listing showing the number, title, and revision date for all standard forms, in any format (preprinted or electronically preformatted) that the Company uses to document contracts or other agreements that create or alter a customer's rights or responsibilities in dealings with the Company. Standard customer forms require a customer signature or are specifically referenced within the Company's Rate Book for Natural Gas Service for execution between the Company and customers.

B. Company

- (1) **Btu** - British Thermal Unit
- (2) **Ccf** - 100 cubic feet
- (3) **Company** - Michigan Consolidated Gas Company, or MichCon
- (4) **Mcf** - 1,000 cubic feet
- (5) **Therm** - 100,000 British thermal units

(Continued on [Sheet No. A-26.00](#))

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Vice President
Regulatory Affairs

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Dated October 9, 2007
In Case No. U-15152

(Continued from [Sheet No. A-25.00](#))

**TECHNICAL TERMS AND ABBREVIATIONS (Contd.)
(FOR ALL CUSTOMERS)**

II. Definitions of additional technical terms and abbreviations are contained in the following sections:

A. Section C - Part I - Company Rules and Regulations (For All Customers)

- (1) Rule C2.7 Controlled Service Definitions
 - (a) Alternate fuel capability
 - (b) Commercial Customer use of natural gas
 - (c) Industrial Customer use of natural gas
 - (d) Use of natural gas for services essential for public health and safety
 - (e) Residential Customer use of natural gas

- (2) Rule C3.1 Curtailment of Gas for Gas Supply Deficiency - Definitions
 - (a) Commercial gas requirements
 - (b) Customers
 - (c) Industrial gas requirements
 - (d) Residential gas requirements
 - (e) System supply customer

- (3) Rule C3.2 Curtailment of Gas Service During an Emergency – Definitions
 - (a) Blanket certificate customer
 - (b) Capacity deficiency
 - (c) Capacity restriction
 - (d) Commercial gas requirements
 - (e) Customers
 - (f) Deliveries
 - (g) End use customer
 - (h) Force majeure
 - (i) Gathering systems
 - (j) Industrial gas requirements
 - (k) Requirements for plant protection
 - (l) Requirements for services essential for public health and safety
 - (m) Residential gas requirements
 - (n) Supply deficiency

- (4) Rule C4.4 Centrally Metered Installation – Definition of a Centrally Metered Installation
 - (a) Centrally Metered Installation

(Continued on [Sheet No. A-27.00](#))

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Dated October 9, 2007
In Case No. U-15152

(Continued from [Sheet No. A-26.00](#))

**TECHNICAL TERMS AND ABBREVIATIONS (Contd.)
(FOR ALL CUSTOMERS)**

II. Definitions of additional technical terms and abbreviations are contained in the following sections (Contd.)

B. Section E - Gas Transportation Standards and Billing Practices - Definitions

(1) Rule E1 General Provisions and Definitions

- | | |
|-------------------------------------|--|
| (a) Annual Contract Quantity or ACQ | (l) Nomination or Nominating |
| (b) Business Day | (m) Operational Flow Order or OFO |
| (c) Contract | (n) Rate Schedule |
| (d) Contract Year | (o) Receipt Point(s) |
| (e) Customer | (p) Standby Service |
| (f) Delivery Point(s) | (q) Standby Maximum Daily Quantity or SMDQ |
| (g) Gas Day | (r) Tariff |
| (h) Maximum Daily Quantity or MDQ | (s) Total Heating Value Per Cubic Foot |
| (i) MMBtu | (t) Transportation Rate Restoration Charge |
| (j) MMcf | (u) Unauthorized Gas Usage Charge |
| (k) Month | |

(2) Rule E14 Cashout Mechanism - Definitions

- | | |
|------------------------------|----------------------------------|
| (a) Actual Deliveries | (j) Excess Quantities |
| (b) Actual Receipts | (k) Imbalance |
| (c) Alpena System Dry Points | (l) Maximum Nomination Quantity |
| (d) Business Day | (m) Month |
| (e) Cashout | (n) Monthly Index Price |
| (f) Cashout Price | (o) Nominating Agent |
| (g) Company | (p) Non-Alpena System Dry Points |
| (h) Deficient Quantities | (q) Production Month |
| (i) Dry Receipt Points | (r) Title Holder |

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Regulatory Affairs

Detroit, Michigan



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SUPPLEMENTAL UTILITY SERVICE CHARGES

The charges shown on this sheet are not subject to approval by the Commission. Changes will be made by the Company from time-to-time to include current prices for the services offered.

METER TEST CHARGE

The charge for a gas meter test is \$75.00 when applicable pursuant to Rule B1, Technical Standards for Gas Service, Rule R 460.2351, Meters and Associated Metering Devices; Inspections and Tests. (Authorized by Rule C6, Metering and Metering Equipment.)

SERVICE LINE AND/OR METER RELOCATION CHARGE

The charge for service alterations, when requested by the customer or made necessary by the customer, is \$485.00, plus time and materials.

CUT AND CAP CHARGE

The charge for a routine residential service rate Cut and Cap of a gas service line, when requested by the residential customer or for the purpose of a demolition, is \$720.00.

The charge for a (1) non-routine, (2) commercial, or (3) industrial Cut and Cap of a gas service line, when requested by the customer *or for the purpose of a demolition*, is the greater of \$720.00 or time and materials.

The reconnect charge to install a new service to a site previously Cut and Capped relating to supplemental utility service, when requested by the customer or made necessary by the customer, is \$485.00, plus time and materials.

CARBON MONOXIDE (CO) ALARM CHARGE

The charge for responding to a CO alarm service call is \$130.00, if done during regular working hours, or \$150.00, if done after regular working hours.

CGI (CAN'T GET IN) CHARGE

The charge for a CGI incident relating to supplemental utility service, when the Company has met its time commitment, is \$30.00.

INSIDE LEAK REPAIR CHARGE

The charge for an Inside Leak Repair is \$74.00, when repair is requested by the customer.

GAS CONNECTION CHARGE

The charge for the connection of white goods gas appliance is the greater of \$74 or time and material, when repair is requested by the customer.

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Vice President
Regulatory Affairs

Detroit, Michigan



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Dated October 9, 2007
In Case No. U-15152

**SECTION B
ADMINISTRATIVE RULES INDEX**

B1. TECHNICAL STANDARDS FOR GAS SERVICE (R 460.2301 - R 460.2383) (FOR ALL CUSTOMERS)

http://www7.dleg.state.mi.us/orr/Files/AdminCode/108_06_AdminCode.pdf

PART 1. GENERAL PROVISIONS

R 460.2301 Definitions.

R 460.14001 (revised to R 460.20101) et seq. are the Michigan Gas Safety Standards. See Rule B9.

R 460.2302 Application, intention, and interpretation of rules; utility rules and regulations.

PART 2. RECORDS, REPORTS, AND OTHER INFORMATION

R 460.2321 Retention of records.

R 460.2501 et seq. are the Rules Pertaining to Preservation of Records of Electric, Gas and Water Utilities. See Rule B8.

R 460.2322 Location of records.

R 460.2323 Reports and records generally.

PART 3. SERVICE REQUIREMENTS

R 460.2331 Sale of gas.

R 460.2332 Permanent service line rules.

Refer to the Company's approved Rule C8, Customer Attachment Program.

R 460.2333 Main extension rules.

Refer to the Company's approved Rule C8, Customer Attachment Program.

R 460.2334 Temporary service.

Refer to the Company's approved Rule C1.4, Unusual Facility Requirements

R 460.2335 Interruptions of service.

R 460.2101 (revised to **R 460.101**) et seq. are the Consumer Standards and Billing Practices for Electric and Gas Residential Service.

R 460.14001 (revised to **R 460.20101**) et seq. are the Michigan Gas Safety Standards. See Rule B9.

PART 4. ENGINEERING

R 460.2341 Gas facilities; construction and installation.

R 460.2342 Standards of accepted engineering practice.

(Continued on [Sheet No. B-2.00](#))

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Regulatory Affairs

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(Continued from [Sheet No. B-1.00](#))

B1. TECHNICAL STANDARDS FOR GAS SERVICE (R 460.2301 - R 460.2383) (FOR ALL CUSTOMERS) (Contd)

http://www7.dleg.state.mi.us/orr/Files/AdminCode/108_06_AdminCode.pdf

PART 5. INSPECTION OF METERS

R 460.2351 Meters and associated metering devices; inspections and tests.

Refer to Rule 52 in conjunction with diaphragm-type meters. The Company adopted the requirements of Rule 52 as approved by Commission order dated December 18, 1984 in Case No. U-8003. Refer to the Company's approved Rule C6, Metering and Metering Equipment.

R 460.2352 Diaphragm-type meters; meter tests; reports.

The Company adopted the requirements of Rule 52 as approved by Commission order dated December 18, 1984 in Case No. U-8003. The following Subrule 7(b) as amended and approved by Commission order dated December 18, 1984 in Case No. U-8003 applies to the Company: "(7)(b) The number of meters in each meter class tested and found within the norm and within each 1% variance from norm between 90% accuracy and 110% accuracy. Meters that are slower than 90% and faster than 110% shall each be grouped separately."

R 460.2353 Retirement of meters.

R 460.2354 Accuracy of metering equipment; tests; standards.

R 460.2355 Meter shop; design; meter testing system; standards; handling; calibration cards; calibrated orifices.

R 460.2356 Pressure measurement standards.

R 460.2357 Records; meter tests.

R 460.2358 Records; meter and associated metering device data.

PART 6. BILL ADJUSTMENT; METER ACCURACY

R 460.2361 Bill adjustment; meter accuracy.

R 460.2362 Determination of adjustment.

R 460.2363 Refunds.

The Company adopted the requirements of Rule 52 as approved by Commission order dated December 18, 1984 in Case No. U-8003.

R 460.2364 Rebilling.

Refer to the Company's approved Rule C5.2I., Meter Error or Nonregistering Meter.

R 460.2365 Consumption data records.

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B1. TECHNICAL STANDARDS FOR GAS SERVICE (R 460.2301 - R 460.2383) (FOR ALL CUSTOMERS) (Contd)

http://www7.dleg.state.mi.us/orr/Files/AdminCode/108_06_AdminCode.pdf

PART 7. SHUTOFF OF SERVICE

R 460.2371 Conditions for establishing gas service; liability; notice and record of inability to establish service; refusal of service to customer using other gaseous fuel; exception.

Refer to the Company's approved Rule C1.3, Use of Service.
Refer to the Consumer Standards and Billing Practices for Electric and Gas Residential Service, Rule B2, R 460.128, Applicability.

R 460.2372 Gas facilities hazard.

R 460.2373 Shutoff of service.

Refer to the Consumer Standards and Billing Practices for Electric and Gas Residential Service, Rule B2, R 460.136, Emergency Shutoff. Refer to the Company's approved Rule C5.1, Access to Customer's Premises.

R 460.2374 Customer notification of shutoff of service.

Refer to the (1) Consumer Standards and Billing Practices for Electric and Gas Residential Service, Rule B2, R 460.137, R 460.138, R 460.139, R 460.140 and R 460.141, (2) Commercial and Industrial Billing Practices for Nonresidential Customers and Multifamily Dwelling Service Rate 2A Customers, Rule B4, R 460.2084, and (3) Company approved Rule C12, Shutoff of Service.

PART 8. GAS QUALITY

R 460.2381 Gas purity.

R 460.2382 Heating value; authorized variations.

R 460.2383 Heating value records; location and accuracy of measuring equipment; frequency of heating value determination.

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**B2. CONSUMER STANDARDS AND BILLING PRACTICES FOR ELECTRIC AND GAS
RESIDENTIAL SERVICE (R 460.101 - R 460.169)**

http://www7.dleg.state.mi.us/orr/Files/AdminCode/107_92_AdminCode.pdf

PART 1. GENERAL PROVISIONS

- R 460.101 Application of rules.**
- R 460.102 Definitions.**
- R 460.103 Discrimination prohibited.**
- R 460.104 Conduct of proceedings.**
- R 460.105 Additional rules.**

PART 2. APPLICATION FOR SERVICE

- R 460.106 Service requests for new or previous customers.**
- R 460.107 Applicant information.**

PART 3. DEPOSITS AND GUARANTEE TERMS AND CONDITIONS

- R 460.108 Prohibited practices.**
- R 460.109 Deposit for new customer.**
- R 460.110 Deposit for a previous customer or for continued service.**
- R 460.111 General deposit conditions.**
- R 460.112 Guarantee terms and conditions.**

**PART 4. METER READING PROCEDURES, METER ACCURACY, METER ERRORS
AND RELOCATION**

- R 460.113 Actual and estimated meter reading.**
- R 460.114 Company representative identification.**
- R 460.115 Customer meter reading.**
- R 460.116 Meter accuracy, meter errors, meter relocation.**

(Continued on [Sheet No. B-5.00](#))

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**B2. CONSUMER STANDARDS AND BILLING PRACTICES FOR ELECTRIC AND GAS
RESIDENTIAL SERVICE (R 460.101 - R 460.169) (Contd)**
http://www7.dleg.state.mi.us/orr/Files/AdminCode/107_92_AdminCode.pdf

PART 5. BILLING AND PAYMENT STANDARDS

- R 460.117 Billing frequency; method of delivery.**
- R 460.118 Equal monthly billing.**
- R 460.119 Cycle billing.**
- R 460.120 Payment of bill.**
- R 460.121 Payment period.**
- R 460.122 Allowable charges.**
- R 460.123 Bill information.**
- R 460.124 Separate bills.**
- R 460.125 Billing for non-tariff services.**
- R 460.126 Billing error.**

PART 6. VOLUNTARY TERMINATION OF SERVICE

- R 460.127 Voluntary termination.**

PART 7. UTILITY PROCEDURES

- R 460.128 Applicability.**
- R 460.129 Complaint procedures.**
- R 460.130 Personnel procedures.**
- R 460.131 Publication of procedures.**
- R 460.132 Access to rules and rates.**
- R 460.133 Reporting requirements.**
- R 460.134 Inspection.**
- R 460.135 Customer access to consumption data.**

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**B2. CONSUMER STANDARDS AND BILLING PRACTICES FOR ELECTRIC AND GAS
RESIDENTIAL SERVICE (R 460.101 - R 460.169) (Contd)**

http://www7.dleg.state.mi.us/orr/Files/AdminCode/107_92_AdminCode.pdf

PART 8. PROCEDURES FOR SHUTOFF AND RESTORATION OF SERVICE

- R 460.136 Emergency shutoff.
- R 460.137 Shutoff permitted.
- R 460.138 Notice of shutoff.
- R 460.139 Form of notice.
- R 460.140 Time of shutoff.
- R 460.141 Manner of shutoff.
- R 460.142 Manner of shutoff for service provided with remote shutoff and restoration capability.
- R 460.143 Shutoff prohibited.
- R 460.144 Restoration of service.

PART 9. ENERGY ASSISTANCE AND SHUTOFF PROTECTION PROGRAMS

- R 460.145 Listing of energy assistance programs.
- R 460.146 Notice of energy assistance programs.
- R 460.147 Medical emergency.
- R 460.148 Winter protection plan for low-income customers.
- R 460.149 Winter protection plan for senior citizens.
- R 460.150 Military protections.

PART 10. DISPUTED CLAIM, HEARING AND SETTLEMENT AGREEMENT

- R 460.151 Disputed claim.
- R 460.152 Utility hearing and hearing officers.
- R 460.153 Notice of hearing.
- R 460.154 Hearing procedures.
- R 460.155 Settlement agreement.
- R 460.156 Default of settlement agreement.
- R 460.157 Same dispute.

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**B2. CONSUMER STANDARDS AND BILLING PRACTICES FOR ELECTRIC AND GAS
RESIDENTIAL SERVICE (R 460.101 - R 460.169) (Contd)**

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PART 11. COMMISSION APPEAL PROCEDURES

- R 460.158 Informal appeal.**
- R 460.159 Filing procedures.**
- R 460.160 Informal appeal procedures.**
- R 460.161 Interim determination.**
- R 460.162 Appeal review.**
- R 460.163 Shutoff pending decision.**
- R 460.164 Informal appeal decision.**
- R 460.165 Failure to comply with informal appeal decision.**
- R 460.166 Same dispute.**
- R 460.167 Formal appeal.**
- R 460.168 Other remedies.**
- R 460.169 Scope of rules.**

B3. UNCOLLECTIBLES ALLOWANCE RECOVERY FUND (R 460.2601 – R 460.2625)

http://www7.dleg.state.mi.us/orr/Files/AdminCode/108_09_AdminCode.pdf

PART 1. GENERAL PROVISIONS

- R 460.2601 Application of rules.**
- R 460.2602 Definitions.**

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B3. UNCOLLECTIBLES ALLOWANCE RECOVERY FUND (R 460.2601 – R 460.2625) (Contd)
http://www7.dleg.state.mi.us/orr/Files/AdminCode/108_09_AdminCode.pdf

PART 2. UNCOLLECTIBLES ALLOWANCE RECOVERY FUND

- R 460.2621 Uncollectibles allowance recovery fund.**
- R 460.2622 Annual deposits.**
- R 460.2623 Notice of deposit.**
- R 460.2624 Disputes; procedure for resolution.**
- R 460.2625 Disbursement of funds.**

B4. BILLING PRACTICES APPLICABLE TO NON-RESIDENTIAL ELECTRIC AND GAS CUSTOMERS (R 460.1601 - R 460.1640)

(Applicable to nonresidential customers and Multifamily Dwelling Service Rate 2A customers)
http://www7.dleg.state.mi.us/orr/Files/AdminCode/108_03_AdminCode.pdf

- R 460.1601 Applicability; purpose.**
- R 460.1602 Definitions.**
- R 460.1603 Discrimination prohibited.**
- R 460.1604 Form of Proceedings.**
- R 460.1605 Additional rules.**
- R 460.1606 Application for new service.**
- R 460.1607 Customer deposits.**
- R 460.1608 Meter reading interval and estimated bills.**
- R 460.1609 Metering inaccuracies; billing adjustments.**
- R 460.1610 Voluntary termination.**
- R 460.1611 Meter or facilities relocation charge.**
- R 460.1612 Cycle Billing.**
- R 460.1613 Billing information.**
- R 460.1614 Discounts and late payment of bills.**
- R 460.1615 Delivery and payment of bills.**
- R 460.1616 Billing for unregulated service.**
- R 460.1617 Billing errors.**
- R 460.1618 Selection of rate, customer information, and service.**
- R 460.1619 Inspection.**
- R 460.1620 Customer access to consumption data.**
- R 460.1621 Servicing utility equipment on customer's premises.**
- R 460.1622 Customer complaints; investigation; records.**
- R 460.1623 Records and reports.**
- R 460.1624 Notice of shutoff.**
- R 460.1625 Denial or shutoff of service to customers.**
- R 460.1626 Manner of shutoff for service provided with remote shutoff and restoration capability.**
- R 460.1628 Disputed claim.**
- R 460.1629 Settlement agreement.**

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B4. BILLING PRACTICES APPLICABLE TO NON-RESIDENTIAL ELECTRIC AND GAS CUSTOMERS (R 460.1601 - R 460.1640) (Contd)

(Applicable to nonresidential customers and Multifamily Dwelling Service Rate 2A customers)
http://www7.dleg.state.mi.us/orr/Files/AdminCode/108_03_AdminCode.pdf

- R 460.1630 Default of settlement agreement.
- R 460.1631 Informal hearing and hearing officers.
- R 460.1632 Notice of hearing.
- R 460.1633 Hearing procedures.
- R 460.1634 Informal appeal procedures.
- R 460.1635 Interim determination.
- R 460.1636 Appeal review.
- R 460.1637 Shutoff pending decision.
- R 460.1638 Informal appeal decision.
- R 460.1639 Failure to comply with informal appeal decision.
- R 460.1640 Scope of rules.

ADDITIONAL ADMINISTRATIVE RULES

* Waivers may have been granted by the Commission to the Company for certain portions of the administrative rules below.

B5. PRACTICE AND PROCEDURES BEFORE THE COMMISSION (R 460.17101 - R 460.17701)

http://www7.dleg.state.mi.us/orr/Files/AdminCode/934_2009-046LR_AdminCode.pdf

B6. FILING PROCEDURES FOR ELECTRIC, WATER, STEAM AND GAS UTILITIES (R 460.2011 - R 460.2031)

http://www7.dleg.state.mi.us/orr/Files/AdminCode/108_04_AdminCode.pdf

B7. RESIDENTIAL CONSERVATION PROGRAM STANDARDS (R 460.2401 - R 460.2414)

http://www7.dleg.state.mi.us/orr/Files/AdminCode/108_07_AdminCode.pdf

B8. PRESERVATION OF RECORDS OF ELECTRIC, GAS AND WATER UTILITIES (R 460.2501 - R 460.2582)

http://www7.dleg.state.mi.us/orr/Files/AdminCode/836_10802_AdminCode.pdf

B9. MICHIGAN GAS SAFETY STANDARDS (R 460.20101 - R 460.20606)

http://www7.dleg.state.mi.us/orr/Files/AdminCode/108_17_AdminCode.pdf

B10. PRODUCTION AND TRANSMISSION OF NATURAL GAS (R 460.851 - R 460.875)

http://www7.dleg.state.mi.us/orr/Files/AdminCode/108_00_AdminCode.pdf

B11. UNIFORM SYSTEM OF ACCOUNTS FOR MAJOR AND NONMAJOR GAS UTILITIES (R 460.9021, R 460.9039)

http://www7.dleg.state.mi.us/orr/Files/AdminCode/108_13_AdminCode.pdf

B12. RATE CASE FILING REQUIREMENTS FOR MAJOR GAS UTILITIES

http://www.cis.state.mi.us/mpsc/orders/archive/pdfs/U-10039_01-17-1992.PDF

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**SECTION C - PART I
COMPANY RULES AND REGULATIONS
(FOR ALL CUSTOMERS)**

INTENT OF SECTION C - PART I

These General Rules and Regulations for all customers are not to supersede but are in addition to Rule B1, Technical Standards for Gas Service, Rule B2, Consumer Standards and Billing Practices for Electric and Gas Residential Service, and Rule B4, Commercial and Industrial Billing Practices.

C1. CHARACTERISTICS OF SERVICE

C1.1 Company Liability and Force Majeure

A. Company Liability

In any case of stoppage of the flow of gas to Customers, whether caused by accident, repairs or other cause, Company will not be liable for any damage that may arise therefrom. All stoppage of gas or damages of any kind that may be caused by severe cold weather will be considered beyond the control of Company and involving no pecuniary responsibility on its part.

Company shall not be liable for damages that may be incurred by the use of gas or appliances or the presence of Company's property on Customer's premises.

If a judgment is entered against Company as a result of its failure to exercise reasonable care and skill, Company's liability shall be limited to an amount equivalent to three times Customer's non-gas Monthly Customer Charge or one thousand dollars, whichever is less. Neither Company nor Customer shall be liable to the other party for consequential, incidental, exemplary, punitive, or indirect damages, lost profits or other business interruption damages arising out of the performance or non-performance of any obligation under Company's Rate Book for Natural Gas Service or any contract, by statute, in tort or contract, under any indemnity provision or otherwise.

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C1. CHARACTERISTICS OF SERVICE (Contd.)

C1.1 Company Liability and Force Majeure (Contd.)

B. Force Majeure

Neither Customer nor Company shall be liable in damages, or in any other remedy, legal or equitable, to the other for any act, omission, or circumstances occasioned by or in consequence of any acts of God, strikes, lockouts, acts of the public enemy, wars, sabotage, terrorism, blockades, insurrections, riots, epidemics, landslides, lightning, earthquakes, fires, storms, floods, washouts, arrests, and restraints of rulers and peoples, civil disturbances, failure of electronic data, explosions, breakage, or accident to machinery or lines of pipe or the necessity to make repairs, tests, or alteration to machinery or lines of pipe, line freezeups, the binding order of any court or governmental authority which has been resisted in good faith by all reasonable legal means, or any other cause, whether of the kind herein enumerated, or otherwise, and whether caused or occasioned by or happening on the account of the act or omission of one of the parties hereto or some person or concern not a party hereto, not within the control of the party claiming suspension and which by the exercise of due diligence such party is unable to prevent or overcome. A failure to settle or prevent any strike or other controversy with employees or with anyone purporting or seeking to represent employees shall not be considered a matter within control of the party claiming suspension. Under no circumstances will the following events constitute Force Majeure: (i) Customer's lack of finances, (ii) inadequate or uneconomic markets for Customer's gas, or (iii) insufficiency of Customer's gas supplies.

Such causes or contingencies affecting the performance of any obligations under any Rate Schedule or agreement by either Customer or Company, shall not relieve it of liability in the event of its concurrent negligence or in the event of its failure to use due diligence to remedy the situation and remove the cause in an adequate manner and with all reasonable dispatch, nor shall such causes or contingencies affecting performance of any obligation relieve Customer from its obligation to make payments of amounts then due, nor shall such causes or contingencies relieve either Customer or Company of liability unless such party shall give notice and full particulars of the same in writing, including by facsimile or electronic communication, to the other party as soon as possible after the occurrence relied on.

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C1. CHARACTERISTICS OF SERVICE (Contd.)

C1.2 Contracts

Prospective Customers for small commercial and small industrial consumption are required to sign a form of Contract. This contract is not limited as to time.

Prospective Customers for gas for use in qualifying schools and university buildings are required to sign a form of Contract limited as to time. All such Contracts must be approved and executed by the President or a Vice President of Company, or a designated representative, before they shall be binding upon Company.

Large volume Customers, taking gas under General Service Rate GS-2, are required to sign (in addition to the Application for Gas) a Contract limited as to time. All such large volume Contracts must be approved and executed by the President or a Vice President of Company, or a designated representative, before they shall be binding upon Company.

Customers taking service under Transportation Service Rate ST, LT, XLT, **XXLT**, TOS-F, TOS-I, CS-F or CS-I are required to sign a Contract for service incorporating the General Provisions and Definitions contained in Section E. All such Contracts shall have a minimum term of one year unless Company, in its sole discretion, allows a term less than the one-year minimum.

Any Contract to which Company is a party for the provision of services under any Rate Schedule in Company's Rate Book for Natural Gas Service is governed by the laws of the State of Michigan.

The contracts above-mentioned shall not be inconsistent with these Rules and Regulations and shall be, respectively, only in such form as shall be first approved by the Commission. The contracts shall be uniform in the case of all customers of the same class and type of service.

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C1. CHARACTERISTICS OF SERVICE (Contd.)

C1.3 Meter Applications

A written application for gas service, on regular blanks provided for the purpose, will be required from each customer and such application shall be filed by the customer at an office of the Company in the District in which gas service is to be supplied.

C1.4 Inspection of Installation

The Company shall not establish service to any applicant until a representative of the Company has performed a leakage test using gas at the meter outlet pressure in that installation to ensure that the applicant's fuel line piping is gas tight.

If leakage is detected on the applicant's piping, the Company will notify the applicant of the defect and gas service will not be established until such defect is repaired or corrected.

Nothing in this Rule shall be construed to make the Company liable for the installation, maintenance or use of piping or appliances owned by the customer beyond the making of the test above required; nor shall the Company be held liable for any continuing duty of inspection of piping or appliances.

C1.5 Right to Turn Off Gas

The Company reserves the right to turn off the gas at any time from any customer, if it shall deem such action necessary in case of an emergency or subject to the provisions of Rule B1, Technical Standards for Gas Service (for all customers), Part 7, Shutoff of Service, and Rule B2, Consumer Standards and Billing Practices for Electric and Gas Residential Service, Part 8, Procedures for Shutoff and Restoration of Service, to protect itself against loss, abuse or fraud, or for violation of the terms and conditions of the agreement between the customer and the Company, of which the Rules and Regulations herein set forth are a part.

C1.6 Meter Readers and Complaints

Requests for service and complaints may be made at an office of Company in the District where service is rendered. Meter readers are not authorized to take such requests and complaints.

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C1. CHARACTERISTICS OF SERVICE (Contd.)

C1.7 Modification by Employee or Agents

No employee or agent of Company shall have the power to amend, modify, alter or waive any of the conditions of any gas service Contract, except upon the approval of a duly authorized officer of Company, or to bind Company by making any promise or representation contrary to or inconsistent with these Rules and Regulations or with the provisions of any Contract.

C1.8 Amendments

Subject to the approval of the Commission, Company may alter or amend its Rules and Regulations from time to time, and add such further and other Rules and Regulations as experience may suggest. Effective upon approval by the Commission, all such amendments shall be incorporated in and modify, if applicable, any existing gas service Contract.

C1.9 Alternative Shut Off Protection Program for Eligible Low-Income and Senior Citizen Customers

A. As used in this Section:

- (1) **Eligible customer** means either a Low-income or Senior citizen customer whose arrearage has not accrued as a result of theft or unauthorized use.
- (2) **Low-income customer** means utility customer whose household income is at or below 200% of the Federal Poverty Level (FPL) and provides proof of meeting the eligibility requirement at the time of enrollment.
- (3) **Senior citizen customer** means utility customer who is 62 years of age or older and provides proof of meeting the eligibility requirement at the time of enrollment.

B. Customers eligible to participate under the Winter Protection Plan, Rule B2, Consumer Standards and Billing Practices for Electric and Gas Residential Service, Part 9, will be required to waive their rights to participate under the Winter Protection Plan in order to participate under the Alternative Shut-off Protection Program for Eligible Low-Income and Senior Citizen Customers.

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C1. CHARACTERISTICS OF SERVICE (Contd.)

C1.9 Alternative Shut Off Protection Program for Eligible Low-Income and Senior Citizen Customers (Contd.)

- C. Eligible customers may enroll year-round. Once enrolled, Eligible customers will be required to pay a minimum payment of 10% of the total balance of the amount owing at the time of enrollment and minimum monthly payments that include 1/12 of any remaining arrearage balance plus 1/12 of the estimated annual bill. Reconnection fees will be waived upon initial enrollment. Eligible customers will not be subject to late fees or deposits while enrolled in the program. The Company may elect to offer the customer additional time to resolve the arrearage resulting in an extended payment plan up to 24 months.
- D. Eligible customers' gas service will not be shutoff while enrolled in the program. In the event that the customer defaults by failing to pay the required minimum payment of 10% of the total balance owing at the time of enrollment or fails to make two monthly payments, the customer's participation in the program will be terminated and the customer's utility service will be subject to shut-off. The customer will remain responsible for the full arrearage and all applicable charges permitted under the tariffs including, but not limited to late fees, deposits and applicable reconnect charges. Customers previously terminated from the program will be permitted to enroll one additional time within any 12 month period if the customer pays 20% of any balance due plus reconnection charges and otherwise meets the requirements of the program.

C2. CONTROLLED SERVICE

C2.1 Scope

This Controlled Service Rule provides Company with the authorization to control the attachment of additional gas sales load and non-system supply load, consistent with changes in gas supply as they occur.

C2.2 Application

- A. Upon declaration of a Controlled Service condition, all those Customers within the affected priorities requesting gas sales service shall make written application for such service on a form provided by Company.
- B. Existing gas sales Customers requesting to attach additional gas burning equipment, existing Gas Customer Choice Customers or existing transportation Customers shall not be given preferential treatment over new Customers but shall be considered the same as new Customers in accordance with this Controlled Service Rule.

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C2. CONTROLLED SERVICE (Contd.)

C2.3 Approval

- A. As the Company is able to contract for gas supplies at reasonable and prudent prices, terms, and conditions, applications for gas sales service will be approved subject to the following conditions:
- (1) Approval will be on a first-come, first-served basis within each Controlled Service Priority.
 - (2) The Company will open the highest priority first. If all the applicants within that priority are granted gas sales service, and sufficient supply is available, the next highest priority will be opened.
 - (3) If the available supply is committed before granting all applicants gas sales service, then those applicants who do not receive gas sales service shall have their standing reserved within their priority, but will not receive preference over a later applicant who qualifies for a higher priority, when gas again becomes available and priorities are again opened.
- B. An applicant whose Controlled Service Priority is open at the time of application may be granted approval provided such applicant demonstrates to the satisfaction of the Company that the construction and installation of the necessary equipment will proceed in a timely manner.
- C. An applicant whose Controlled Service Priority is closed at the time of application, such that gas sales service is not initially granted, shall have his application for gas sales service kept on file by Controlled Service Priority and date application is received.
- D. Notification of approval shall specify the date within which service must be commenced.
- E. The Company may not grant gas sales service to new customers or permit the attachment of additional gas burning equipment by existing customers in a service area, if:
- (1) The Company is curtailing any customers under Rule C3.2, Curtailment of Gas Service During an Emergency, in that service area.
 - (2) The Company is curtailing any customers under **Rule C3.1**, Curtailment of Gas Service for Gas Supply Deficiency, in that service area; except that the Company may attach new residential customers provided no customers in Curtailment Priority Two are being curtailed.
- F. The Company reserves the right to attach new interruptible loads.

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C2. CONTROLLED SERVICE (Contd.)

C2.4 Forfeiture

- A. An applicant who is not initially granted gas sales service, shall notify the Company in writing, within 30 days of date of notification of approval, of the customer's intention to accept gas sales service, otherwise the approved application is void.
- B. A customer shall install the necessary equipment and commence gas sales service by the date specified in the Company's notification of approval, otherwise the customer's reservation of gas supply is forfeited and the customer must make a new application for service.
- C. If at any time after commencing gas sales service, a customer desires to burn an alternate fuel in place of system supply purchases, that customer will nominate nameplate ratings to which a Standby Service Charge is applied, otherwise such customer forfeits gas sales customer status. This provision is waived for customers who are being curtailed pursuant to Rule C3.1, Curtailment of Gas Service for Gas Supply Deficiency, or Rule C3.2, Curtailment of Gas Service During an Emergency.
- D. The Company reserves the right to discontinue service to any customer who violates any of the provisions of this Rule.

C2.5 Restricted Sales

If a Controlled Service situation is in effect, and as a result of warmer-than-normal weather, or other factors, the Company has system-supply volumes in excess of its immediate gas sales load, the Company may sell such excess gas to customers other than gas sales customers. However, the availability of system supply gas for sale to non-system supply customers is conditioned on and subject to:

- A. The designation of all sales of excess system supply as super-interruptible load subject to Curtailment Priority Five of Rule C3.2, Curtailment of Gas Service During an Emergency.
- B. Commission approval of non-tariff sales on a special contract basis, limited as to time and volume.

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C2. CONTROLLED SERVICE (Contd.)

C2.6 Priorities

- A. Service shall be controlled under this Rule in accordance with the following Priorities: Priority One constitutes the highest Priority. Priority Six constitutes the lowest Priority, which will be the first Priority controlled.

Priority One - The use of natural gas by any residential customer for any purpose.

Priority Two - The use of natural gas for services essential for public health and safety regardless of annual consumption.

Priority Three - The use of natural gas by any commercial or industrial customer with annual consumption less than 3,000 Mcf.

Priority Four - The use of natural gas by any commercial or industrial customer with annual consumption equal to or greater than 3,000 Mcf but less than 15,000 Mcf.

Priority Five - The use of natural gas by any commercial or industrial customer with annual consumption equal to or greater than 15,000 Mcf but less than 100,000 Mcf.

Priority Six - The use of natural gas by any commercial or industrial customer with annual consumption equal to or greater than 100,000 Mcf.

- B. A customer who has a pollution problem which presents a threat to the public health and welfare, where the use of natural gas offers the only feasible solution to the problem, may petition the Commission to assign a priority of use higher than that to which the customer would otherwise be entitled. The matter will be considered by the Commission pursuant to its Rules of Practice relating to petitions or complaints.
- C. The use of natural gas in boilers which have alternate fuel capability shall not qualify as requirements for services essential for public health and safety without the express authorization of the Commission. The matter will be considered by the Commission pursuant to its Rules of Practice relating to petitions or complaints.

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C2. CONTROLLED SERVICE (Contd.)

C2.7 Definitions

- A. **Alternate fuel capability** means that an alternate fuel could have been used whether or not the facilities for use have actually been installed or the alternate fuel is available.
- B. **Commercial Customer use of natural gas** shall refer to any usual commercial use of gas, including, but not limited to, all gas purchased by a business which does not qualify for a manufacturing industry code under the Standard Industrial Classification, as listed in the current edition of the Standard Industrial Classification Manual issued by the Executive Office of the President of the United States, and gas used in centrally metered apartment buildings. A centrally metered apartment building that cannot procure gas supply from a source other than the Company may petition the Commission to assign a priority of use higher than that to which the customer would otherwise be entitled. The matter will be considered by the Commission pursuant to its Rules of Practice relating to petitions or complaints.
- C. **Industrial Customer use of natural gas** shall refer to any usual industrial use of gas, including, but not limited to, all gas purchased under the Standard Industrial Classification, listed in the current edition of the Standard Industrial Classification Manual, issued by the Executive Office of the President of the United States.
- D. **Use of natural gas for services essential for public health and safety** shall mean gas purchased for use by or in connection with hospitals, convalescent homes, nursing homes, medical centers and clinics; water and sewage treatment and waste disposal facilities; civil defense centers and public utility buildings; newspapers, radio and television stations; fire stations, police stations, jails and penal institutions; and such other uses of gas that are found qualified by the Commission as requirements of services essential for public health and safety; provided, however, that boilers, turbines and engines which have alternate fuel capability shall not qualify as requirements for services essential for public health and safety without the express authorization of the Commission. The matter will be considered by the Commission pursuant to its Rules of Practice relating to petitions or complaints.
- E. **Residential Customer use of natural gas** shall include all gas usage metered and consumed within an individual household, and reasonably appurtenant and related to and normally associated with such a household, for such applications as space conditioning, cooking, water heating, refrigeration, clothes drying, incineration, lighting and other similar household applications. The term “household” includes single-family homes, farm homes, seasonal dwellings, duplexes and individual living units within mobile home parks, condominiums, individually metered apartments and cooperatives; provided, however, to qualify for residential usage a household must have the normal household facilities such as bathroom, individual cooking and kitchen sink facilities.

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C2. CONTROLLED SERVICE (Contd.)

C2.8 Penalties for Violation

Any gas used by a customer in additional equipment installed by an existing gas sales customer following the declaration of a controlled service condition and for which the customer has not received authorization, shall, during the period when a gas controlled service condition has been instituted pursuant to this Rule, be subject to excess use charges of \$10 per Mcf plus the highest city-gate price reported in Gas Daily for locations in the East North Central Region of the United States during the month in which the infraction occurred, with such charges being in addition to the rates set forth in the applicable Company Rate Schedule. Failure of the customer to pay such excess use charges when due shall constitute sufficient cause for the Company to shut off gas service to such customer. The Company reserves the right to shut off service to any customer who violates any of the provisions of this Rule.

C3. CURTAILMENT OF GAS SERVICE

C3.1 Curtailment of Gas Service for Gas Supply Deficiency

The following terms used in this rule shall have the meanings hereinafter set forth:

Commercial gas requirements shall include all service to customers engaged primarily in the furnishing or sale of goods or services including schools, local, state and federal government agencies and other public or private institutions for use other than those involving manufacturing or electric power generation.

Customers, unless otherwise specified, shall mean system supply customer.

Industrial gas requirements shall include all service to customers engaged primarily in a process which creates or changes raw or unfinished materials into another form or product including the generation of electric power.

Residential gas requirements shall include all direct natural gas usage for space heating, cooking, water heating, and other residential uses in a single family dwelling or in an individual flat or apartment; or to two or more households served by a single meter (one customer) in a *multifamily* dwelling, or portion thereof. A *multifamily* dwelling includes such living facilities as, for example, cooperatives, condominiums and apartments; provided each household within such *multifamily* dwelling has the normal household facilities such as bathroom, individual cooking and kitchen sink. A *multifamily* dwelling does not include such living facilities as, for example, penal or corrective institutions, motels, hotels, dormitories, nursing homes, tourist homes, military barracks, hospitals, special care facilities or any other facilities primarily associated with the purchase, sale or supplying (for profit or otherwise) of a commodity, product or service by a public or private person, entity, organization or institution.

System supply customer shall mean those customers who purchase all of their natural gas requirements from the Company.

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C3. CURTAILMENT OF GAS SERVICE (Contd.)

C3.1 Curtailment of Gas Service for Gas Supply Deficiency (Contd.)

A. Determination of Need for Curtailment

- (1) If at any time the Company cannot provide continuous service to its system supply customers because of an inability to procure sufficient gas volumes from its interstate pipeline suppliers or other suppliers, and reliable short term supplies are not available at reasonable and prudent prices, the Company has the right to curtail the distribution of system supply gas to its customers in accordance with the provisions of this Rule.
- (2) In implementing this Rule, however, all sales of system supply gas to other than system supply customers shall be curtailed prior to curtailing, limiting or interrupting the distribution of gas to system supply customers.
- (3) The Company may separately institute curtailment of its system supply gas in the integrated and non-integrated portions of its total system, consistent with the inability to procure sufficient gas volumes in each respective portion of its system.
- (4) This Curtailment Rule does not apply to gas owned by parties other than the Company.

B. Notice of Curtailment

- (1) The Company shall provide not less than 90 days advance written notice of curtailment to all system supply customers expected to be curtailed, except where actions by foreign, federal, state, or local government or regulatory agencies preclude the giving of such notice.
- (2) The Company may immediately curtail or interrupt the distribution of system supply gas to non-system supply customers, by oral notice or otherwise, to the extent and for such duration as the Company in its sole judgment shall deem necessary.
- (3) Notification of curtailment shall specify the starting date, an estimate of the length of time the curtailment is expected to be in effect, and the classification of the priorities to be curtailed. Prior to and during the period of curtailment, all customers in curtailment priorities to be affected shall be given not less than 30 days advance written notice of the authorized volumes to which they will be entitled for the following month.

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C3. CURTAILMENT OF GAS SERVICE (Contd.)

C3.1 Curtailment of Gas Service for Gas Supply Deficiency (Contd.)

C. Method of Curtailment

- (1) Prior to curtailment, the Company will make a Public Service Announcement for voluntary dial-down actions by system supply customers.
- (2) Curtailments shall be made in accordance with the curtailment priorities set forth in Section E of this Rule, beginning with the lowest priority category and proceeding to the next highest priority category. The total curtailment shall equal the estimated deficiency of gas brought about by the demands of all customers purchasing system supply gas in the integrated and/or non-integrated portions of the Company's system.
- (3) Curtailments may be simultaneously instituted in more than one curtailment category provided that gas usage falling within a lower priority category has been completely curtailed.
- (4) When curtailment of less than 100% of the sales volume in a particular curtailment priority is required, the available volumes shall be allocated to each customer assigned to that priority, on a pro-rata basis, using the customer's base period volumes that correspond to the month being curtailed.

D. Base Period

- (1) Base Period for System Supply Customers
 - (a) For the purpose of determining the customer's volumes within each Curtailment Priority Category, a twelve month base period shall be established. Such base period shall be fixed for the term of the curtailment. The base period volumes shall consist of the twelve consecutive monthly consumptions ending June of each year. In those instances where the customer has encountered strikes, interruption of gas service or unavoidable operational abnormalities, the Company may make reasonable adjustments to normalize the customer's requirements. Base period volumes may be adjusted for equipment added or deleted.

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C3. CURTAILMENT OF GAS SERVICE (Contd.)

C3.1 Curtailment of Gas Service for Gas Supply Deficiency (Contd.)

- (b) In determining monthly consumptions, the Company shall determine the gas used during each month of the period described above for all buildings, parts of buildings, and equipment associated with each customer's gas billing in accordance with the Company's Rules and Regulations. Volumes specified in Curtailment Priorities One through Five shall apply in the aggregate for all equipment of the same end use rather than on a unit of equipment basis.
- (c) The monthly consumption so determined, with such adjustments as provided above, shall then be used as the monthly requirement specified in the Curtailment Priority Categories. In determining a customer's Curtailment Priority Category, the applicable monthly requirement in the base period shall be used.

(2) Base Period for Non-System Supply Customers

A base period is not established pursuant to this Rule for non-system supply customers. The distribution of system supply gas to non-system supply customers is subject to Curtailment Priority Five whereby the Company has sole discretion in determining the extent and duration of curtailment of such customers.

E. Curtailment Priorities

For purposes of curtailment, five categories are established with Priority Five constituting the lowest priority and Priority One the highest.

Priority One - Residential gas requirements, commercial gas requirements of 1,250 Mcf or less per the base period month being curtailed, requirements for plant protection, and requirements for services essential for public health and safety.

Priority Two - Commercial gas requirements of 1,250 Mcf to 8,334 Mcf per the base period month being curtailed and industrial gas requirements of 8,334 Mcf or less per the base period month being curtailed.

Priority Three - Commercial and industrial gas requirements of 8,334 Mcf to 41,667 Mcf per the base period month being curtailed.

Priority Four - Commercial and industrial gas requirements in excess of 41,667 Mcf per the base period month being curtailed.

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C3. CURTAILMENT OF GAS SERVICE (Contd.)

C3.1 Curtailment of Gas Service for Gas Supply Deficiency (Contd.)

Priority Five - Non-residential customers having gas requirements in excess of 41,667 Mcf per the base period month being curtailed and having installed alternate fuel capability available on short notice (only the alternate fuel load will be curtailed) and all sales of system supply gas to non-system supply customers.

F. Rate Adjustments

A customer shall not be liable for any part of a monthly service charge provided in a Rate Schedule if such customer's consumption under that rate is completely curtailed for the entire billing period. No other rate adjustments will be permitted.

G. Enforcement

- (1) The Company reserves the right to inspect the customer's equipment, to install special metering, and to immediately terminate gas service for violations of this Rule, as provided by Rule B1, Technical Standards for Gas Service, R 460.2373, Shutoff of Service. Once gas service is terminated, the Company may withhold such service until it is satisfied that the terms and conditions of this Rule will be observed.
- (2) There is nothing in this Rule that shall prevent a customer from challenging before the Commission the continuation of a curtailment or that shall abridge the customer's right to appeal any such determination to the Commission.

H. Penalties for Violation

Any gas used by a customer in excess of the volumes authorized during the period when a curtailment has been instituted pursuant to this Rule shall be subject to excess use charges, with such charges being in addition to those normal charges made under the applicable Rate Schedules. The charge for such excess usage shall be \$1.00 per Ccf. Failure to pay an excess use charge when rendered shall subject the customer to termination of gas service.

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C3. CURTAILMENT OF GAS SERVICE (Contd.)

C3.2 Curtailment of Gas Service During an Emergency

The following terms used in this rule shall have the meanings hereinafter set forth:

Blanket certificate customer is a transportation customer who has contracted with the Company to transport gas in interstate commerce pursuant to a blanket certificate issued to the Company by the Federal Energy Regulatory Commission (FERC).

Capacity deficiency shall mean emergency situations whereby load temporarily exceeds the capacity of the Company's pipeline system to deliver volumes commensurate with such load, but such that the full design capacity of the system is unaffected. See Section **C3.2D(3)** of this Rule.

Capacity restriction shall mean restriction due to force majeure or other damage to the Company's facilities such that the full design capacity of the pipeline system is not available. See Section **C3.2D(1)** of this Rule.

Commercial gas requirements shall include all service to customers engaged primarily in the furnishing or sale of goods or services including schools, local, state and federal government agencies and other public or private institutions for use other than those involving manufacturing or electric power generation.

Customers, unless otherwise specified, shall mean sales customers, transportation customers and storage customers.

Deliveries shall mean both transportation and sales volumes.

End use customer is a customer under the Company's sales and transportation Rate Schedules where the gas is used or consumed on the customer's premises to which the gas was delivered.

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C3. CURTAILMENT OF GAS SERVICE (Contd.)

C3.2 Curtailment of Gas Service During an Emergency (Contd.)

Force majeure shall mean acts of God, strikes, lockouts, or other industrial disturbances; acts of the public enemy, wars, blockades, insurrections, riots, epidemics, landslides, lightning, earthquakes, fires, storms (including but not limited to hurricanes or hurricane warnings), crevasses, floods, washouts, arrests and restraints of the government, either Federal or State, civil or military, civil disturbances. Force majeure shall also mean shutdowns for purposes of necessary repairs, relocation, or construction of facilities; failure of electronic data capability; breakage or accident to machinery or lines of pipe; the necessity of testing (as required by governmental authority or as deemed necessary by the Company for the safe operation thereof), the necessity of making repairs or alterations to machinery or lines of pipe; failure of surface equipment or pipelines; accidents, breakdowns, inability to obtain necessary materials, supplies or permits, or labor to perform or comply with any obligation or condition of service, rights of way; and any other causes, whether of the kind herein enumerated or otherwise which are not reasonably within the control of the Company. It is understood that the settlement of strikes and lockouts or controversies with landowners involving rights of way shall be entirely within the Company's discretion and that the above requirement that any force majeure be remedied with all reasonable dispatch shall not require the settlement of strikes or lockouts or controversies with landowners involving rights of way by acceding to the demands of the opposing party when such course is inadvisable in the discretion of the Company.

Gathering systems shall include but is not necessarily limited to, the Company's existing Wet Header System and laterals.

Industrial gas requirements shall include all service to customers engaged primarily in a process which creates or changes raw or unfinished materials into another form or product including the generation of electric power.

Requirements for plant protection shall mean such minimum volumes of gas as required to prevent physical harm to the plant facilities or danger to plant personnel when such protection cannot be afforded through the use of an alternate fuel. This includes the protection of such material in process as would otherwise be destroyed, but shall not include deliveries required to maintain plant production. For the purposes of this definition, propane and other gaseous fuels shall not be considered alternate fuels.

Requirements for services essential for public health and safety shall mean gas purchased for food processing and for use by or in connection with hospitals, convalescent homes, nursing homes, medical centers and clinics; water and sewage treatment and waste disposal facilities; civil defense centers and public utility buildings; newspapers, radio and television stations; fire stations, police stations, jails and penal institutions; and such other uses of gas as are found qualified by the Commission as requirements for services essential for public health and safety; provided, however, that requirements for boilers which have alternate fuel capability shall not qualify as requirements for services essential for public health and safety without the express authorization of the Commission after hearing.

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C3. CURTAILMENT OF GAS SERVICE (Contd.)

C3.2 Curtailment of Gas Service During an Emergency (Contd.)

Residential gas requirements shall include all direct natural gas usage for space heating, cooking, water heating, and other residential uses in a single family dwelling or in an individual flat or apartment; or to two or more households served by a single meter (one customer) in a *multifamily* dwelling, or portion thereof. A "*multifamily* dwelling" includes such living facilities as, for example, cooperatives, condominiums and apartments; provided each household within such *multifamily* dwelling has the normal household facilities such as bathroom, individual cooking and kitchen sink. A "*multifamily* dwelling" does not include such living facilities as, for example, penal or corrective institutions, motels, hotels, dormitories, nursing homes, tourist homes, military barracks, hospitals, special care facilities or any other facilities primarily associated with the purchase, sale or supplying (for profit or otherwise) of a commodity, product or service by a public or private person, entity, organization or institution.

Supply deficiency shall mean emergency situations whereby the Company is temporarily unable to procure gas supplies commensurate with its system requirements.

A. Company's Rights to Curtail

The Company recognizes its primary public service obligation is to maintain gas service to its customers. If, in the event of an emergency arising out of extreme cold weather or other causes referred to as force majeure situations the Company determines that its ability to deliver gas may become inadequate to support continuous service to its customers on its system, the Company shall have the right to partially or completely curtail service to each of its customers in accordance with the order of curtailment set forth below, irrespective of the contracts in force. This plan applies to all gas sales, transportation and storage service provided by the Company except for gas moving on the Company's gathering systems. The Company will implement this curtailment plan throughout its system to the extent necessary and possible, consistent with its practical operation, considering such factors as system capacity and the extent to which curtailment of customers in a specific portion of the Company's system may remedy the emergency.

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C3. CURTAILMENT OF GAS SERVICE (Contd.)

C3.2 Curtailment of Gas Service During an Emergency (Contd.)

C. Notice of Curtailment

If a curtailment becomes necessary, Company shall provide notice to the Commission and all affected Customers of the nature, probable duration and extent of such curtailment. Such notice will be given as far in advance as possible.

D. Method of Curtailment

- (1) If a curtailment becomes necessary due to capacity restrictions, the Company shall determine the amount of firm service capacity that is available (residual firm capacity). The Company shall allocate that residual firm capacity between (i) transportation service provided pursuant to a FERC blanket certificate (Blanket Certificate Customers) and (ii) all other services (Other Customers), such allocation being made pro rata between such two classes of service, based upon the total volumes scheduled for service within each class on the applicable day.
- (2) The residual firm capacity which is allocated to Blanket Certificate Customers shall be allocated pro rata among the members of that class, based upon volumes scheduled for service by members of that class on the applicable day.

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C3. CURTAILMENT OF GAS SERVICE (Contd.)

C3.2 Curtailment of Gas Service During an Emergency (Contd.)

- (3) The residual firm capacity which is allocated to the Other Customers shall be curtailed in accordance with the curtailment priority categories set forth in Section F of this Rule, beginning with Curtailment Priority Five and proceeding to the next highest priority category.
 - (a) Curtailments may be simultaneously instituted in more than one curtailment priority category provided that gas usage falling within a lower priority category is being completely curtailed.
 - (b) If system deliverability permits only partial delivery of gas to a given priority category of use, curtailment will be effected on the basis of a pro rata sharing using the base period deliveries to customers for that priority category. If a customer has entered into an arrangement for voluntary reduction of use and/or increase in deliveries pursuant to Paragraph B(6) above, the volumes associated with such voluntary reductions of use or increase in deliveries shall be attributed to that customer's pro rata share.
 - (c) Upon notice of a curtailment, the Company shall give customers with multiple locations, the option to select which location will be subject to the curtailment, consistent with the practical and physical operational constraints of the Company's system.
- (4) If curtailment becomes necessary due to an emergency situation resulting in a supply deficiency, with no associated capacity deficiency, the Company shall curtail gas service in accordance with Section **C3.2D(3)(b)**, subject to the following conditions.
 - (a) Transportation customers shall have the option of having electronic remote metering installed or of establishing a means acceptable to the Company and the customer of determining daily consumption at the customer's expense. Negative daily imbalances incurred shall be curtailed pursuant to priorities determined as in Section **C3.2E**, Base Period. Usage in balance with deliveries (flowing pipeline supplies) on a daily basis is exempt from curtailment under this paragraph.
 - (b) Blanket certificate customers are exempt from curtailment.

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C3. CURTAILMENT OF GAS SERVICE (Contd.)

C3.2 Curtailment of Gas Service During an Emergency (Contd.)

- (5) If curtailment becomes necessary due to an emergency situation resulting in a capacity deficiency, the Company shall curtail gas service in accordance with Section **C3.2D(3)(b)**.

Blanket certificate customers are exempt from curtailment.

E. Base Period

- (1) For the purpose of determining the customer's volumes within each curtailment priority category, a twelve month base period shall be established. Such base period shall be fixed for the term of the curtailment. The base period volumes shall consist of the twelve consecutive monthly deliveries ending June of each year. In those instances where the customer has encountered strikes, interruption of gas service or unavoidable operational abnormalities, the Company shall make reasonable adjustments to normalize the customer's requirements. Base period volumes shall be adjusted for equipment added or deleted and new loads.
- (2) In determining monthly deliveries, the Company shall determine the gas used during each month of the period described above for all buildings, parts of buildings, and equipment associated with each customer's gas billing in accordance with the Company's Rules and Regulations. Volumes specified in Curtailment Priorities One through Five shall apply in the aggregate for all equipment of the same end use rather than on a unit of equipment basis.
- (3) The monthly deliveries so determined, with such adjustments as provided above, shall then be used as the monthly requirement specified in the Curtailment Priority Categories. In determining a customer's Curtailment Priority Category, the applicable monthly requirement in the base period shall be used.

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C3. CURTAILMENT OF GAS SERVICE (Contd.)

C3.2 Curtailment of Gas Service During an Emergency (Contd.)

F. Curtailment Priorities

- (1) For purposes of curtailment, firm end use sales and transportation customers (whose service is not provided pursuant to a blanket certificate issued by the FERC) will be treated equally in accordance with the curtailment priority categories set forth. Five categories are established with Priority Five being the first category to be curtailed and Priority One being the last. The Company will implement this curtailment plan throughout its system (except for its gathering systems) to the extent necessary and possible, consistent with its practical operation, considering such factors as system capacity and the extent to which curtailment of customers in a specific portion of the Company's system may remedy the emergency. Specifically, if curtailment of gas deliveries to a customer does not provide any relief to MichCon, then the Company may continue to provide gas service for the customer.

Priority One - Residential gas requirements, commercial gas requirements of 1,250 Mcf or less per the base period month being curtailed, requirements for plant protection, and for services essential for public health and safety.

Priority Two - Non-residential customers having commercial gas requirements of 1,250 Mcf to 8,334 Mcf per the base period month being curtailed and industrial gas requirements of 8,334 Mcf or less per the base period month being curtailed.

Priority Three - Commercial and industrial gas requirements of 8,334 Mcf to 41,667 Mcf per the base period month being curtailed.

Priority Four - Commercial and industrial gas requirements in excess of 41,667 Mcf per the base period month being curtailed.

Priority Five - Commercial and industrial customers with gas requirements in excess of 41,667 Mcf per the base period month being curtailed and having installed alternate fuel capability available on short notice (only the alternate fuel load will be curtailed) and all sales of system supply gas to non-system supply customers.

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C3. CURTAILMENT OF GAS SERVICE (Contd.)

C3.2 Curtailment of Gas Service During an Emergency (Contd.)

- (2) The gas requirements for district heating systems shall be classified, to the extent practicable, into the same priority categories as the Company's on-system sales and transportation customers if the operator of the district heating system provides the Company with the information necessary to make such a classification and an affidavit verifying the accuracy of such information. Information regarding such end use profile shall be provided for each priority category in a manner similar to the information regarding the base period volumes of other customers as set forth in paragraph E above.
- (3) The volumes of gas destined to end users of other local distribution companies (LDC) shall be classified into the same priority categories as the Company's on-system sales and transportation customers if the LDC provides the Company with the information necessary to make such a classification and an affidavit verifying the accuracy of such information. Such information shall be provided for each priority category in a manner similar to the information regarding the base period volumes of other customers as set forth in paragraph E above. Any volumes for which the LDC fails to provide such information shall be presumed to be in Priority Four.
- (4) During an emergency curtailment of gas service, public utilities that generate and distribute electricity shall be granted Priority One service for that portion of their gas requirements necessary to the discharge of the utilities' obligation to provide essential services and for which no practical alternatives exist.
 - (a) Such classification of volumes qualifying for Priority One shall be contingent upon the electric utility exercising due diligence in taking reasonable steps to minimize the use of natural gas during the course of the gas emergency, and consistent with maintenance of electric system integrity. To the extent that certain actions can minimize the use of natural gas, such actions may include, but are not limited to the following:
 - (i) Bring on line any non-gas reserve capacity.
 - (ii) Switch gas fired dual-fuel generating plants to an alternate fuel.
 - (iii) Attempt to procure incremental purchased power.
 - (iv) Interrupt service to controlled and/or interruptible electric loads.
 - (v) Curtail all non-firm off-system electric sales.

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C3. CURTAILMENT OF GAS SERVICE (Contd.)

C3.2 Curtailment of Gas Service During an Emergency (Contd.)

G. Diversion of Customer-Owned Gas During Gas Emergencies

If the Company determines that its ability to deliver gas is inadequate to support continuous service to its customers on its system and it enforces the curtailment plan established in this Rule, the Company shall give end user transportation customers the option to 1) have their curtailed deliveries injected into storage with the suspension of any penalties and with no other additional charges; or 2) sell to the Company their flowing pipeline supplies that have been curtailed. The price of the purchased gas will be negotiated between the transportation customer and the Company but be limited to the higher of a) the customer's reasonable costs associated with using alternate fuels during the period of diversion, b) the actual cost of the customer's diverted gas, or c) the highest city gate price of gas for MichCon's end users contained in the publication Gas Daily, delivered into MichCon's system during the period of diversion. The Company shall not divert gas from transportation customers who do not have title to the gas being transported unless the owner of such gas voluntarily agrees that its gas may be purchased, borrowed or otherwise diverted by the Company pursuant to Option 1 or 2 above. Nothing in these Rules relieves the Company from its obligation, under Act 304, of demonstrating the reasonableness and prudence of its gas purchases.

H. Rate Adjustments

A customer shall not be liable for any part of a monthly service charge provided in a Rate Schedule if such customer's consumption under that rate is completely curtailed for the entire billing period. No other rate adjustments will be permitted unless otherwise provided by contract.

I. Enforcement

- (1) The Company reserves the right to inspect the customer's equipment, to install special metering, and to immediately physically interrupt gas service for violations of this Rule, as provided by Rule B1, Technical Standards for Gas Service, R 460.2373, Shutoff of Service. Once gas service is terminated, the Company may withhold such service during the period of the curtailment until it is satisfied that the terms and conditions of this Rule will be observed.
- (2) There is nothing in this Rule that shall prevent a customer from challenging before the Commission the continuation of a curtailment or that shall abridge the customer's right to appeal any such determination to the Commission.

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C3. CURTAILMENT OF GAS SERVICE (Contd.)

C3.2 Curtailment of Gas Service During an Emergency (Contd.)

- (3) The Company shall, when acting reasonably and prudently in accordance with these Rules, not be liable for any loss, cost, damage, injury, or expense (incidental or consequential damages) that may be sustained by customer by reason of partial or complete curtailment of gas service.

J. Penalties

Any gas used by an end use customer in excess of the volumes authorized during the period when a curtailment has been instituted pursuant to this Rule may be subject to excess use charges, with such charges being in addition to those normal charges made under the applicable Rate Schedules. The charge for such excess usage shall be *the highest price reported for the MichCon, Michigan Consumers Energy and Chicago LDCs during the period of curtailment as reported by Gas Daily or, in the event that Gas Daily discontinues its reporting of such prices, any comparable reporting service, plus \$1.00 per Ccf.* Failure to pay an excess use charge when rendered shall subject the customer to termination of gas service.

C4. APPLICATION OF RATES

C4.1 Service to Which Rates Apply

The characteristics of and limitations on the service to which rates applicable in the Districts covered by these Rules and Regulations apply are described under the caption “Who May Take Service” in the respective Rate Schedules.

C4.2 Choice of Rates

Upon request, investigation will be made and assistance will be given to the customer to determine whether the rate under which he is being billed is the most advantageous. The Company does not guarantee that each customer will be served under the most favorable rate at all times, and will not be responsible for notifying the customer of the most advantageous rate.

After the customer has selected the rate under which he elects to take service, the customer will not be permitted to change from that rate to another rate until at least twelve months have elapsed. Neither will the customer be permitted to evade this Rule by temporarily terminating service. However, the Company may, at its option, waive the provisions of this paragraph where it appears that an earlier change is requested for permanent rather than for temporary or seasonal advantage. The intent of this Rule is to prohibit frequent shifts from rate to rate.

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C4. APPLICATION OF RATES (Contd.)

C4.3 Gas Not to be Submetered for Resale and Services Provided Not to be Resold or Reassigned

No gas purchased from the Company shall for the purpose of resale, be submetered or remeasured by the customer. The presently existing contracts for or consents to submetering for resale will be terminated at the earliest practicable date. *All services provided by the Company, including but not limited to, distribution, transportation, load balancing service, load balancing storage and storage services, are for use by the Customer and shall not be resold or reassigned without consent of the Company.*

C4.4 Centrally Metered Installation

A. Definition of a Centrally Metered Installation

- (1) A centrally metered installation, defined by order of the Commission dated April 29, 1974, as amended June 10, 1974, in Case No. U-4211, is one which meets all of the following conditions:
 - (a) The complex is served by a single meter installation; and
 - (b) The fuel lines are buried underground from the central meter installation to the location at which each fuel line enters each building or mobile home at its outside wall, and
 - (i) where the complex consists of buildings, two or more separate buildings, such as apartments, multifamily dwellings, dormitories or similar type buildings are supplied with gas and at least two buildings so supplied contain four or more living units, or
 - (ii) where the complex consists of mobile homes, four or more mobile homes used as living units are supplied with gas.
- (2) A centrally metered installation may also be an individual building served by a single meter installation where gas is provided to multiple living units.
- (3) Multiple living unit usage shall consist of the gas supplied for individual dwelling units under MichCon's Multifamily Dwelling Service Rate 2A.

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C4. APPLICATION OF RATES (Contd.)

C4.4 Centrally Metered Installation (Contd.)

- (4) All buried fuel lines from the outlet side of the Company's meter up to the outlet of the aboveground shutoff valve adjacent to the outside wall of each structure served, in addition to the pipe from the property line to the meter, shall be considered service lines.
- (5) Penal and corrective institutions are not considered to be centrally metered installations.

B. New Centrally Metered Installation

New centrally metered installations will be allowed for new services installed after September 12, 1996. The cost of the gas main extension and all service lines (as defined in A, above) shall be paid for in accordance with the Company's Rule C8, Customer Attachment Program. All service lines shall be installed, owned, operated and maintained by the Company.

C. Addition to an Existing Centrally Metered Installation

At the customer's request, the Company shall extend gas service to an addition to an existing centrally metered installation. Additional service lines shall be installed in accordance with Rule C8, Customer Attachment Program.

D. Customer-Owned Centrally Metered Installation Installed On and Prior to September 12, 1996

Where a customer owns the service lines in a centrally metered installation, the customer must inspect, operate and maintain the installation in accordance with applicable code requirements or must enter into a contract with a person who is qualified to inspect, operate and maintain the installation in accordance with applicable code requirements. The Company shall offer the customer a contract which provides for operation and maintenance in accordance with applicable code requirements. Under the terms of the contract, the Company shall be permitted to recover the direct cost for service performed plus an appropriate administrative overhead.

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CUSTOMER RESPONSIBILITIES

C5.1 Access to Customers' Premises

The Company's authorized agents shall have access to the customers' premises at all reasonable times to *perform services required by the Company or requested by the Customer. These services include, but are not limited to* installing, inspecting, testing, reading, repairing, locking, disconnecting, relocating or removing meters and other property of the Company situated on said premises, and inspecting and determining the load characteristics of appliances installed on said premises. *Neglect or refusal on the part of the Customer to provide reasonable access shall be sufficient cause for shutoff of service by the Company, and assurance of access may be required before service is restored.*

C5.2 Billing and Estimated Bills

A. Billing Frequency

Bills for gas service shall be rendered on approximately a monthly basis, unless the utility and the customer agree to another billing interval, and shall be due and payable on or before the due date shown on each bill.

B. Meter Reads

The Company shall schedule meters to be read on approximately a monthly basis and will attempt to read meters in accordance with such schedule. When the Company is unable to obtain an actual meter reading for any reason, the bill shall be estimated. Prior period(s) estimated bill(s) shall be adjusted as necessary when an actual meter reading is obtained.

C. Estimated Bills

The consumption for an estimated bill will be calculated using the following methodology approved by the Commission in Case No. U-14523 on August 4, 2005:

- (1) For accounts having actual historical usage information:

Consumption will be estimated based on historical average daily usage for the account. The average daily usage is calculated using selected historical data from the current and prior year, adjusted, where applicable, for the impact of the difference in weather between the period being estimated and the weather in the historical periods used to calculate average daily usage.

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C5. CUSTOMER RESPONSIBILITIES (Contd.)

C5.2 Billing Period and Estimated Bills (Contd.)

- (2) For accounts without sufficient actual historical usage information:

Consumption will be estimated based on the average daily usage for all accounts within that rate or service classification for selected periods during the prior year. The average daily usage is calculated using data from the prior year's actual consumption, adjusted, where applicable, for the impact of the difference in weather between the period being estimated and the weather in the historical periods used to calculate average daily usage.

Estimated bills shall have the same force and effect as those based upon actual meter readings.

D. Customer Meter Reads

Bills rendered for gas service for periods for which readings were not obtained shall have the same force and effect as those based upon actual meter readings. Any customer may read his/her own meter and provide the readings to the Company on a secure Company website, by telephone or on appropriate forms which shall be provided by the Company.

C5.3 NSF Charges

Checks, debit cards, credit cards or other forms of payment remitted by Customers as bill payments and returned *or authorized prepayments not honored by banks or other financial institutions against which they are drawn shall be* rebilled to Customers' accounts. A \$15.00 charge will be assessed to Customers for *processing payments or authorized prepayments* returned by banks *or other financial institutions* for reasons of insufficient funds, accounts closed, no accounts and similar situations, *excluding bank or financial institution errors.*

C5.4 Where Bills Are Payable

Bills are payable at an office of Company in the District in which gas service is supplied and at various specified agencies.

C5.5 Prompt Payment Discount

None.

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C5. CUSTOMER RESPONSIBILITIES (Contd.)

C5.6 Notice to Turn Off Gas

Customer will be held responsible for all gas supplied to Customer's premises subject to the provisions of Rule B2, Consumer Standards and Billing Practices for Electric and Gas Residential Service, Part 6, Voluntary Termination of Service.

If Customer requests same day voluntary termination of service and if Customer is advised of the charge, a charge of \$75.00 shall be collected.

C5.7 Energy Theft, Stolen Meter and Switched Meter

In cases where metered or unmetered energy theft, stolen meter or switched meter by someone other than a Company representative are involved, refunds and backbillings are for the determined duration of the period. Where the duration cannot be reasonably established or estimated, the Company shall adjust the billing for the past three years on the basis of actual monthly consumption determined from the most recent 36 months of consumption data.

Metered or unmetered energy theft includes but is not limited to tampering, unauthorized use, diversion and interference. For purposes of this rule, a stolen meter is classified as any meter not specifically assigned to that service location by the Company. For purposes of this rule, a switched meter is classified as a meter incorrectly assigned to a customer resulting in the customer being billed for another customer's consumption.

The Company reserves the right to recover all unbilled service revenue and costs associated with the theft of energy, stolen meter or switched meter. The offending customer, who intentionally stole a meter, switched a meter or who was intentionally involved in energy theft, shall pay all associated costs including costs for discovery, investigation and rewards for discovery. The customer who did not intentionally steal a meter, switch a meter or who did not intentionally become involved in energy theft shall pay for their energy usage according to Rule B2, Consumer Standards and Billing Practices for Electric and Gas Residential Service, R 460.126(2)(b), Billing Error.

The owner of a multiple-metered building shall be responsible for accurately tracing all fuel lines and for tagging such fuel lines with Company-provided tags to assure individual units are properly metered. The Company shall not set the meters until the fuel lines are identified. The owner of a multiple-metered building could be held responsible for any underrecovery of revenues resulting from improperly tagged meters. Any future expense of tracing fuel lines due to instances of switched meters related to errors in tracing and tagging of such fuel lines shall be the responsibility of the current owner of the multiple-metered building.

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C5. CUSTOMER RESPONSIBILITIES (Contd.)

C5.8 Restoration of Service

A. Charges to offset the costs of restoring service and costs of meter relocation, if applicable, to Customer whose previous service has been discontinued for nonpayment of bills or for any other breach by Customer of Company's Rates, Rules and Regulations, except for Energy Theft, Stolen Meter and Switched Meter under Section C5.7, will be collected by Company as follows:

- (1) If excavation was necessary to shut off service, a restoration charge of \$500.00 shall be collected from Customer.
- (2) Where service has been shut off and restoration does not require excavation, a restoration charge of \$50.00 for restorations done during regular working hours shall be collected from Customer whose service was shut off. If Customer specifically requests restoration of service after *regular* working hours and if Customer is advised of the increased charge, a restoration charge of \$75.00 shall be collected.
- (3) As provided under Rule B2, Consumer Standards and Billing Practices for Electric and Gas Residential Service, R 460.116, Meter Accuracy, Meter Errors, Meter Relocations, and R 460.144, Restoration of Service, and under Rule B4, Billing Practices Applicable to Non-Residential Electric and Gas Customers, R 460.1611, Meter or Facilities Relocation Charge, where service has been shut off and a meter has been relocated, the Company shall charge Customer for relocating the meter, based on the Company's current cost.

All service restoration and meter relocation charges are charges for gas service and are subject to the same payment requirements applicable thereto and shall be billed to Customer and shall be paid before service is restored.

- B. No service restoration charge shall be collected where Customer is receiving state or federal assistance or a state or federal agency determines that Customer is eligible to receive assistance, and the agency agrees to pay all or a satisfactory part of Customer's arrearage in accordance with the standards set forth in Rule B2, Consumer Standards and Billing Practices for Electric and Gas Residential Service, R 460.143, Shutoff Prohibited.
- C. If Customer elects to pay the energy arrears in full at the time of the shut off, Company's employee shall be authorized to accept the payment. In addition to full payment of arrears, an \$8.00 charge shall be paid by Customer for sending Company's employee to Customer's premises.
- D. For Customers taking service under any of the Sales Rate Schedules, turn on of gas service requested within 12 months of a request to turn off gas service by the same Customer at the same address shall be performed at a charge of \$50.00 if done during regular working hours or \$75.00 if done after *regular* working hours.

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C6. METERING

C6.1 Meter Location

The location of the meter must be determined after a careful inspection of the premises by an authorized representative of the Company. Wherever possible the meter shall be located on the front wall of the basement. It must be accessible at all reasonable hours and not subject to damage by extreme heat or cold or by objects that may come in contact with it. Meters will not be set in coal bins, under porches, in closets, or in any location difficult to access.

House piping must be installed by the customer from the meter location to the appliances.

The customer shall protect from loss or damage the meter (or meters), meter connections, regulators and other property placed on the premises of the customer at the expense of the Company and shall permit no person, other than an authorized representative of the Company, to remove, inspect or tamper with the meter (or meters).

The meter, meter connections and regulators at any time placed in the premises of the customer at the expense of the Company, shall remain the property of the Company and be subject to removal only by the Company or its successors.

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C6. METERING AND METERING EQUIPMENT (Contd.)

C6.2 Measurement of Gas

- A. Except as specifically provided herein, gas will be supplied only by meter measurement. The number of cubic feet delivered shall be measured by a meter or meters owned by Company and located at a point or points at the place or places of delivery. The quantity of gas passing through the meter, as shown by the register on the index, will be accepted as correct, except when upon testing the meter it is shown that the meter registers more than two percent fast or slow.
- B. (1) Gas may be supplied without meter measurement for the illumination of ornamental gas lights. When supplied in this manner for such purpose, gas shall be furnished at a regulated of four to seven inches water column. For ornamental gas lights installed prior to September 20, 2005, payment shall be made upon the basis of an assumed consumption of 1,700 cubic feet per mantle per month. For new or replacement ornamental gas lights installed on or after September 20, 2005, payment shall be made upon the basis of an assumed consumption calculated in 100 cubic feet pursuant to the following formula.

$$\frac{\text{BTU Input Rating} \times 24 \text{ Hours/Day} \times 30.4 \text{ Days/Month}}{100,000}$$

The assumed consumption shall be (a) added to Customer's metered consumption if Customer is taking gas service under a Rate Schedule which allows such gas light service; or (b) billed to Customer under the General Service Rate Schedule if Customer is not taking gas service for any purpose, or is not taking gas service under a Rate Schedule which allows such gas light service.

- (2) Installation of a service line from the main to the location at the base of the gas light will be performed by Company at Customer's request and expense. The service line will include the service riser, the service valve, and the service regulator, if so required. The customer shall pay for any permits required by state or local ordinances. Service lines shall at all times be owned, operated and maintained by Company.

Company shall be deemed in exclusive control and possession of gas and responsible for any loss, damage or injury caused thereby until it is delivered by Company at the outlet of the service valve or service regulator. Customer shall be deemed in exclusive control and possession of gas and responsible for any loss, damage or injury caused thereby after it is delivered by Company at the outlet of the service valve or service regulator.

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C6. METERING AND METERING EQUIPMENT (Contd.)

C6.2 Measurement of Gas (Contd.)

- C. Except as specified in Rule *C10*, the sales unit of gas supplied shall be 100 cubic feet. For any other purpose, the heating content of such gas shall be presumed to equal Company's system average heat content based upon the weighted heat content of gas delivered to Company's system for the most recent calendar month for which data are available.

C7. GAS COST RECOVERY CLAUSE AND STANDARD REFUND PROCEDURES

C7.1 Gas Cost Recovery Clause

A. Applicability of Clause

All rates for gas service, unless otherwise provided in the applicable Rate Schedule, shall include a Gas Cost Recovery Factor to allow Company to recover the booked costs of gas sold by Company if incurred under reasonable and prudent policies and practices.

B. Booked Cost of Gas Sold

- (1) Booked cost of gas sold as used in this Rule includes the following as expensed on the books of Company:
- (a) Interstate Purchases: Cost for gas service.
 - (b) Intrastate Purchases: Costs for gas service incurred pursuant to all contracts on file with the Commission.
 - (c) Company Produced Natural Gas: Costs which vary with volume produced.
 - (d) Company Produced Substitute Natural Gas: Costs for feedstock used to produce substitute natural gas.

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C7. GAS COST RECOVERY CLAUSE AND STANDARD REFUND PROCEDURES (Contd.)

C7.1 Gas Cost Recovery Clause (Contd.)

- (e) Liquefied Petroleum Air Gas: Costs for propane used to produce a propane-air gas mixture.
 - (f) Storage Gas: Net costs of gas injected and withdrawn from underground storage facilities.
 - (g) Purchases From Other Michigan Utilities: Costs for gas service pursuant to contracts approved by the appropriate regulatory body.
 - (h) Supplier Refunds And Credits: Refunds and credits from suppliers in the period realized.
 - (i) Cashout Mechanism: Net of gas sales and gas purchases pursuant to Section E15.
 - (j) Penalty revenues resulting from unauthorized gas usage, load balancing storage charge, and the September *through November* storage injection limits.
- (2) Booked cost of gas sold as used in this Rule specifically excludes the following items:
- (a) Gas used by Company, at the annual average booked cost of gas sold.
 - (b) Lost and unaccounted for gas, at the annual average booked cost of gas sold.
 - (c) Gas sold at a price different than Company's gas cost recovery factor, at the incremental cost from Company's suppliers, except gas sold under Company's cashout mechanism.
 - (d) Contract, tariff and other penalties, unless Customers of Company benefit as a result of payment of such penalties.

C. Billing

- (1) In applying the Gas Cost Recovery Factor, per Ccf or therm, any fraction of 0.001 cent shall be rounded to the nearest 0.001 cent.

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C7. GAS COST RECOVERY CLAUSE AND STANDARD REFUND PROCEDURES (Contd.)

C7.1 Gas Cost Recovery Clause (Contd.)

- (2) Each month the Company shall include in its rates a Gas Cost Recovery Factor up to the maximum authorized by the Commission as shown on Sheet No. D-3.00. For months in which the Commission has not approved a specific Gas Cost Recovery Factor, the Company may include an appropriate Gas Cost Recovery Factor in its rates if authorized by law to do so.
- (3) The Gas Cost Recovery Factor shall be the same per Mcf or Ccf for each billed customer. The factor shall be placed into effect in the first billing cycle of each monthly billing period and shall continue in effect throughout all cycles in each monthly billing period.
- (4) The Gas Cost Recovery Factor shall appear on all customer bills.

D. General Conditions

- (1) At least five business days prior to the commencement of the first billing cycle for the corresponding month, the Company shall give the Commission Staff written notice of the actual factor or factors to be billed to its customers.
- (2) This Gas Cost Recovery Clause is authorized by the provisions of 1982 P.A. 304. A copy of that Act is available for public inspection at each business office of the Company. The Company will provide a copy of the Act to any customer upon request

C7.2 Refund Procedure

A. Application

At times during the year, the Company receives and/or has need to record on its financial accounting records refunds applicable to various Rate Schedules taking gas service from the Company. Retail sales customers purchasing gas under the Company's Gas Cost Recovery (GCR) Clause and, at times, non-GCR customers are eligible for refunds.

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C7. GAS COST RECOVERY CLAUSE AND STANDARD REFUND PROCEDURES (Contd.)

C7.2 Refund Procedure (Contd.)

B. Refund Notification

By *April* 15th of each year, the Company shall notify the Commission Staff of any pipeline or other supplier refunds received during the prior calendar year. The notification shall be in the form of a letter, and include:

- (1) The amount of each refund.
- (2) Source and reason for each refund.
- (3) Period covered by each refund.
- (4) Date each refund was received.

Additionally, if a portion of any pipeline or other supplier refund is eligible to be refunded to non-GCR customers, an allocation between GCR and non-GCR customers shall be made on the basis of actual consumption during the historical period to which the refund is deemed applicable. This calculation, along with any calculations for deductions from the non-GCR customer portion for Company Use and Lost and Unaccounted For volumes shall also be included.

Failure of the Company to report a refund to the Commission Staff by the *April* 15th deadline shall result in an interest penalty of 50% over the normal authorized rate of return on common equity for the period of time that the utility fails to comply with the refund notification requirement.

C. GCR Customer Refunds

- (1) All pipeline or other supplier refunds allocable to GCR customers shall be reflected as reductions to the GCR Cost of Gas Sold in the month received and should be included in the annual GCR reconciliation in the line captioned "Purchased and Produced."
- (2) Prior year's GCR under or over recoveries and any Commission ordered disallowances associated with the prior year's GCR period shall be reflected in the beginning balance (January 1) in the year ordered by the Commission. The amount reflected in the beginning balance shall include appropriate interest. The amount shall be included in separate lines below the GCR Cost of Gas Sold line.

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C7. GAS COST RECOVERY CLAUSE AND STANDARD REFUND PROCEDURES (Contd.)

C7.2 Refund Procedure (Contd.)

- (3) All other refunds shall be reflected in the month the refund arises and shall be included in a separate line below the Cost of Gas Sold line.

D. Non-GCR Customer Refunds

(1) **Refund Treatment**

All non-GCR refund liabilities shall be credited to a refund liability account to accrue interest until such time as such monies are authorized to be refunded. Application for refund of non-GCR liabilities shall be included in the Company's annual GCR reconciliation filing.

(2) **Allocation**

Pipeline and other supplier refunds shall be allocated between GCR and non-GCR customers on the basis of actual consumption during the historical period to which the refund is deemed applicable.

Deductions for Company Use and Lost and Unaccounted For volumes shall be made from the portion of the refunds allocable to non-GCR customers based upon the actual percentages for Company Use and Lost and Unaccounted For during the historical refund period.

(3) **Distribution**

To the extent that the Company has the data readily available in a format which could be utilized for periods beyond four years without additional cost to the Company and its GCR customers, distribution of non-GCR customer refunds shall be made on the basis of actual usage during the historical period to which the refund is deemed applicable. The Company shall be required to maintain individual non-GCR customer consumption data for a minimum period of four years.

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C7. GAS COST RECOVERY CLAUSE AND STANDARD REFUND PROCEDURES (Contd.)

C7.2 Refund Procedure (Contd.)

(4) Refund Completion Reports

Six months after the completion of a non-GCR customer refund, the Company shall submit a completion report to the Commission Staff showing the amount actually refunded as compared to the authorized refund amount and the date the refund was completed. Any undistributed amounts shall be rolled back into the non-GCR refund liability account to accrue interest until refunded to non-GCR customers in the next refund.

C8. CUSTOMER ATTACHMENT PROGRAM

C8.1 Purpose

The Company proposes to make extension of its gas mains and/or service lines from time to time, at its own cost, to serve applicants whose requirements will not disturb or impair the service to prior users or will not require an expenditure out of proportion to the expected revenue obtainable therefrom.

The Company reserves the right to delay or deny a request for service under this Rule, if fulfilling such a request could, in the Company's opinion, create conditions potentially adverse to the Company or its customers. Such conditions may include, but are not limited to, safety issues, system operating requirements or capital constraints. The provisions under this Rule are in addition to the existing rules and tariffs for customer gas service.

When relocation or modification of Company facilities to an existing structure with gas service is requested or made necessary by the customer, all costs for the relocation or modification shall be charged to the requesting party.

C8.2 Customer Contribution

A customer contribution shall be required prior to construction equal to the following components: Connection Fee plus any applicable Fixed Monthly Surcharge or lump sum payment plus any Excessive Service Line Fee plus any Direct Charges.

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C8. CUSTOMER ATTACHMENT PROGRAM (Contd.)

C8.2 Customer Contribution (Contd.)

Direct Charges include, but are not limited to, any specific license fees, inspection fees, or rights of way fees charged by any political subdivision for any construction provided under this rule, and are to be paid the Company. Direct charges shall also include an additional charge per foot for winter construction of all underground construction as installed, excluding conduit, applied to projects constructed during the period of December 15 to April 15, for installation of distribution or service facilities. This charge shall be based on periodic reviews of actual costs by the Company.

Any written communication from the Company regarding construction activity and its associated contribution due from the customer, unless specified otherwise in the document, shall have an expiration date of 60 days from the date issued. If either the customer or the Company takes no action by that time, the Company shall have the right to withdraw the proposal or modify the conditions under which it was made.

C8.3 Payment of Customer Contribution

The Connection Fee, **Direct Charges** and the Excessive Service Line Fee are payable in a lump sum at the time the service **agreement** is executed by the customer. The Connection Fee is non-refundable. The **Direct Charges and** Excessive Service Line Fee **are** refundable if the service line has not been installed. If the service line has been installed, the **Direct Charges and** Excessive Service Line Fee **are** non-refundable.

Unless otherwise stated by the Company, the customer shall pay any remaining charges resulting from a Revenue Deficiency in a lump sum in advance of the facility expansion. Customers deemed by the Company to require significant investment for unpredictable operations may enter into a contract with the Company to have all or a portion of the revenue deficiency designated as a deposit subject to refund, at the option of the Company. Refunds shall not exceed the amount of the deposit, and shall be based solely on any incremental increase in consumption and accompanying revenues above that recognized in the Model to calculate the customer contribution.

For land developers, builders, mobile home park developments, or rental units, the customer contribution shall be required in a lump sum in advance of the facility expansion; they are not eligible for the Fixed Monthly Surcharge, and may not be considered as an unpredictable operation eligible for terms of a contract subject to refund.

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C8. CUSTOMER ATTACHMENT PROGRAM (Contd.)

C8.3 Payment of Customer Contribution (Contd.)

The Company may offer the Fixed Monthly Surcharge as an alternative payment method. The Fixed Monthly Surcharge shall be payable monthly throughout the surcharge period. The Fixed Monthly Surcharge will commence on the date that the customer receives gas service or six (6) months following the date the service agreement is executed by the customer, whichever occurs first. The customer may at any time elect to pay off the remaining Fixed Monthly Surcharge balance with a lump sum payment equal to the present value of the remaining monthly payments. If the present value of the Fixed Monthly Surcharge is less than \$300.00, the Company may require the customer to make a lump sum payment. The Fixed Monthly Surcharge is assessed to the property served such that any subsequent customer requesting gas service at the property address, once notified by the Company of the amount and duration of such surcharge, shall be liable for the Fixed Monthly Surcharge. Such notification may be verbal, written or in the form of a bill which includes the Fixed Monthly Surcharge. Failure of sellers, agents, lessors or other non-company parties to notify a customer of the Fixed Monthly Surcharge shall not relieve the customer's obligation to pay the Fixed Monthly Surcharge. Failure by the customer to timely pay the Fixed Monthly Surcharge *may* result in the discontinuation, shutoff of service or denial of natural gas service.

C8.4 Connection Fee

The Connection Fee is equal to \$300.00 per meter. The Connection Fee for a multiple metered installation on a single structure that is served from a single service line and where all meters are set at one time is equal to \$150.00 per meter.

C8.5 Excessive Service Line Fee

The Excessive Service Line Fee will be assessed to a customer whose service line requirement is in excess of the Service Line Limit. The Excessive Service Line Fee will be calculated annually to be effective *May 1*. The Service Line Limit for an individual service line shall be equal to the point at which the cost of the customer's service requirements are greater than the allowance based on the Cost of Service Model. The Company reserves the right to use a different Service Line Limit for different geographic locations and categories of customers. The Service Line Limit will be calculated annually to be effective March 1st. In calculating the average service line length for a project containing more than one customer, the maximum length of each service line to be included in the calculation is the Service Line Limit for a primary residential home.

The Company, in its sole discretion, may waive the excessive service line fee or extend the service line limit for all attaching parties based on the economics of a proposed project. Any such waiver or extension shall not be effective unless provided in writing by the Company.

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C8. CUSTOMER ATTACHMENT PROGRAM (Contd.)

C8.6 Fixed Monthly Surcharge

A Fixed Monthly Surcharge (Surcharge) will be calculated for each Customer Attachment Project (Project). The Surcharge will recover the Revenue Deficiency anticipated from the proposed Project. The Surcharge is calculated such that the present value of the anticipated Surcharges collected from the Project will equal the net present value Revenue Deficiency. The Surcharge will be recoverable over a predetermined time period, not to exceed ten years. The Company will be responsible for determining the appropriate Surcharge time period. The Surcharge will be a fixed dollar amount for all customers within the Project and will expire on the same date for all customers within the Project, regardless of when the Surcharge was initially assessed to the customer. The Surcharge will not be subject to adjustment, reconciliation or refund. A customer who attaches to a Project after the Surcharge period has expired or a customer whose proposed attachment was beyond the scope of the original Project, will be treated as a separate Project.

The Company will supply, upon request by the party responsible for payment of the Surcharge, the following information for an account subject to a Surcharge: the current present value of the Surcharge balance, a report of monies paid either (a) to date for an account or (b) for a twelve-month period for an account provided the request is made within 90 days of the end of the time period requested, and the expiration date of the project. This information will be supplied at no charge to the customer once within a calendar year.

C8.7 Customer Attachment Project

A Project may consist of a single customer, requiring only the installation of a service line and meter, or may consist of numerous customers requiring the installation of mains, service lines and meters. A Project will generally be defined as a customer or group of customers that may be served from the contiguous expansion of new distribution facilities.

C8.8 Revenue Deficiency

A discounted cost of service model (Model) will be used to calculate the net present value (NPV) Revenue Deficiency anticipated from a Project. The Model will use the expected incremental revenues and incremental costs associated with the Project for each year of a twenty year period. From this information an annual net revenue excess or deficiency will be calculated. The annual net revenue excess or deficiency will be discounted and summed to determine the NPV Revenue Deficiency of the Project. If the NPV Revenue Deficiency is negative, the discounted revenues exceed the discounted costs, then a NPV Revenue Deficiency of zero will be used.

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C8. CUSTOMER ATTACHMENT PROGRAM (Contd.)

C8.9 Model Assumptions

A. Incremental Revenues

The incremental revenues will be calculated based on current rates and a forecast of the timing and number of Customer attachments as well as Customers' annual consumption levels.

B. Incremental Costs

(1) Carrying Cost Rate

The Carrying Cost Rate will be a pre-tax weighted rate of long-term debt and common equity. The cost will be equal to and weighted in proportion to those authorized in Company's most recent rate order. Based on MichCon's rate order in Case No. **U-16999**, dated **December 20, 2012**, the Carrying Cost Rate is equal to **11.79%**.

(2) Plant in Service

Plant in Service shall reflect Company's estimated cost to construct distribution mains, Customer service lines, meters and pressure regulators or regulating facilities for the Project. The timing of the facility investment, primarily service lines, will correspond with the projected timing of Customer attachments.

(3) Carrying Costs

The Carrying Costs will be the product of the average of beginning and end-of-year net plant, Plant in Service minus accumulated depreciation minus deferred taxes, multiplied by the Carrying Cost Rate, noted in paragraph (1) above.

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C8. CUSTOMER ATTACHMENT PROGRAM (Contd.)

C8.9 Model Assumptions (Contd.)

(4) Depreciation

Depreciation expense will be the product of Plant in Service multiplied by the appropriate prescribed depreciation rates approved for Company.

(5) Property Taxes and Other Operating Expenses

Property Taxes will be the product of Plant in Service multiplied by Company's average property tax rate. All Other Incremental Operating Expenses will be included as identified. Incremental O&M will, at a minimum, include a proportional cost for monthly meter reading, billing and mailing.

(6) Discount Rate

The Discount Rate will be a weighted rate of long-term debt and common equity. The cost will be equal to and weighted in proportion to those authorized in Company's most recent rate order. Based on MichCon's rate order in Case No. *-U-16999*, dated *December 20, 2012*, the Discount Rate is equal to *8.27%*.

(Continued on Sheet No. C-44.00)

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C8. CUSTOMER ATTACHMENT PROGRAM (Contd)

C8.10 Customer Attachment Project Areas

All gas sold in any area specifically listed below is subject to the following Customer Attachment Project (CAP) charges. CAP areas and charges shall be added to or removed from the list from time to time by Company.

<u>CAP ID</u>	<u>CAP Area</u>	<u>County</u>	<u>CAP Charge</u>	
			<u>Per Month</u>	<u>End Date</u>
40797	4389 N. Norway Rd	Alcona	\$14.35	01/25/15
43214	E2935 E Torma Rd	Alger	\$12.42	11/14/16
43519	Hilltop Drive	Alger	\$20.38	09/28/17
43949	E9873 Kinston	Alger	\$22.02	09/24/18
45090	<i>N7048 Shady Lane</i>	<i>Alger</i>	<i>\$12.00</i>	<i>10/21/21</i>
44008	Mosquito Lane Area	Alpena	\$24.89	10/16/18
44145	Hiawatha Lane	Alpena	\$12.76	09/01/19
40558	Torch Lake 2004 – 2014	Antrim	\$19.17	11/09/14
43973	Elder Road Mancelona	Antrim	\$20.46	09/16/18
43756	Platte Lake AEP	Benzie	\$21.27	10/07/18
44599	<i>Pinewoods Subdivision, Lake An</i>	<i>Benzie</i>	<i>\$36.86</i>	<i>11/01/21</i>
43359	Hulbert Street	Charlevoix	\$16.26	07/31/12
40707	Old Mackinaw Trail	Charlevoix	\$19.91	02/22/15
41849	Boyne City-East Jordan Road	Charlevoix	\$25.45	07/22/15
43915	Valley Brook Drive	Charlevoix	\$15.43	10/30/18
44299	Indian Garden Etc	Charlevoix	\$48.66	08/18/20
44523	<i>Loeb Road Area</i>	<i>Charlevoix</i>	<i>\$27.89</i>	<i>10/18/21</i>
2122	2105 E State	Cheboygan	\$37.41	08/07/12
43929	1303 Coulson Dr	Cheboygan	\$12.10	07/28/18
44205	2942 Chippewa Beach Rd	Cheboygan	\$25.42	08/19/19
44538	<i>Shawnee Avenue</i>	<i>Cheboygan</i>	<i>\$17.92</i>	<i>10/05/21</i>
44264	2288 Maleport	Chippewa	\$62.92	04/27/20
44032	<i>Bermuda Ave, Sault St Marie</i>	<i>Chippewa</i>	<i>\$24.26</i>	<i>09/02/21</i>
44608	<i>3448 S Mackinaw Trail</i>	<i>Chippewa</i>	<i>\$23.50</i>	<i>11/03/21</i>
44988	<i>1177 Birch Lane</i>	<i>Clare</i>	<i>\$18.08</i>	<i>11/18/16</i>
44468	1291 E Surrey Rd	Clare	\$17.02	12/17/20
45218	<i>Finley Lake Ave</i>	<i>Clare</i>	<i>\$27.55</i>	<i>12/28/21</i>
44588	<i>Harrison Area Expansion Proj.</i>	<i>Clare</i>	<i>\$25.00</i>	<i>11/09/21</i>

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C8. CUSTOMER ATTACHMENT PROGRAM (Contd)

C8.10 Customer Attachment Project Areas (Contd)

<u>CAP ID</u>	<u>CAP Area</u>	<u>County</u>	<u>CAP Charge</u>	
			<u>Per Month</u>	<u>End Date</u>
43944	Vienna Woods	Crawford	\$20.97	10/30/18
44429	1845 E Pere Cheney	Crawford	\$20.00	08/26/20
41966	Ketcham Street	Delta	\$23.69	04/21/15
42188	Daisy Lane	Delta	\$28.41	08/18/15
42255	4th Avenue West	Delta	\$23.79	10/24/15
42432	815 S 36th St	Delta	\$13.72	09/26/16
43781	Bayberry Drive	Delta	\$20.70	09/26/18
42745	7th Avenue South	Delta	\$12.45	10/15/18
43952	W 8th Avenue	Delta	\$23.53	10/24/18
43963	Hoadley Street Kingsford	Dickinson	\$19.92	09/16/18
45158	Hamilton Lakes Vulcan Main Ext	Dickinson	\$54.70	11/02/21
45487	928 E A Street	Dickinson	\$28.10	11/10/21
44453	841 Christine Ct	Dickinson	\$17.92	12/28/21
38593	6342 West St	Emmet	\$29.39	06/17/12
39323	Tamarack Lane	Emmet	\$23.61	10/10/13
40505	6740 E Bogardus	Emmet	\$12.96	08/30/14
43964	E Mitchell and Boyer Rd	Emmet	\$15.61	09/05/15
44444	7609 S Lake Shore Dr	Emmet	\$20.35	10/26/15
44501	Birch Trail	Emmet	\$19.13	05/18/16
42765	1452 Wenniway Dr	Emmet	\$7.09	11/09/16
44402	2270 Deer View Lane	Emmet	\$53.03	06/23/17
43917	Harbor Bluffs Condos	Emmet	\$14.10	09/30/18
43538	Grand Oaks Subdivision	Emmet	\$27.17	10/22/18
44352	2450 Hemlock Lane	Emmet	\$25.67	10/25/18
44015	4040 Grand Oak Trail	Emmet	\$14.82	11/24/18
44566	3708 Powers Rd.	Emmet	\$26.13	07/22/21
44790	Hardwood Estates	Emmet	\$18.77	11/10/21
45105	Charlies Run	Emmet	\$19.32	12/13/21
44789	Pine Bough	Emmet	\$19.01	12/19/21
40171	Cedar Run Road Area	Grand Traverse	\$17.50	09/07/14

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C8. CUSTOMER ATTACHMENT PROGRAM (Contd)

C8.10 Customer Attachment Project Areas (Contd)

<u>CAP ID</u>	<u>CAP Area</u>	<u>County</u>	<u>CAP Charge Per Month</u>	<u>End Date</u>
44597	<i>Merritt Street, Fife Lake</i>	<i>Grand Traverse</i>	<i>\$11.54</i>	<i>07/18/15</i>
44404	6475 Barney, Traverse City	Grand Traverse	\$37.45	07/29/15
41895	Fashion Avenue	Grand Traverse	\$23.21	09/26/15
42319	Shady Lane	Grand Traverse	\$17.82	11/01/15
41853	Fisher Road Project	Grand Traverse	\$17.50	11/07/15
44476	3888 Supply Rd - Sing Customer	Grand Traverse	\$19.53	11/24/15
42678	Cedar Run Road - 2006 Phase	Grand Traverse	\$18.03	09/18/16
43052	Three Mile Road Garfield Road	Grand Traverse	\$13.81	09/29/16
44908	<i>Loon Lane</i>	<i>Grand Traverse</i>	<i>\$17.25</i>	<i>11/22/16</i>
43460	M72 to Turtle Creek	Grand Traverse	\$21.88	10/21/18
43779	Williamsburg Project	Grand Traverse	\$32.94	09/21/19
44488	4723 Vance Rd	Grand Traverse	\$20.64	11/01/20
44483	10941 S Orchard	Grand Traverse	\$20.12	12/06/20
43972	<i>Labrador Lane</i>	<i>Grand Traverse</i>	<i>\$9.58</i>	<i>11/01/21</i>
45037	<i>Cook Rd, Williamsburg</i>	<i>Grand Traverse</i>	<i>\$32.78</i>	<i>11/04/21</i>
44543	<i>Vandervoight Main Extension</i>	<i>Grand Traverse</i>	<i>\$10.78</i>	<i>11/23/21</i>
44546	<i>Open Meadow Lane Main Ext</i>	<i>Grand Traverse</i>	<i>\$34.71</i>	<i>11/28/21</i>
45079	<i>Lakeview Hills-8 Cst</i>	<i>Grand Traverse</i>	<i>\$45.51</i>	<i>11/29/21</i>
45035	<i>Commerce Drive, Traverse City</i>	<i>Grand Traverse</i>	<i>\$28.84</i>	<i>12/07/21</i>
44437	<i>8893 Birchview, Williamsburg</i>	<i>Grand Traverse</i>	<i>\$16.58</i>	<i>12/12/21</i>
45276	<i>W Taft, Perrinton</i>	<i>Gratiot</i>	<i>\$19.76</i>	<i>12/20/21</i>
42272	Whites Bridge Road	Ionia	\$30.22	12/21/15
43835	Benson Rd Tawas City	Iosco	\$19.24	10/14/18
44455	6744 Woodlea Rd Oscoda	Iosco	\$21.77	10/08/20
45483	<i>3541 Richard Lewiston</i>	<i>Iosco</i>	<i>\$22.13</i>	<i>10/25/21</i>
42470	1010 S Hemlock	Iron	\$27.94	11/22/15
43845	E Smith Street	Iron	\$14.45	05/23/18
43920	N3023 Quinnesec Lake Antoine	Iron	\$40.04	07/10/18
43839	920 E C Street	Iron	\$20.42	10/30/18
39602	Windoga Lake Extension	Isabella	\$23.56	11/17/13

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C8. CUSTOMER ATTACHMENT PROGRAM (Contd)

C8.10 Customer Attachment Project Areas (Contd)

<u>CAP ID</u>	<u>CAP Area</u>	<u>County</u>	<u>CAP Charge</u>	
			<u>Per Month</u>	<u>End Date</u>
43784	Lake Isabella	Isabella	\$25.63	11/19/18
45083	W Shore Dr	Isabella	\$22.45	11/16/21
45508	N Johnson Road	Isabella	\$33.76	12/09/21
45502	Hahn Circle Rapid City	Kalkaska	\$6.09	12/21/21
39429	4639 Potter SE	Kent	\$6.40	09/02/13
44499	5075 Quiggle	Kent	\$24.18	01/27/14
44581	9000 Jewell Ave NE	Kent	\$15.99	07/01/14
40297	Garret Dr NE	Kent	\$19.59	08/23/14
40780	2634 Reeds Lake	Kent	\$66.99	10/06/14
40430	13 Mile Rd	Kent	\$20.00	11/04/14
44505	3895 24th Av	Kent	\$26.19	12/21/14
42198	Country Creek Estates	Kent	\$30.24	10/25/15
45104	Kenowa Pvt Dr Wyoming	Kent	\$12.96	11/10/15
44508	7660 Honeysuckle Lane	Kent	\$29.56	12/22/15
42719	Boomers Way NE	Kent	\$25.66	04/27/16
44612	56th Street SW, Wyoming	Kent	\$11.79	10/07/16
45356	8666 Shaner Ave	Kent	\$20.11	11/03/16
45240	5490 Sunfish Lake Ave	Kent	\$37.09	11/07/16
45111	Loomis St	Kent	\$13.91	12/06/16
43682	3800 32nd No 2	Kent	\$19.46	10/31/17
43734	Schultz Rd	Kent	\$25.89	02/28/18
43875	7th Street	Kent	\$16.14	08/06/18
43934	5875 12 Mile	Kent	\$42.87	09/10/18
43852	Macclain Meadows	Kent	\$23.82	10/07/18
43815	11231 Wabasis	Kent	\$32.36	10/13/18
43981	Young Avenue	Kent	\$30.16	10/17/18
44006	Rosendall	Kent	\$34.65	12/03/18
44064	Russell	Kent	\$24.51	12/05/18

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C8. CUSTOMER ATTACHMENT PROGRAM (Contd)

C8.10 Customer Attachment Project Areas (Contd)

<u>CAP ID</u>	<u>CAP Area</u>	<u>County</u>	<u>CAP Charge</u>	
			<u>Per Month</u>	<u>End Date</u>
44016	Erickson	Kent	\$27.94	01/12/19
44082	Honey Creek	Kent	\$32.44	02/13/19
44079	Young & Gator Trail	Kent	\$34.39	03/03/19
44085	Honeysuckle & 9 Mile Project	Kent	\$24.46	03/03/19
44386	13600 16 Mile	Kent	\$29.62	09/09/20
44445	2485 Burton Woods Main & Svc	Kent	\$5.00	09/14/20
44849	<i>Posthuma Ave NE</i>	<i>Kent</i>	<i>\$25.85</i>	<i>08/13/21</i>
40836	<i>Lancair Dr.</i>	<i>Kent</i>	<i>\$24.42</i>	<i>08/25/21</i>
44607	<i>100th St SW Byron Center</i>	<i>Kent</i>	<i>\$21.64</i>	<i>09/13/21</i>
38929	<i>Olin Meadows</i>	<i>Kent</i>	<i>\$21.94</i>	<i>10/27/21</i>
45088	<i>Sunfish Meadows Ct Pvt</i>	<i>Kent</i>	<i>\$51.16</i>	<i>11/01/21</i>
45112	<i>Scenic Woods NE</i>	<i>Kent</i>	<i>\$45.95</i>	<i>11/10/21</i>
45257	<i>Redder Ln NE</i>	<i>Kent</i>	<i>\$48.67</i>	<i>11/14/21</i>
45530	<i>Frost Ave NE Replaces 45029</i>	<i>Kent</i>	<i>\$24.53</i>	<i>11/18/21</i>
44603	<i>Kenowa Ave SW Main Extension</i>	<i>Kent</i>	<i>\$11.84</i>	<i>11/22/21</i>
45077	<i>House St NE</i>	<i>Kent</i>	<i>\$21.51</i>	<i>11/23/21</i>
45418	<i>2097 Riverbank NE</i>	<i>Kent</i>	<i>\$26.00</i>	<i>11/30/21</i>
45084	<i>Windy Ridge Dr Pvt, Sparta</i>	<i>Kent</i>	<i>\$27.10</i>	<i>12/02/21</i>
45532	<i>2455 Pettis NE</i>	<i>Kent</i>	<i>\$27.68</i>	<i>12/06/21</i>
45512	<i>3950 Riverbend SW</i>	<i>Kent</i>	<i>\$33.44</i>	<i>12/09/21</i>
45036	<i>Whispering Creek</i>	<i>Kent</i>	<i>\$27.90</i>	<i>12/14/21</i>
45495	<i>3667 10 Mile Rd</i>	<i>Kent</i>	<i>\$31.21</i>	<i>12/16/21</i>
45068	<i>1586 13 Mile Rd</i>	<i>Kent</i>	<i>\$32.47</i>	<i>12/19/21</i>
45076	<i>Cisco Grove & 5 Mile, Comst Pa</i>	<i>Kent</i>	<i>\$26.04</i>	<i>12/21/21</i>
45217	<i>Deer Trail NE</i>	<i>Kent</i>	<i>\$27.70</i>	<i>12/29/21</i>
44029	Church Street	Lake	\$17.05	11/17/18
44017	Roosevelt Project	Lake	\$9.56	11/17/18

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C8. CUSTOMER ATTACHMENT PROGRAM (Contd)

C8.10 Customer Attachment Project Areas (Contd)

<u>CAP ID</u>	<u>CAP Area</u>	<u>County</u>	<u>CAP Charge</u>	
			<u>Per Month</u>	<u>End Date</u>
44443	6840 S River Bend Ln Main & Sv	Lake	\$5.00	09/16/20
45116	2200 Park St, Baldwin Line Ext	Lake	\$29.62	11/02/21
40436	Cedar Valley Rd	Leelanau	\$17.50	09/10/14
42145	South Orchard Way	Leelanau	\$12.45	07/07/15
44379	Bay Lane	Leelanau	\$46.56	11/28/21
45030	Lee Point	Leelanau	\$36.23	12/12/21
44381	296 Tenth Street - Residential	Manistee	\$38.64	09/09/20
44497	Red Apple, Manistee Main Ext	Manistee	\$21.77	10/13/21
45503	2028 Kemmer, Manistee	Manistee	\$1.00	12/08/21
43778	Crestview Drive	Marquette	\$26.66	09/09/18
43776	Johnson Lake Road	Marquette	\$23.16	09/09/18
43971	S Bertrand and Johnson Lake Rd	Marquette	\$21.20	11/04/18
44209	Bible Camp Drive	Marquette	\$34.58	12/04/19
43787	Emerson Lk & Long Lk Walhalla	Mason	\$25.00	09/24/19
44808	3268 W Hansen Rd Main Extensio	Mason	\$29.55	09/16/21
45241	Cardinal Drive	Mecosta	\$17.15	11/30/16
45417	187th & Riverside Stanwood	Mecosta	\$24.86	12/21/16
43803	175th Ave Morley	Mecosta	\$26.47	05/21/18
44572	Northland Dr, Big Rapids	Mecosta	\$51.12	12/09/21
44383	11721 Birch	Montcalm	\$22.96	09/20/13
43491	Bertha Dr Pvt	Montcalm	\$23.18	10/22/17
44571	W Chestnut Howard City	Montcalm	\$16.95	10/18/21
44014	10923 County Rd 612, Lewiston	Montmorency	\$26.57	11/11/18
38687	Carr Road	Muskegon	\$21.31	07/05/12
44602	Besser Court-Montague Main Ext	Muskegon	\$16.68	07/27/12
38862	Al Bern Dr	Muskegon	\$31.06	10/15/12

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C8. CUSTOMER ATTACHMENT PROGRAM (Contd)

C8.10 Customer Attachment Project Areas (Contd)

<u>CAP ID</u>	<u>CAP Area</u>	<u>County</u>	<u>CAP Charge</u>	
			<u>Per Month</u>	<u>End Date</u>
39476	Becker Road Project	Muskegon	\$11.10	10/06/13
39799	260 N Buys	Muskegon	\$10.85	12/15/13
40952	Stan Johnson Builder	Muskegon	\$16.60	04/07/15
42252	613 E Pontaluna Rd	Muskegon	\$14.72	08/11/15
40487	Staple Road	Muskegon	\$21.92	09/08/15
42171	Project Owassappie Trails	Muskegon	\$23.06	09/12/15
41964	S Lake Street	Muskegon	\$20.93	10/11/15
40801	West Calumet St	Muskegon	\$8.19	10/12/15
15711	White Lake	Muskegon	\$20.03	01/30/17
43605	Expansion for West Cedar Road	Muskegon	\$26.91	10/26/17
43623	W.Bard Road-2340-2456	Muskegon	\$25.11	12/04/17
43978	Scenic Dr Main Extension	Muskegon	\$31.07	09/23/18
45507	Scenic Project-Whitehall	Muskegon	\$31.06	10/21/18
44969	1890 Paul St, Miuskegon Ext	Muskegon	\$25.81	12/02/18
44046	Kenwood Street Extension	Muskegon	\$6.52	12/08/18
44024	Tender Foot Ct	Muskegon	\$21.75	12/12/18
44164	Hancock Project With Surcharge	Muskegon	\$27.52	01/29/19
44439	6551 Russell Road, Twin Lake	Muskegon	\$33.97	11/22/20
45041	873 Sharon Rd, Muskegon	Muskegon	\$35.81	11/10/21
44561	11561 Heights Ravenna Ave	Muskegon	\$27.83	11/14/21
45072	Nestrom,Mc Millan,Bittersweet	Muskegon	\$26.98	12/06/21
45071	Blank Road, Whitehall Main Ext	Muskegon	\$28.79	12/13/21
45042	White Rd,Muskegon Main Ext.	Muskegon	\$19.81	12/21/21
45501	W River Rd/Muskegon	Muskegon	\$36.22	12/27/21
45039	Riley Thompson/Strand Exten.	Muskegon	\$43.57	12/27/21
44473	12799 E Englewright Dr 1 Cust	Newaygo	\$18.55	11/30/12
44095	Townline Project	Newaygo	\$26.44	12/21/19
44728	E 88th & Golf St	Newaygo	\$32.74	10/31/21

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C8. CUSTOMER ATTACHMENT PROGRAM (Contd)

C8.10 Customer Attachment Project Areas (Contd)

<u>CAP ID</u>	<u>CAP Area</u>	<u>County</u>	<u>CAP Charge</u>	
			<u>Per Month</u>	<u>End Date</u>
10133	1585 Burns	Oakland	\$38.51	10/29/12
28494	797 Martindale, Mft	Oakland	\$28.36	10/23/13
39129	Shawnee Rd	Oceana	\$20.06	09/24/14
43269	Double JJ Res/Com Enroute	Oceana	\$22.08	12/11/16
43598	Apache Hills Extension	Oceana	\$20.00	11/08/17
39527	2290 E M-55	Ogemaw	\$19.19	11/08/16
44044	1395 Oak Hill Alger	Ogemaw	\$16.97	10/14/18
44001	Rifle River Trail	Ogemaw	\$29.83	01/16/19
45176	5516 230th Ave	Osceola	\$13.87	11/16/13
44848	Bayou Dr Evart	Osceola	\$17.60	09/02/16
45177	W Glen & Myrtle	Osceola	\$40.33	12/16/21
44225	149 Marty	Oscoda	\$21.86	11/10/19
45242	405 Balsam	Oscoda	\$21.34	09/22/21
45509	5240 Washington	Oscoda	\$210.00	12/14/21
40738	Meecher Rd	Otsego	\$21.83	12/01/14
41857	Sugar Hill Ct	Otsego	\$30.15	06/24/15
43297	2695 Hitchings Lane	Otsego	\$20.42	12/13/16
45216	7059 Bob White Way	Otsego	\$27.60	12/15/16
43529	Michaywe Phase III	Otsego	\$28.56	10/31/17
43882	East M-32 Area	Otsego	\$23.97	11/03/18
44474	3163 W M 32	Otsego	\$38.01	11/24/20
44592	Fern Grove	Otsego	\$30.01	08/25/21
44584	Michaywe Phase IV	Otsego	\$28.67	09/26/21
44585	Michaywe Phase V	Otsego	\$28.67	10/13/21
42787	Sugar Hill Court	Otsego	\$22.32	10/21/21
45098	41 Waneta Ct	Otsego	\$34.26	10/31/21
45067	40th Ave, Tallmdage Twp	Ottawa	\$28.98	11/23/16
43986	12974 76th Ave	Ottawa	\$24.68	11/07/17
43758	16th Ave Marne	Ottawa	\$25.49	07/22/18

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C8. CUSTOMER ATTACHMENT PROGRAM (Contd)

C8.10 Customer Attachment Project Areas (Contd)

<u>CAP ID</u>	<u>CAP Area</u>	<u>County</u>	<u>CAP Charge Per Month</u>	<u>End Date</u>
45396	2825 24th Ave	Ottawa	\$38.47	11/10/19
44870	Johnson Rd & Deer Creek Lane	Ottawa	\$20.60	09/08/21
44596	Fillmore Street - Jenison	Ottawa	\$21.64	09/13/21
45097	7289 36th Ave SW Line Ext.	Ottawa	\$1.00	09/15/21
44604	16th Ave Main Ext Hudsonville	Ottawa	\$11.02	11/08/21
45525	7289 36th Ave SW Correct Proj	Ottawa	\$18.37	11/14/21
45113	Lincoln St NW Btwn 8th & 1120	Ottawa	\$31.54	12/02/21
45237	Fillmore St Phase II Jenison	Ottawa	\$38.82	12/28/21
45056	1992 Maple Valley Rd	Roscommon	\$0.01	08/31/12
45049	Danes And Charles Court	Roscommon	\$15.01	11/17/15
44580	301 Partridge Rd Roscommon	Roscommon	\$15.42	08/08/16
43528	Deer Run Estates AEP	Roscommon	\$20.02	08/28/17
43527	Flint Road AEP	Roscommon	\$19.32	09/28/17
43834	W. Lansing Road	Roscommon	\$25.88	10/30/18
44401	213 Raccoon Trail	Roscommon	\$25.06	09/21/20
44457	4199 S Townline	Roscommon	\$42.12	11/10/20
45034	Stephan Bridge Roscommon	Roscommon	\$18.50	08/08/21
45511	470 S Harrison	Roscommon	\$66.63	11/29/21
1120	Miller Rd	Washtenaw	\$37.91	05/01/13
12847	Collyer Court	Wayne	\$35.06	09/25/12
41161	7707 W. Outer Drive	Wayne	\$542.95	12/13/14
44594	Judd Road Area Expansion	Wayne	\$28.77	09/30/21
45529	16701 Martinsville Vanburen Tw	Wayne	\$52.20	12/27/21
40633	M115 Near Clam Lake Twp H	Wexford	\$18.10	10/22/14
44387	3538 Sarah St Service Line	Wexford	\$22.70	09/21/20
44573	Pine Knoll Drive, Cadillac	Wexford	\$10.94	09/21/21

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**SECTION C - PART II
COMPANY RULES AND REGULATIONS
(FOR NONRESIDENTIAL CUSTOMERS AND
MULTIFAMILY DWELLING SERVICE RATE 2A CUSTOMERS)**

INTENT OF SECTION C - PART II

These General Rules and Regulations for nonresidential customers and *Multifamily* Dwelling Service Rate 2A customers are not to supersede but are in addition to Rule B1, Technical Standards for Gas Service, and Rule B4, Commercial and Industrial Billing Practices.

C9. SHUTOFF OF SERVICE

Rule B1, Technical Standards for Gas Service, R 460.2373, Shutoff of Service, provides the Company the right to shut off gas service without prior customer notification if a hazardous condition exists. In case of any other breach of the Rate Book for Natural Gas Service by the customer, the Company shall have the right to shut off service pursuant to the customer notification procedures as provided in Rule B4, Commercial and Industrial Billing Practices, R 460.2084, Discontinuation, Termination or Denial of Service.

C10. MEASUREMENT OF GAS

Gas may be supplied without meter measurement for use as a fuel in infrared heaters installed in shelters erected on public property adjacent to the public streets for the accommodation of patrons of transportation systems serving the general public, provided that any customer purchasing gas for such purpose shall permit gas to be metered to at least one infrared heater of identical size in each municipality in which such shelters are maintained, and provided further that all infrared heaters of such customer located in bus shelters and supplied with gas, either with or without meter measurement, shall be adjusted to a fixed outdoor temperature of 45°F and sealed prior to operation. When gas is supplied in this manner for such purpose, payment, therefore, shall be made monthly on the basis that each infrared heater located in a municipality shall have consumed the same volume of gas as the customer's sealed infrared heater or heaters of identical size to which gas is metered in the same municipality. Gas supplied to separate shelters shall not be combined for billing.

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C11. AGGREGATION OF ACCOUNTS

C11.1 Contiguous Facilities

When an industrial or commercial Customer purchasing gas under Rate Schedule GS-2, Rate Schedule S (School Rate), or a commercial and/or industrial transportation Customer transporting gas under Transportation Rate Schedule ST, LT, XLT, *or* **XXLT** occupies a group of buildings or parts of buildings which are exclusively used by such Customer as a unitary enterprise under a common ownership or leasehold, the quantities of gas supplied to such buildings or parts of buildings under the same Rate Schedule will be added for the purpose of determining the amount of the bill which such Customer shall receive for service, provided:

- A. The buildings or parts of buildings are situated upon the same parcel or contiguous parcels of land and are exclusively occupied and used by Customer as a unitary enterprise at one location and under one management; or
- B. The buildings or parts of buildings, separated by a public street or alley (but not including a limited-access highway), are situated upon parcels of land which occupy wholly or in part immediately opposite street frontages on the same street or alley and are exclusively occupied and used by Customer as a unitary enterprise at one location and under one management.

C11.2 Master Account and Non-Contiguous Aggregation

Customer, receiving gas service at multiple facilities that are under common ownership by Customer, may elect to aggregate the quantities of gas supplied to such facilities, subject to all of the following conditions:

- A. Customer must designate one of the facilities as the master account. Upon aggregation, the master account must receive service under an End User Transportation Rate Schedule account (ST, LT, XLT, *or* **XXLT**).
- B. Only subsidiary accounts will be eligible for aggregation with the master account. To qualify as a subsidiary account, a facility must be served under a Gas Sales Rate Schedule (Rate A, AS, 2A, GS, or S) or Transportation Rate Schedule (ST, LT, XLT, *or* **XXLT**). Customer, or Customer's agent, must specify which of Customer's facilities will be designated as subsidiary account(s). Customer may designate some or all of its facilities as subsidiary accounts.

A subsidiary account billed under a Gas Sales Rate Schedule will have a bill cycle defined as a period between 26 and 35 days. No adjustments for Load Balancing Storage Charges or charges for Unauthorized Use will be made for subsidiary accounts billed within a 26 to 35 day bill cycle duration.

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C11. AGGREGATION OF ACCOUNTS (Contd.)

C11.2 Master Account and Non-Contiguous Aggregation (Contd.)

- C. The facility designated as the master account shall be subject to and billed under the provisions of its End User Transportation Rate Schedule. Facilities designated as subsidiary accounts shall be subject to all of the terms and conditions of the master account End User Transportation Rate Schedule, except that the subsidiary accounts will pay the monthly Customer service charge and distribution charge in effect for its designated sales or transportation rate rather than the monthly Customer service charge and distribution transportation charge in effect for the master account. All other charges applicable to the master account as identified under Rate Schedule ST, LT, XLT, *or* **XXLT** apply to the subsidiary accounts. The master account will receive a volumetric credit equal to the Gas in Kind percent applicable to the master account or all volumes transported by the subsidiary accounts that are served under a Gas Sales Rate Schedule.
- D. The master account and the subsidiary accounts shall be treated as one account for the purpose of nominations and determining ACQ, MDQ, storage availability and penalties (including unauthorized gas usage and excess storage). Company will provide a single aggregated ACQ and MDQ for the master and subsidiary accounts determined in a consistent manner as identified within the ST, LT, XLT, *and* **XXLT** Rate Schedules. A separate Transportation Service Agreement consistent with those for ST, LT, XLT, *and* **XXLT** transportation services must be executed by Customer. The Transportation Service Agreement will identify the master and subsidiary account delivery points, applicable charges, aggregated ACQ and MDQ, and contract term, plus any other agreed upon terms and conditions.

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SECTION C - PART III
COMPANY RULES AND REGULATIONS
(FOR RESIDENTAL CUSTOMERS PARTICIPATING IN THE
LOW INCOME ENERGY AFFORDABILITY DEMONSTRATION PROJECT)

C12. LOW INCOME ENERGY AFFORDABILITY DEMONSTRATION PROJECT

(A) Defined terms used in this Low-Income Energy Affordability Demonstration Project (LIEADP) are as follows:

Account default means a LIEADP customer's failure to pay monthly LIEADP installment amounts causing the LIEADP customer's natural gas service to be subject to disconnection by a utility for nonpayment or actually disconnected for nonpayment.

Active LIEADP customer means a low income customer who is both currently enrolled in the LIEADP and currently using utility service.

Arrearage credit amount means the amount that would reduce the enrolled LIEADP customer's accrued arrearages to zero as determined based on the customer's accrued arrearages at the time the customer enrolls in the LIEADP program. Arrearage credits will be applied against customer arrearages only.

Current bill balance means for each monthly billing cycle for a LIEADP customer, the difference between such customer's monthly LIEADP installment amount and the actual amount billed for natural gas service for the billing cycle.

Customer payment means, for purposes of this LIEADP, a payment of a monthly LIEADP installment made from the customer's financial resources.

LIEADP annual reverification date means the calendar date at or before twelve months from the LIEADP customer's LIEADP verification date or most recent LIEADP annual reverification date.

LIEADP customer means a low income customer who participates in the Low Income Energy Affordability Demonstration Project.

LIEADP Grant Funds means the funds disbursed as part of the Low Income Energy Affordability Demonstration Project Grant.

LIEADP project term means the time period during which the Low Income Energy Affordability Demonstration Project tariff is effective.

LIEADP verification date means the actual date on which the LIEADP customer's documentation on his or her household income and household size is accepted as qualifying the customer to participate in the LIEADP program.

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C12. LOW INCOME ENERGY AFFORDABILITY DEMONSTRATION PROJECT (CONTD)

Eligible low income customer means a residential utility customer whose household income does not exceed two hundred percent (200%) of the federal poverty guidelines as published by the United States Department of Health and Human Services. A customer will be considered to meet the income eligibility requirement if either (a) the customer's household income for the three months prior to enrollment, if annualized, is two hundred percent or less than the federal poverty guideline for the corresponding household size, or (b) the customer's actual household income for the twelve months prior to enrollment is two hundred percent or less than the federal poverty guideline for the corresponding household size. Additionally, to be an eligible low income customer, the customer must be in arrears and those arrearages must not have accrued as a result of the theft or unauthorized use.

Energy Optimization, Energy Efficiency and Weatherization Services means those services offered by utilities or local agencies to provide energy efficiency education, programs and rebates designed to help consumers better manage their energy usage.

Federal poverty guidelines means the poverty guidelines updated periodically in the Federal Register by the United States Department of Health and Human Services under the authority of 42 U.S.C. 9902(2).

Household income means the total gross income before taxes of all household members except earned income of dependent minors under eighteen years old and any income expressly excluded under federal rules for the administration of the Low Income Home Energy Assistance Program (LIHEAP). Gross household income includes, but is not limited to, wages, interest, dividends, annuities, and pensions.

Local agency means a community action agency or other local service provider that assists with the administration of low-income customer assistance programs at the local level.

Low Income Energy Affordability Demonstration Project or LIEADP means the pilot demonstration project designed to address energy affordability within Michigan's low-income residential customer class funded by a Low Income Energy Efficiency Grant awarded by the Commission.

Monthly LIEADP installment amount means for each LIEADP customer, the amount of such customer's household income to be paid each month for natural gas service.

On-time payment means, for purposes of the LIEADP, a LIEADP installment received by the utility prior to the date that the next bill for natural gas service is issued.

Unauthorized use of a utility service means theft, fraud, interference, or diversion of service, including but not limited to meter tampering (any act which affects the proper registration of service through a meter), by-passing (unmetered service that flows through a device connected between a service line and customer-owned facilities), and service restoration by anyone other than the utility or its representative.

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(Continued from [Sheet No. C-56.00](#))

C12. LOW INCOME ENERGY AFFORDABILITY DEMONSTRATION PROJECT (CONTD)

- (B) *Participation in the Low-Income Energy Affordability Demonstration Project program will be limited to 3,000 eligible low income customers. Customers will be selected to participate based under the provisions of the Low Income Energy Affordability Demonstration Project approved by the Commission.*
- (C) *The LIEADP project term will commence the day after Michigan Public Service Commission approval of the LIEADP tariff and will terminate the earlier of December 31, 2012 or the date the LIEADP grant funds are exhausted. LIEADP customers will be notified if termination occurs prior to December 31, 2012.*
- (D) *Customers will be required to document personal identification, household income and household size to demonstrate eligibility for participation in the LIEADP. The date of verification will establish the LIEADP verification date. To continue participation in the LIEADP for the entire LIEADP project term, LIEADP customers will be required to document income on an annual basis by the LIEADP annual reverification date.*
- (E) *Customers eligible to participate under the Winter Protection Plan, Rule B2, Consumer Standards and Billing Practices for Electric and Gas Residential Service, Part 9, will be required to waive their rights to participate under the Winter Protection Plan in order to participate in the Low-Income Energy Affordability Demonstration Project program.*
- (F) *Customer payment for participating eligible low income customers will be based on household income compared with Federal poverty guidelines with a minimum payment requirement of \$15 per month.*

(1) *LIEADP payments will be based on the following:*

<u>Federal poverty guidelines</u>	<u>Percentage of Income Payment</u>
0% – 100%	<i>The greater of 2% of household income paid in 12 equal monthly payments or a minimum payment of \$15 per month</i>
101% - 150%	<i>The greater of 3% of household income paid in 12 equal monthly payments or a minimum payment of \$15 per month</i>
151% - 200%	<i>Current annual bill amount paid in 12 equal monthly payments</i>

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C12. LOW INCOME ENERGY AFFORDABILITY DEMONSTRATION PROJECT (CONTD)

- (2) *LIEADP customers shall be required to remit their monthly LIEADP installment amounts directly to the utility each month. Utilities shall not charge late payment fees to any LIEADP customer as long as such customer continues to be an active LIEADP customer.*
- (G) *Customers participating in the LIEADP will not accrue an arrearage balance for the current bill balance for each month that the LIEADP customer pays the full monthly LIEADP installment amount.*
- (H) *For each month that the customer pays the full monthly LIEADP installment amount, the current bill balance will be offset by a payment from the LIEADP grant funds provided by a local agency.*
- (I) *To promote energy efficient usage, continued participation in the LIEADP for customers exceeding 115% of historical weather normalized consumption on an annualized basis is at the discretion of the local agency or utility. Historical weather normalized consumption is based on the twelve months of consumption prior to acceptance in the LIEADP.*
- (J) *Customers participating in the LIEADP will receive an arrearage credit equal to historical arrearages at the time of acceptance in the LIEADP program.*
- (K) *Any customer enrolling in the LIEADP program shall also apply to participate in any other energy assistance program for which such customer may be eligible. If a customer is determined to be eligible for energy assistance through other programs, then as a condition of continuing eligibility for the LIEADP program, such customer shall actively participate in any such energy assistance programs that do not require payment from the customer as a condition for participation. Any funds received from these programs will be applied against the customer's bill balance, but will not reduce the LIEADP monthly installment payment.*
- (L) *Any LIEADP customer who is the owner of a residence for which energy optimization, energy efficiency and weatherization services are offered through the LIEADP program shall be required to accept such services as a condition for continuing eligibility for the LIEADP program. If a LIEADP customer resides in a rental property and energy optimization, energy efficiency or weatherization services are offered through the LIEADP for such rental property, such LIEADP customer shall be required to accept such services as a condition for continuing eligibility for the LIEADP program unless the residence owner refuses consent for energy efficiency and weatherization services. A LIEADP customer shall not be required to accept energy optimization, energy efficiency and weatherization services that require payment by the customer. The obligation of a LIEADP customer to accept energy optimization, energy efficiency and weatherization services as provided in this program shall continue as long as the LIEADP customer continues to participate in the LIEADP program.*

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C12. LOW INCOME ENERGY AFFORDABILITY DEMONSTRATION PROJECT (CONTD)

- (M) *The utility, a local agency, or other agent or contractor, may (but shall not be required to) send reminders to LIEADP customers in advance of bill due dates to make on-time payments. Payment reminders may be given by telephone, mail, electronic mail or any other communications method.*
- (N) *Customers must make themselves available to discuss utility bills, consumption behavior, and provide program feedback to the utility or local agency to remain eligible for the LIEADP program.*
- (O) *Any LIEADP customer who is offered through the LIEADP program consumer education programs shall be required to accept such services as a condition for continuing eligibility for the LIEADP program. These programs will be made available to customers at their local agencies, readily accessible in their local communities, or offered locally by their natural gas utility.*
- (P) *Eligibility following account default or disconnection by a utility.*
- (I) *Account default.*
- (a) *If a LIEADP customer fails to pay monthly LIEADP installment amounts and such non-payment causes the customer's natural gas service to be subject to disconnection by the utility for non-payment or actually disconnected by the utility for non-payment, it shall be the responsibility of the LIEADP customer to avoid disconnection by paying the LIEADP installment minimum amount due or to have service reconnected as provided by the Commission in Rule B2, Consumer Standards and Billing Practices for Electric and Gas Residential Service, Part 8, Restoration of service (R 460.144). For purposes of this program, the minimum amount to avoid disconnection or to reconnect includes any past due monthly LIEADP installment amounts and other charges the utility is permitted to collect from a customer to avoid disconnection or to reconnect utility service under the Commission's rules. A customer will cease to be an active LIEADP customer if a utility disconnects service to such LIEADP customer for non-payment and utility service remains disconnected for two billing months. A LIEADP customer who has ceased to be an active LIEADP customer as a result of disconnection for non-payment shall be ineligible to participate in the LIEADP program until such customer pays any delinquent amounts including any past due monthly LIEADP installment amounts, and other charges the utility is permitted to impose to reconnect service as provided in R 460.144 (or any successor rule of substantially the same effect). The requirement for a customer to pay delinquent amounts and reconnect charges is a condition to re-enroll in the LIEADP program.*

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(Continued from [Sheet No. C-59.00](#))

C12. LOW INCOME ENERGY AFFORDABILITY DEMONSTRATION PROJECT (CONTD)

(b) *Upon the second account default, the LIEADP customer's participation in the LIEADP program will be suspended for failure to comply with program requirements and such customer will cease to be an active LIEADP customer. The utility will issue a written notice to the affected customer, and the customer will have thirty days after the date of the notice to pay past due monthly LIEADP installment amounts and any other charges the utility is permitted to impose to reconnect service as provided in R 460.133 (or any successor rule of substantially the same effect) if the service has been disconnected. If past due monthly LIEADP installment amounts and any permitted reconnect charges are not paid within thirty days of the date of the notice, the customer will be terminated from the LIEADP program. A LIEADP customer who has been terminated from the LIEADP program will no longer be eligible for participation in the LIEADP program during the LIEADP project term. Upon a third account default, the customer's participation in the LIEADP program will terminate for failure to comply with program requirements and the customer will be ineligible for further participation in the LIEADP program during the LIEADP project term. Upon the third account default, the utility will issue a written termination notice to the affected customer.*

(2) *Disconnection for unauthorized use of utility service.*

If a utility disconnects service to the residence of a LIEADP customer as permitted by Commission rules due to unauthorized use of utility service, the customer shall cease to be eligible to participate in the LIEADP program during the LIEADP project term. No charges for utility service accrued during any period that the customer is ineligible to participate in the LIEADP program, including costs associated with disconnection for unauthorized use of utility service, shall be charged to or paid from the LIEADP Grant funds. This provision is not intended and should not be interpreted as creating new or different standards or procedures for utility response to unauthorized use of utility service or in any determination that unauthorized use of utility service has occurred. This provision addresses only the effect of unauthorized use of utility service, as those acts may be defined by Commission rules, on eligibility to participate in the LIEADP program and reflects that households that participate in unauthorized use of utility service should not benefit from low income assistance made available through the LIEADP program.

(Q) *In the event that there is an allegation of fraudulent enrollment regarding a LIEADP customer, the local agency and/or the utility will investigate such allegation. In the event the local agency and/or the utility finds that a LIEADP customer is enrolled in the LIEADP program or continues to participate in the LIEADP program as a result of fraud or deception by the customer or any consumer who is a member of the customer's household, such customer's enrollment in the LIEADP program will be terminated with immediate effect, the customer will be required to make restitution of all payments made from the LIEADP Grant Fund for the benefit of such customer during the period the customer was fraudulently enrolled in the LIEADP program, and the arrearage credits received by such customer during the period the customer was fraudulently enrolled in the LIEADP program will be reversed. In addition, any such customer found to have fraudulently enrolled in the LIEADP program shall be ineligible to participate in the LIEADP program for the remainder of the LIEADP project term.*

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