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**VIII. SERVICE CLASSIFICATIONS (continued):****Q. SERVICE CLASSIFICATION NO. 13****Negotiated Rate Non-Bypass Service for Large Commercial Customers:**  
**(Rate Codes: 278)**1. Who Is Eligible

A firm that is one of the following:

- a) Attraction Customer - A Customer considering moving to the Authority's Service Area (New Attraction Customer) or returning as a full Authority customer (Existing Attraction Customer).
  - (1) New Attraction Customer:
    - (a) A Customer with a single account and a projected load greater than 1,000 KW, or
    - (b) A Customer with multiple accounts and a projected total non-coincident load greater than 1,000 KW, or
    - (c) A Customer that takes control of an existing business in the Authority's Service Area, demonstrates that the new business will be different than the existing business, signs an affidavit to that effect, and meets the load conditions in a. or b. above, or
    - (d) A Customer that takes control of a failed business in the Authority's Service Area, demonstrates the bankruptcy of the failed business, and meets the load conditions in a. or b. above.
  - (2) Existing Attraction Customer:
    - (a) A Customer that currently generates or purchases some or all of its energy (including electricity, steam, or chilled water) from sources other than the Authority or the New York Power Authority.
- b) Expansion Customer
  - (1) A Customer with a single account and a projected load increase of at least 100 KW, with a total load greater than 1.5 MW after expansion.
  - (2) A Customer with multiple accounts and a projected non-coincident load increase of at least 100 KW, with a total non-coincident load greater than 1.5 MW after expansion.

**VIII. SERVICE CLASSIFICATIONS (continued):****Q. SERVICE CLASSIFICATION NO. 13****Non-Bypass Negotiated Rate Service for Large Commercial Customers (continued):**  
**(Rate Codes: 278)****Who is Eligible (continued):**

- c) Retention Customer An existing single-account or multiple-account Customer that is considering:
  - (1) Relocating at least 500 KW of its electric load outside the Authority's Service Area, or
  - (2) Generating or purchasing some or all of its energy (including electricity, steam, or chilled water) from sources other than the Authority or the New York Power Authority.
- d) The Metropolitan Transportation Authority for Traction Power Service to the Long Island Rail Road.
- e) The Brookhaven National Laboratories pursuant to a Sale for Resale agreement between the Authority and the New York Power Authority.

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**2. Who Is Not Eligible**

Retail enterprises [as defined in the New York State Tax Law, Section 210.12(k)(i) and (ii)] or local public entities are not eligible for service under this Service Classification, unless they can show that they can generate their own power or purchase power from sources other than the Authority or the New York Power Authority.

**3. The Non-Bypass Electric Service Agreement:**

The Non-Bypass Electric Service Agreement shall be negotiated and signed before service begins, and shall contain all the terms and conditions needed for the Authority to provide service, including Term of Service, Characteristics of Service, Rates and Charges, and restrictions and penalties that may apply.

**4. Character of Service**

- a) Continuous, 60 hertz, alternating current.
- b) Radial secondary service at approximately 120/208, 120/240, or 277/480 volts, three phase; network system 120/208 or 277/480, depending on the size and characteristics of the load and the circuit supplying the service.
- c) Radial primary service at approximately 2400/4160, 7620/13200 volts or higher, three phase, depending on the size and characteristics of the load and the circuit supplying the service.
- d) The Authority may consider loads with a minimum estimated demand of 10,000 KW for service at 69,000 volts or higher.

## VIII. SERVICE CLASSIFICATIONS (continued):

## Q. SERVICE CLASSIFICATION NO. 13

Non-BypassNegotiated Rate Service for Large Commercial Customers (continued):

(Rate Codes: 278)

5. Rates

- a) The specific charges for each Customer's service will be stated in the Non-BypassElectric Service Agreement, and
- b) The minimum rate will allow the Authority to recover all of its additional costs, plus contribute at least one (1) cent per kilowatt-hour to fixed costs.
- c) The specific charges applicable to the Brookhaven Laboratories receiving service from the New York Power Authority pursuant to a "sale for resale" agreement may be set equal to the cost of the power supply agreement plus a charge equivalent to the wholesale transmission rate for delivery of power, as the rate may change from time to time.

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6. Adjustments to Rates and Charges

Except as stated in 5c above, eEach Customer's bill will be adjusted for the Fuel and Purchased Power Cost Adjustment Rate Increases in Rates and Charges to Recover PILOT Payments, the Ratepayer Class Action Refund, and the Shoreham Property Tax Settlement Rider.

7. Terms of Payment

- a) The Customer shall pay the balance due in cash, including checks and money orders, or through an acceptable money-transfer process, on receiving the bill.
- b) Late payments shall be subject to Late Payment Charges.

8. Term of Service

The Term of Service shall be negotiated as part of the Non-BypassElectric Service Agreement and shall be no greater than 7 years, except for Traction Power Service to the Long Island Rail Road, which may extend for a longer term.

9. Special Provisions

- a) Before entering into anNon-Bypass Electric Service Agreement:
  - (1) All Applicants are required to complete to the Authority's satisfaction the application for service for this Service Classification.
  - (2) Existing Attraction and Retention Applicants are required to demonstrate to the Authority's satisfaction that their other energy sources or the actions they are considering are realistic alternatives to the continued purchase of the Authority's electric power at the regular rates for all or part of their load.
- b) The Authority may offer Bypass-Customers more than rate reductions. Offers may include but are not necessarily limited to rate stability contracts, value-added services, or real-time pricing.

**VIII. SERVICE CLASSIFICATIONS (continued):****Q. SERVICE CLASSIFICATION NO. 13****Non-Bypass Negotiated Rate Service for Large Commercial Customers (continued):**  
**(Rate Codes: 278)****Special Provisions (continued):**

- c) The Authority may require that Applicants accepted for this Service Classification have an energy audit of existing facilities or a design consultation on new facilities. The savings that result from following the audit recommendations may be included in the benefits computed by the Authority under the Non-Bypass Electric Service Agreement.
- d) The Authority has the right not to offer service under this Service Classification to a Customer if, in the Authority's judgment, it is not in the best interests of other Customers.
- e) The Authority will not offer Non-Bypass Negotiated Rate Service to compete with Economic Development Power of the New York Power Authority.

**VIII. SERVICE CLASSIFICATIONS (continued):****Q. SERVICE CLASSIFICATION NO. 13****Non-Bypass Negotiated Rate Service for Large Commercial Customers (continued):**  
**(Rate Codes: 278)****10. Customer Service Agreement Summaries****a) Customer Service Agreement No. 1 - Summary****Rates and Charges**

For the period covered by this Agreement, the charges for energy and demand service under this Agreement will be the rates contained in Service Classification No. 2-MRP, except the Customer may receive discounts up to 35 percent (35%) subject to certain energy usage limits.

**Term**

Seven (7) years from the start date (selected by the Customer) for the discounted charges. That start date may not be later than January 1, 1998.

**Voltage Level**

Secondary voltage level.

**b) Customer Service Agreement No. 2 - Summary****Rates and Charges**

For the period covered by this Agreement, the charges for energy and demand service under this Agreement will be the rates contained in Service Classification No. 2-MRP, except the Customer may receive discounts up to 28.7 percent (28.7%) subject to certain energy usage limits.

**Term**

Seven (7) years from the start date (selected by the Customer) for the discounted charges. That start date may not be later than June 30, 1996.

**Voltage Level**

Secondary voltage level.

**VIII. SERVICE CLASSIFICATIONS (continued):****Q. SERVICE CLASSIFICATION NO. 13****Non-Bypass Negotiated Rate Service for Large Commercial Customers (continued):****(Rate Codes: 278)****Customer Service Agreement Summaries (continued):**c) Customer Service Agreement No. 3 - SummaryRates and Charges

For the period covered by this Agreement, the charges for energy and demand service under this Agreement will be the rates contained in Service Classification No. 2-MRP, except the Customer may receive discounts up to 28 percent (28%) subject to certain energy usage limits.

Term

Seven (7) years from the start date (selected by the Customer) for the discounted charges. That start date may not be later than January 31, 1997.

Voltage Level

Secondary voltage level.

d) Customer Service Agreement No. 4 - SummaryRates and Charges

For the period covered by this Agreement:

- (1) Charges for energy (KWH) service under this Agreement will be the rates contained in Service Classification No. 2-MRP, except the Customer may receive a discount up to 38 percent (38%) of the projected S.C. No. 2-MRP energy charge, subject to certain energy usage limits, and
- (2) Charges for demand (KW) service under this Agreement will be the undiscounted projected demand rates in S.C. 2-MRP.

Term

Seven (7) years from the start date (selected by the Customer) for the discounted charges.

Voltage Level

Secondary voltage level.

**VIII. SERVICE CLASSIFICATIONS (continued):****Q. SERVICE CLASSIFICATION NO. 13****Non-Bypass Negotiated Rate Service for Large Commercial Customers (continued):**  
**(Rate Codes: 278)****Customer Service Agreement Summaries (continued):****e) Customer Service Agreement No. 5 - Summary****Rates and Charges**

For the period covered by this Agreement:

- (1) Charges for energy (KWH) service under this Agreement will be the rates contained in Service Classification No. 2-MRP, except the Customer will receive a discount equal to 28 percent (28%) of the projected S.C. No. 2-MRP energy charge, subject to certain energy usage limits, and
- (2) Charges for demand (KW) service under this Agreement will be the undiscounted projected demand rates in S.C. 2-MRP.

**Term**

Seven (7) years from the start date (selected by the Customer) for the discounted charges.

**Voltage Level**

Primary voltage level.

**f) Customer Service Agreement No. 6 - Summary****Rates and Charges**

For the period covered by this Agreement:

- (1) Charges for energy (KWH) service under this Agreement will be the rates contained in Service Classification No. 2-MRP, except the Customer will receive a discount ranging from nineteen percent (19%) to thirty-one percent (31%) of the projected S.C. No. 2-MRP energy charge, subject to certain energy usage limits, and
- (2) Charges for demand (KW) service under this Agreement will be the undiscounted projected demand rates in S.C. 2-MRP.

**Term**

Seven (7) years from the start date for the discounted charges.

**Voltage Level**

Primary voltage level.

## VIII. SERVICE CLASSIFICATIONS (continued):

## Q. SERVICE CLASSIFICATION NO. 13

Non-Bypass Negotiated Rate Service for Large Commercial Customers (continued):  
(Rate Codes: 278)

## Customer Service Agreement Summaries (continued):

g) Customer Service Agreement No. 7 - SummaryRates and ChargesFor the period covered by this Agreement:

- (1) Charges for energy (KWH) service under this Agreement will be the rates contained in Service Classification No. 2-MRP, except the Customer will receive a discount ranging from twenty percent (20%) to twenty-one percent (21%) of the projected S.C. No. 2-MRP energy charge, subject to certain energy usage limits, and
- (2) Charges for demand (KW) service under this Agreement will be the undiscounted demand rates in S.C. 2-MRP.

Term

Seven (7) years from the start date (selected by the Customer) for the discounted charges.

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Voltage Level

Primary voltage level.

h) Customer Service Agreement No. 8 - SummaryRates and ChargesFor the period covered by this Agreement:

- (1) Charges for energy (KWH) service under this Agreement will be priced in real time according to the Real Time Pricing Pilot Service (S.C. 2-RTP), and
- (2) Charges for access will reflect a discount of approximately fifty-six percent (56%) off the access charge for the Real Time Pricing Pilot Service (S.C. 2-RTP)

Term

Seven (7) years from the start date (selected by the Customer) for the discounted charges.

Voltage Level

Primary voltage level.

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**VIII. SERVICE CLASSIFICATIONS (continued):**

**Q. SERVICE CLASSIFICATION NO. 13**

**Non-Bypass Negotiated Rate Service for Large Commercial Customers (continued):**  
**(Rate Codes: 278)**

**Customer Service Agreement Summaries (continued):**

i) Customer Service Agreement No. 9 - Summary

Rates and Charges

For the period covered by this Agreement:

- (1) Charges for energy (KWH) service under this Agreement will be the rates contained in Service Classification No. 2-MRP, except the Customer will receive a discount ranging from 18.2% to 25.8% of the projected S.C. No. 2-MRP energy charge, subject to certain energy usage limits, and
- (2) Charges for demand (KW) service under this Agreement will be the undiscounted demand rates in S.C. 2-MRP.

Term

Seven (7) years from the start date (selected by the Customer) for the discounted charges.

Voltage Level

Primary voltage level.

j) Customer Service Agreement No. 10 - Summary

Rates and Charges

For the period covered by this Agreement:

- (1) Charges for energy (KWH) service under this Agreement will be the rates contained in Service Classification No. 2-MRP effective in 1997, except the Customer will receive a discount ranging from 21.5% to 28% of the S.C. No. 2-MRP energy charge effective in 1997, subject to certain energy usage limits, and
- (2) Charges for demand (KW) service under this Agreement will be the undiscounted projected demand rates in S.C. 2-MRP effective in 1997.

Term

Seven (7) years from the start date (selected by the Customer) for the discounted charges.

Voltage Level

Primary voltage level.

**VIII. SERVICE CLASSIFICATIONS (continued):**

**Q. SERVICE CLASSIFICATION NO. 13**

**Non-Bypass Negotiated Rate Service for Large Commercial Customers (continued):**

**(Rate Codes: 278)**

**Customer Service Agreement Summaries (continued):**

k) Customer Service Agreement No. 11 - Summary

Rates and Charges

For the period covered by this Agreement:

- (1) Charges for energy (KWH) service under this Agreement will be the rates contained in Service Classification No. 2-MRP, except the Customer will receive a discount ranging from 21.5% to 29% of the S.C. No. 2-MRP energy charge effective in 1997, subject to certain energy usage limits, and
- (2) Charges for demand (KW) service under this Agreement will be the undiscounted demand rates in S.C. 2-MRP effective in 1997.

Term

Seven (7) years from the start date (selected by the Customer) for the discounted charges.

Voltage Level

Primary voltage level.