

RIDER "M"

Off-Peak and Curtailable Rider

AVAILABILITY:

This Rider is available to customers served under rate Schedule "J" or "P" whose maximum measured demands prior to any load modifications effected under this rider, exceed 100 and 300 kilowatts, respectively. This Rider cannot be used in conjunction with Rider T, Rider I, Schedule U, Schedule TOU-J and Schedule TOU-P.

RATE:

A. Basic Rates:

The rates for service under this Rider shall be as specified under the regular Schedule "J" or "P", whichever is applicable except that the Minimum Charge and the determination of billing demand used in the calculation of demand and energy charges shall be as defined below, subject to the requirements of the Determination of Demand provision of the applicable rate schedule.

The customer shall select Option A - Off-Peak Service, or Option B - Curtailable Service:

OPTION A - OFF-PEAK SERVICE:

- 1) Any demand occurring during the off-peak period shall not be considered in determining the billing kW demand for each month, but shall be used in determining the excess off-peak charge. Only the maximum kW demand occurring during the on-peak period shall be used in the determination of the billing kW demand for the calculation of the demand charge, energy charge and minimum charge as specified in the regular Schedule J or P.
- 2) An Excess Off-Peak Charge of \$1.00 per kilowatt shall be added to the regular rate schedule charges for each kilowatt that the maximum off-peak kW demand exceeds the maximum kW demand during the on-peak period.
- 3) For calculation of the excess off-peak charge for each month, the maximum off-peak demand and maximum demand during the on-peak period shall be the highest measured demands during the respective periods for such month.

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- 4) The time-of-use rating periods shall be defined as follows:
- On-Peak Period 7 a.m.-9 p.m. Fourteen hours, Daily
- Off-Peak Period 9 p.m.-7 a.m. Ten continuous hours, Daily
- 5) The monthly minimum charge shall be the sum of the customer charge and demand charge in the applicable rate schedule, and the Excess Off-Peak Charge and Time of Day Metering Charge specified below.

OPTION B - CURTAILABLE SERVICE:

- 1) A customer who chooses curtailable service shall curtail its kW load during the Company's curtailment hours, and shall specify the curtailable kW load. This curtailable load must be load that is normally operated during the Company's curtailment hours and must be at least 50 and 150 horsepower for motor loads under Schedules "J" and "P", respectively, or 50 and 150 kilowatts for other than motor loads. The Company may install a meter to measure the customer's curtailable load prior to start of curtailable service under this Rider.
- 2) For billing purposes, the curtailed demand shall be determined monthly as the difference between the maximum kW demand outside of the curtailment hours and the maximum kW demand during the curtailment hours measured for each month, but not to exceed the curtailable kW load specified in the customer's Rider M contract.
- 3) The customer shall choose one of the curtailment periods specified below. The billing demand under this curtailable service option shall be the normal billing demand under Schedule "J" or "P" reduced by:
- Option 1) 75% of the curtailed demand if the curtailment period is fixed throughout the year from 5 p.m. to 9 p.m., Monday through Friday; or
- Option 2) 40% of the curtailed demand if the curtailment period is two (2) consecutive hours as specified by the Company.

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- 5) The monthly minimum charge shall be the sum of the customer charge and demand charge in the applicable rate schedule, and the Time-of-Day Metering Charge specified below.

Where the Company specifies the curtailment hours, the Company shall give the customer at least 30 days notice prior to changing the curtailment period.

B. TIME-OF-DAY METERING CHARGE:

The Company shall install a time-of-use meter to measure the customer's maximum kW load during the time-of-day rating periods and curtailment periods.

An additional time-of-day metering charge of \$10.00 per month shall be assessed to cover the additional cost of installing, operating, and maintaining a time-of-use meter.

C. TERMS OF CONTRACT:

1. The initial term of contract shall be at least 3 years. Thereafter, the contract will be automatically renewed in 3-year increments until terminated by either party by a 30-day written notice.
2. A customer applying for service under this Rider shall sign a standard Rider M contract form with the Company.
3. The customer shall be allowed to take service under this Rider for a six-month trial period without penalty for termination within this period.
4. If the contract is terminated after the six months trial period, but before the first three-year period which begins from the start date of the customer's service under this Rider, the customer shall be assessed a termination charge equal to the last six months discount received under this Rider.
5. The customer may request a change of Rider options (Option A - Off-Peak Service or Option B - Curtailable Service) or curtailment hours (Options 1 or 2 under Curtailable Service) by providing a 30-day written notice to the Company. The change

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will become effective after the next regular meter reading following the receipt of such written notice by the Company, provided however, the Company may not be required to make such change until 12 months of service has been rendered after the last change, unless a new or revised Rider has been authorized, or unless a customer's operating conditions have altered so as to warrant such change.

6. If under the curtailable service option the customer fails to curtail his maximum demand during the curtailment period three times within a twelve-month period, the Company may terminate the Rider M contract by a 30-day written notice to the customer. If service under this Rider is terminated due to the customer's failure to curtail his demand as provided in the contract, the customer shall be assessed a termination charge equal to the last six-months discount received under this Rider.
7. Service supplied under this Rider shall be subject to the Rules and Regulations of the Company.

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