
RULES AND REGULATIONS

I. Rules and Regulations for the Government of Gas Utilities, adopted by the Public Service Commission of West Virginia, and now in effect, and all amendments thereto and modifications thereof hereafter made by said Commission.

II. The Company has adopted as the standard pressure for its low pressure distribution system a pressure of four ounces measured at the outlet of consumer's meter, and all appliances used by consumers should be adjusted for consumption at this pressure.

When gas is supplied to commercial or industrial consumers at a pressure exceeding eight ounces, the meter measurements shall be corrected to a basis of eight ounces according to Boyle's Law.

III. In the event a meter ceases to register, the consumption for the period in question shall be estimated, taking into consideration the consumption during a comparable period.

IV. CURTAILMENT AND INTERRUPTION OF SERVICE

The Company recognizes its primary public service obligation to maintain gas service to all of its consumers and its obligation under its rate schedules is subject to such primary public service obligation. Therefore, when in the Company's judgment it does not or anticipates it will not have an adequate supply of gas necessary to serve the full demands of all of its consumers, it shall have the right to partially or completely curtail service to each of its classes of consumers in accordance with the order of curtailment set forth below. This rule does not apply to normal limitations on the use or interruption of interruptible service contemplated pursuant to the Company's interruptible service offerings. (C)

A. Gas Shortage Curtailments

1. Order of Curtailment

a. The Company shall have the right to curtail its various classes of consumers, depending upon the severity of the natural gas shortage existing at the time, in accordance with the following five main categories of priorities.

(1) (a) All residential consumers.

(b) All commercial consumers where the peak day usage is less than 30 Mcf.

(C) Denotes Change.

RULES AND REGULATIONS (CONTINUED)

- (2) (a) Large volume commercial plant protection requirements (where peak day usage is 30 Mcf or more) and all firm industrial plant protection requirements.
- (b) All other large volume commercial requirements not specified in (2)(a).
- (c) Small volume firm industrial requirements, where the average daily usage during any calendar month is 300 Mcf or less.
- (d) Firm industrial requirements for feedstock and process needs not specified in (2)(a) and (2)(c).
- (3) All industrial requirements not specified in (2), (4), and (5).
- (4) Firm industrial requirements, where alternate fuel capabilities can meet such requirements, and where daily usage is:
 - (a) More than 1,500 Mcf but less than 3,000 Mcf.
 - (b) 3,000 Mcf or more.
- (5) Service which is interruptible pursuant to the Company's tariff rate schedule. (C)

The Company is obligated to completely curtail all consumers on a peak, monthly, seasonal, and annual basis in category (5) before any curtailment in category (4); curtail all consumers in category (4) before any curtailment in category (3); and so on; this sequence also applies to the various subdivisions within a category.

2. Determination of curtailment volumes: The total quantity subject to curtailment shall be determined prospectively by applying to the System deficiency the proportion that annual retail sales in West Virginia bear to total annual retail sales in the System.

B. Force Majeure Curtailment

In addition to A. above, the Company may discontinue or curtail gas service at any time if required in its judgment by severe weather

(C) Denotes Change.

RULES AND REGULATIONS (CONTINUED)

conditions and/or other emergencies or force majeure situations.

Volumes of gas sold under these conditions to residential and commercial consumers shall take priority over those sold to industrial consumers; and so far as operating conditions permit, available supplies of gas shall be dispatched in as equitable a manner as possible. Force majeure conditions and emergencies shall include among others, acts of God, hurricanes, floods, strikes, washouts, riots, sustained cold weather, freezing lines, broken lines, repairs, alterations to the Company's system, as well as any other similar causes affecting the Company's ability to deliver a full supply of gas to all of its consumers, not within the Company's control.

C. Unauthorized Overruns

1. When the monthly volumes of gas taken by any consumer are in excess of the Company specified authorized monthly volumes applicable to such consumer, the consumer shall pay, in addition to any charges otherwise payable, a penalty computed as follows:
 - a. For all consumers whose usage during the base year is 12,000 Mcf or more: a charge of \$10.00 per Mcf shall be applied to the penalty volumes (all volumes in excess of 103 percent of the authorized monthly volumes).
 - b. For all consumers whose usage during the base year is less than 12,000 Mcf: a charge of \$10.00 per Mcf shall be applied to the penalty volumes (all volumes in excess of 120 percent of the authorized monthly volumes).
2. The penalty volumes shall be reduced by the amount that the consumer's actual consumption during the first four months following the overrun is below the authorized monthly volumes for such four-month period.
3. Any consumer who objects to the payment of \$10.00 per Mcf for an unauthorized overrun, shall make his objection known to the Company and the Company shall then respond to the consumer to agree or disagree with specific reasons thereto. If the parties cannot settle the dispute within the terms of the approved tariff, such dispute may be tendered to the Public Service Commission for disposition under its formal complaint procedure.

RULES AND REGULATIONS (CONTINUED)

D. Exceptions and Exemptions

1. Exceptions to or exemptions from curtailment of deliveries to consumers may be permitted by the Company, with Public Service Commission approval, in the event that a community or employment area suffers significant diminution in employment as a result of permanent reduction or termination by an existing gas-using industrial or commercial consumer and there exists in that same community or area an industrial or commercial applicant seeking the same or a lesser quantity of gas.
2. In the event that some of the industrial consumers who have been curtailed under existing or prior plans, or who, for the purpose of conserving gas or in anticipation of future curtailment, have converted or may convert a portion of their noncritical gas usage to a fuel other than gas, or who may have effected conservation programs, thereby reducing their requirements, it is provided that in order that such action will not penalize an industrial consumer in the allocation of available gas supply to each category of use, such converted or conserved volumes shall be restored to the monthly usage figures in calculating base requirements and such volumes converted or conserved shall be considered as curtailed volumes.
3. Requests for extraordinary relief from curtailment where supplemental deliveries are required to forestall irreparable injury to life or physical property may be made directly to the Company and to the Public Service Commission. The consumer seeking extraordinary relief shall give all the facts available to justify a temporary supplemental delivery of natural gas, including volume, duration of need, purpose of need, efforts to secure other sources of natural gas or alternate fuels, and other pertinent information. The Public Service Commission will act with or without hearing, depending on the nature of the emergency, only after the Company has made its recommendation to grant or deny the request, with or without qualifications, after considering, among other things, the effect of a grant of such supplemental deliveries on its other consumers, which might create similar emergencies on such other consumers.

- V. The Company does not guarantee or undertake beyond the exercise of due diligence to render, to the extent of having complied with the provisions of this tariff, the orders of the Public Service Commission and its other public service obligations, adequate and fair service to meet the requirements of its consumers at all times and shall not be liable for failure so to do, beyond its available supply; nor shall it be

RULES AND REGULATIONS (CONTINUED)

liable for any injury to person or property from any cause arising inside the consumer's property line not the result of the negligence of the Company; nor shall it be liable for any injury to person or property arising from the use of gas by, or the supply of gas to, the consumer which is not the result of negligence on the part of the Company.

- VI. Bills will be rendered and be payable once each month. The Company may read any meter once each month, but ordinarily it will read meters of residential and commercial consumers once each two months. As to any consumers whose meter is read once each two months, the consumption for the first month of each bimonthly meter reading period shall be estimated on the basis of the consumer's previous usage, adjusted for weather conditions; and the consumption for the second month of each bimonthly meter reading period shall be determined by subtracting the first month's estimated consumption from the total actual consumption for the bimonthly period shown by the meter. The bill for each month shall be the result of applying to the consumption, determined as aforesaid, the applicable rates and charges contained in this tariff.

The consumer shall be obligated to pay the bill based on the estimated consumption as though the same was based on an actual meter reading, and failure to so pay shall subject the consumer and his service to Rule 4.8 - "Utility Discontinuance of Service" of the Commission Series 4 Rules and Regulations for the Government of Gas Utilities and Gas Pipeline Safety. Bills based on estimated readings shall be subject to adjustment for any unusual circumstances found to have affected the quantity of gas used.

VII. LOAD ADDITION RESTRICTIONS

- A. When anticipated gas supplies are not sufficient to serve all consumers, the Company reserves the right to limit or deny load additions to existing or new commercial and industrial consumers who use in excess of 30 Mcf per day. When gas becomes available to serve such new or additional load, priority shall be given as follows:
1. For newly constructed multifamily commercial buildings.
 2. For other newly constructed commercial buildings.
 3. For existing commercial buildings where the present fuel use violates air pollution regulations established by appropriate governmental agencies.

RULES AND REGULATIONS (CONTINUED)

4. For existing industrial establishments where the present fuel use violates air pollution regulations established by appropriate governmental agencies.
 5. For all other commercial and industrial uses.
- B. Priority will be given in each category in the order in which application therefore was registered with the Company, provided the new load is connected within twelve months after notice from the Company that it may be served. Applications not initially approved by the Company shall be kept on file by class of priority and date received. Any applicant whose application for gas service is subsequently approved shall notify the Company in writing within 30 days after the date of such notice of approval of his intention to accept gas service; otherwise, such approved application shall be void.
- C. From time to time, the Company may have volumes of gas available to it which, in its judgment, should not be disposed of through firm service related to lower priority uses, but should be kept available for future anticipated sale for higher priority uses; however, such reserved volumes may be sold by the Company to lower priority users on a temporary, off-peak, or interruptible basis.
- D. When the evidence available to the Company reasonably indicates that a consumer has hereafter connected additional gas-consuming equipment in violation of this policy, the Company may discontinue all service to such consumer, upon ten days' written notice, until such additional gas consuming equipment has been disconnected.
- E. Exceptions to the preceding load additions restrictions may be permitted by the Company, with Commission approval, in the event that a community or employment area suffers a significant diminution in employment as a result of permanent reduction or termination of operations by an existing gas-using industrial or commercial consumer and there exists in that same community or area an industrial or commercial applicant seeking the same or a lesser quantity of gas.

VIII. STANDARD SAFETY REQUIREMENTS CONCERNING CUSTOMER CONNECTIONS

"Installation Standards - Gas Piping and Appliances Customers' Premises," Equitable Gas Company, dated July 1979, as now in effect, and all amendments thereto and modifications thereof hereafter made.

EQUITABLE GAS COMPANY
A Division of Equitable Resources, Inc.
Allegheny Center Mall, Suite 2000
Pittsburgh, Pennsylvania 15212-5352

Original Sheet No. 8
P. S. C. W. Va. No. 2

SHEET NOS. 8 THROUGH 13
HAVE NOT BEEN ISSUED, BUT
ARE BEING RESERVED FOR FUTURE USE

ISSUED October 25, 1991

Issued By
J. V. Milantoni
President

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