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**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

**APPLICATION NOT FOR AN INCREASE IN RATES, PURSUANT TO
SECTION 4909.18, REVISED CODE**

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In the Matter of the Application of)	
Suburban Natural Gas Company to Amend)	10- 87 -GA-ATA
Its Transportation Tariff as Required in)	
Case No. 10-216-GA-GCR)	89-8027-GA-TRF

1. APPLICANT RESPECTFULLY PROPOSES:

- | | |
|--|--|
| <input type="checkbox"/> New Service | <input checked="" type="checkbox"/> Change in Rule/Regulation |
| <input type="checkbox"/> New Classification | <input type="checkbox"/> Reduction in Rates |
| <input type="checkbox"/> Change in Classification | <input type="checkbox"/> Correction of Error |
| <input checked="" type="checkbox"/> Other, not involving increase in rates | <input type="checkbox"/> Various related and unrelated textual revisions, without change in intent |

2. DESCRIPTION OF PROPOSAL

This Application is made to amend Suburban Natural Gas Company's ("Suburban") Transportation Tariff to be consistent with the Stipulation approved in Case No. 10-216-GA-GCR. Specifically, in the proposed Transportation Tariff, Suburban has replaced its current transportation demand charge with a \$.25 per MCF per month charge. Further, the proposed tariff now requires customers with average monthly usage exceeding 1000 MCF to install daily metering devices. Suburban has also modified the tariff to insure that transportation customers are paying the appropriate amount for imbalances. Suburban added updated sections to allow for Operational Flow Orders and Operational Matching Orders to ensure the volumes scheduled to be delivered to Suburban match customer usage. Finally, Suburban made minor additional changes to reflect changing circumstances since the Transportation Tariff was last revised in 1994.

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 Technician Date Processed 1/6/11

3. TARIFF AFFECTED: Suburban Tariff Sheets, Section VI, First Revised Sheet No. 7, Original Sheet No. 8, Original Sheet No. 9, Original Sheet No. 10, Original Sheet No. 11, Original Sheet No. 12; Original Sheet No. 13 added.

4. ATTACHED HERETO AND MADE A PART HERE OF ARE: (Check applicable Exhibits)

Exhibit A – existing schedule sheet (to be superseded if applicable):

Exhibit B – proposed schedule sheet:

Exhibit B-1 – redline tariff sheet showing proposed schedule relative to current schedule

Exhibit C-1 –

- (a) if new service is proposed, describe;
- (b) if new equipment is involved, describe (preferable with a picture, brochure, etc.) and where appropriate, a statement distinguishing proposed service from existing services;
- (c) if proposed service results from customers requests, so state giving if available, the number and type of customers requesting proposed service;
- (d) if a change in classification, rule or regulation is proposed, a statement explaining reason for change;
- (e) statement explaining reason for any proposal not covered in the attached exhibits.

5. This application will not result in an increase in any rate, joint rate, toll, classification, charge, or rental.

Respectfully submitted,



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Attorneys for Suburban Natural Gas Co.

EXHIBIT A
CURRENT TARIFF SHEETS

FIRM TRANSPORTATION SERVICE

Applicability:

Available to any commercial or industrial end-use customer provided that service can be rendered within the limits of Company's operating conditions and facilities. On any day, Company shall deliver Customer's authorized daily volume of gas on a firm basis, with no planned interruption.

However, Customer's authorized daily volume is interruptible when such interruption is necessary due to force majeure conditions, or where service to General Service customers is threatened or when necessary for maintenance or repair of Company's facilities. The authorized daily volume of gas to be transported shall be specified in a written service agreement as well as any maximum and minimum volumes to be transported by the Company for deliveries under this tariff. The Company shall be under no obligation to accept or deliver gas for transportation except as set forth in said agreement and this tariff.

Nominating, scheduling, and monitoring:

General:

(a) Except for events solely within Company's control, the obligation to monitor, control, adjust and maintain a concurrent balance between tenders and takes of transportation gas under this tariff shall rest with Customer. By the provisions of this section or the other sections of this tariff, Company assumes no responsibility to monitor or adjust Customer's tenders or takes.

(b) All notices or other communications from Customer to Company pursuant to the requirements of this section shall be submitted through Company's facsimile machine, unless Customer does not have a facsimile machine, in which event notices or other communications shall be by telephone with written confirmation by mail. The date and time of all such notices or other communications from Customer to Company under this section shall be deemed to be the date and time those notices or communications are received by Company, unless otherwise specified.

ISSUED: January 1, 1994

EFFECTIVE: January 1, 1994

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Filed pursuant to the Opinion and Order
of the Public Utilities Commission of Ohio in
Case No. 93-1577-GA-ATA, dated December 23, 1993

ISSUED BY DAVID L. PEMBERTON, PRESIDENT

Nominations:

(a) A Customer seeking to nominate quantities under any applicable service agreement shall furnish to Company, for each such service agreement (i) a scheduled daily delivery quantity to be delivered by Company at the applicable delivery point(s) on Company's pipeline system and (ii) a scheduled daily receipt quantity to be tendered to Company at each applicable receipt point on Company's pipeline system. Retainage shall be included in the scheduled daily receipt quantity. Customer's scheduled daily delivery quantity and scheduled daily receipt quantity collectively are referred to as Customer's "nominations".

(b) Unless otherwise agreed in a service agreement, nominations by Customer for gas scheduled to flow on the first day of a month shall be submitted to Company no later than four (4) hours prior to the time Company is required to submit such nominations to the applicable interstate pipelines. Nominations by Customer for gas scheduled to flow on other than the first day of a month shall be submitted to Company no later than two (2) hours prior to the time the Company is required to submit such nominations to applicable pipelines.

(c) Subject to the conditions specified below, Customer may make intra-day changes in its daily nominations which shall be effective but only to the extent that such changes are permissible under the regulations of the applicable interstate pipelines and communicated to Company in a manner which allows Company, exercising reasonable efforts with due regard to other duties of Company personnel, to arrange such changes with the applicable interstate pipelines. Customer may make such intra-day changes only if the following requirements and conditions are satisfied:

- (i) all applicable receipt points are equipped with real time electronic measuring devices;
- (ii) if Company does not control the receipt or delivery points, actual flows consistent with the requested nominations are confirmed;

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TARIFF DIVISION
PUBLIC UTILITIES COMMISSION OF OHIO

ISSUED BY DAVID L. PEMBERTON, PRESIDENT

(iii) Customer's tenders or takes (A) during any 8-hour period may not exceed 40 percent of Customer's authorized daily volume, and (B) during any 24-hour period do not exceed Customer's authorized daily volume, provided that all deliveries do not exceed the applicable maximum hourly limitations, if any, specified in the service agreement;

(iv) Customer's revised nominations during a day shall under no circumstances fall below the confirmed quantities for that day up to the effective time of the revised nominations; and

(v) No intra-day changes may be made on Saturdays, Sundays, or legal holidays.

(d) Customer shall cause the operator of each point of receipt and each point of delivery designated in any nomination or change in nomination submitted by Customer to confirm all such nominations or changes in nominations, before implementation by Company, by facsimile notice, unless Customer does not have a facsimile machine, in which event notices or other communications shall be by telephone with written confirmation by mail.

(e) Company shall make available to Customer Customer's imbalance status or information from which Customer can determine its imbalance status. Such updates by Company shall be based upon the data available to Company at that time, and shall constitute notice to Customer for purposes of the application of the imbalance charges set forth in this tariff. Buyer shall eliminate imbalances in its account as soon as possible but in no event later than the last day of the month in which such notice is received.

Confirmation and Scheduling by Company:

No gas shall flow under any nomination until Company has confirmed the nomination, awarded capacity, and scheduled the applicable quantities.

ISSUED: January 1, 1994 EFFECTIVE: January 1, 1994

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Suburban Natural Gas Company
Cygnet, Ohio

SECTION VI
Original Sheet No. 10

Net Monthly Bill:

Computed in accordance with following charges:

Administrative Charge: Two hundred fifty dollars
(\$250).

Transportation Charge: Not to exceed the General Service base rate then in effect, less all related gas costs. This rate shall be in addition to any applicable monthly customer charge and late payment charge. The minimum rate shall cover the variable costs of service, plus make a contribution to total Company fixed costs. Unless otherwise agreed by Company and Customer, Customer shall pay the maximum rate for all volumes delivered hereunder. In addition, customers are also subject to the Transportation Balancing Adjustment, the Demand Charge and other charges described herein.

Imbalances:

In the event Customer uses natural gas in excess of the nominated volumes in any day, the excess volumes shall be billed in accordance with the provisions of the Company's applicable tariff schedule if not replaced with customer-supplied gas during the same month and an additional charge equal to the total of any and all charges or penalties incurred by Company as a result of the Customer's imbalances.

Transportation Balancing Adjustment:

Service provided under the provisions of this tariff shall be subject to a Transportation Balancing Adjustment (TBA). The TBA is computed quarterly on any difference between actual cumulative receipts (less Retainage) and actual cumulative deliveries (adjusting for any imbalances of previous months) in excess of ten (10) percent of actual deliveries during a billing month to offset any increases in

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PUBLIC UTILITIES COMMISSION OF OHIO

the Company's purchased gas cost, resulting from Customer's transportation balances. Customer is required to balance volumes of gas delivered to the Customer's Facilities and the Company reserves the right to terminate deliveries under the provisions of this tariff if, in its judgment, the Customer abuses the service by maintaining fluctuating balances.

Demand Charge:

In addition to the Transportation Charge and Transportation Balancing Adjustment stated above, Customer shall be subject to a Demand Charge. The Demand Charge shall be calculated as the average firm transportation rate paid to the Company's pipeline suppliers multiplied by Customer's peak day decatherm demand during the prior six (6) months.

In the event that a customer is not metered on a daily basis, the peak day decatherm demand will be calculated by dividing total consumption for the most recent six-month period by one hundred thirty-two (132), the average number of work days in a six-month period assuming twenty-two (22) working days per month.

In the event that a chart which calculates the daily consumption is used for metering purposes, the Demand Charge will be determined by multiplying the average demand rate paid to the Company's pipeline suppliers by the maximum daily natural gas taken by Customer during the prior six (6) months.

Unauthorized Volumes:

In the event Customer fails to interrupt deliveries under this tariff when and as requested by the Company or causes the Company to incur additional charges from its pipeline suppliers, such deliveries will be designated unauthorized volumes. All unauthorized volumes shall be billed at a rate or rates equal to the total of any and all rates, charges or penalties incurred by Company as a result of such unauthorized volumes in addition to the charges set forth under the Net Monthly Bill provision of this tariff.

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TARIFF DIVISION
PUBLIC UTILITIES COMMISSION OF OHIO

Terms and Conditions:

The Customer shall enter into a written service agreement with the Company. Such agreement shall set forth specific arrangements as to volumes to be transported and the rate to be charged, as well as any other circumstances relating to the individual customer. The Customer shall be responsible for making all necessary arrangements and securing all requisite regulatory or governmental approvals, certificates, or permits to enable the gas to be transported hereunder to be delivered to the Company's system.

Metering:

The Customer has the option of installing a daily metering device. If this option is chosen, the Customer shall be responsible for the cost of such a meter, which shall be installed and maintained by and remain the property of the Company. Absent such a metering device, the Customer will be billed a pro rata share of any fines or penalties which are demonstrated by the Company to be attributable to the Customer.

Service Regulations:

The supplying of, and billing for, service and all conditions applicable thereto, are subject to the Company's Service Regulations.

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of the Public Utilities Commission of Ohio in
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PUBLIC UTILITIES COMMISSION OF OHIO

EXHIBIT B

PROPOSED TARIFF SHEETS

FIRM TRANSPORTATION SERVICE

Applicability:

Available to any commercial or industrial end-use Customer provided that service can be rendered within the limits of Company's operating conditions and facilities. On any day, Company shall deliver Customer's authorized daily volume of gas on a firm basis, with no planned interruption.

However, Customer's authorized daily volume is interruptible when such interruption is necessary due to Operational Flow Orders, Operational Matching Orders, force majeure conditions, or where service to General Service customers is threatened or when necessary for maintenance or repair of Company's facilities. The authorized daily volume of gas to be transported shall be specified in a written service agreement as well as any maximum and minimum volumes to be transported by the Company for deliveries under this tariff. The Company shall be under no obligation to accept or deliver gas for transportation except as set forth in said agreement and this tariff.

Nominating, scheduling, and monitoring:

General:

(a) Except for events solely within Company's control, the obligation to monitor, control, adjust and maintain a concurrent balance between receipts and deliveries of transportation gas under this tariff shall rest with Customer or its designated agent on such Customer's behalf. By the provisions of this section or the other sections of this tariff, Company assumes no responsibility to monitor or adjust Customer's receipts or deliveries.

(b) All notices or other communications from Customer or its designated agent on such Customer's behalf to Company pursuant to the requirements of this section shall be submitted through Company's facsimile machine or to an email address supplied by the Company from time to time. Should Customer not have email access or a facsimile machine, notices or other communications shall be by telephone with written confirmation by mail. The date and time of all such notices or other communications from Customer to Company under this section shall be deemed to be the date and time those notices or communications are received by Company, unless otherwise specified.

Issued: _____, _____

Effective: _____, _____

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Case No. _____ - _____ -GA-ATA, dated _____, _____

ISSUED BY DAVID L. PEMBERTON, JR., PRESIDENT

Nominations:

(a) A Customer or its agent seeking to nominate quantities under any applicable service agreement shall furnish to Company, for each such service agreement (i) a scheduled daily receipt quantity to be delivered by or on behalf of the Customer at the applicable receipt point(s) on Company's system and (ii) a scheduled daily delivery quantity to be delivered to the Customer at such Customer's meter. Retainage shall be included in the scheduled daily receipt quantity. Customer's or its agent's scheduled daily receipt quantity and scheduled daily delivery quantity collectively are referred to as Customer's "daily nominations".

(i) for the purposes of this Section "daily receipt quantity" means the quantity of gas in one thousand cubic feet (Mcf) that the Customer or its agent schedules to be delivered to the Company each day at the applicable receipt point(s) on the Company's system.

(ii) for purposes of this Section "daily delivery quantity" means the gas in Mcf that the Customer or its agent schedules to be delivered to the Customer through the Customer's meter and is equal to the daily receipt quantity less retainage.

(b) Unless otherwise agreed in a service agreement, daily nominations by Customer or its agent for gas scheduled to flow on the first day of a month shall be submitted to Company no later than four (4) hours prior to the time Company is required to submit such nominations to the applicable interstate or intrastate pipelines. Daily nominations by Customer or its agent for gas scheduled to flow on other than the first day of a month shall be submitted to Company no later than two (2) hours prior to the time the Company is required to submit such nominations to applicable pipelines.

(c) Subject to the conditions specified below, Customer or its agent may make intra-day changes in its daily nomination which shall be effective but only to the extent that such changes are permissible under the regulations of the applicable interstate or intrastate pipelines and communicated to Company in a manner which allows Company, exercising reasonable efforts with due regard to other duties of Company personnel, to arrange such changes with the applicable interstate or intrastate pipelines. Customer or its agent may make such intra-day changes only if the following requirements and conditions are satisfied:

(i) all applicable receipt and delivery points are equipped with real time electronic measuring devices;

(ii) if Company does not control the receipt or delivery points, actual flows consistent with the requested nominations are confirmed;

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(iii) Customer's receipts or deliveries (A) during any eight (8) hour period may not exceed 40 percent of Customer's authorized daily volume, and (B) during any twenty-four (24) hour period do not exceed Customer's authorized daily volume, provided that all deliveries do not exceed the applicable maximum hourly limitations, if any, specified in the service agreement;

(iv) Customer's revised nominations during a day shall under no circumstances fall below the confirmed quantities for that day up to the effective time of the revised nominations; and

(v) no intra-day changes may be made on Saturdays, Sundays, or legal holidays.

(d) Customer or its agent shall cause the operator of each point of receipt and, if applicable, each point of delivery designated in any nomination or change in nomination submitted by Customer or its agent to confirm all such nominations or changes in nominations, before implementation by Company, by facsimile notice or to an email address supplied by the Company from time to time, unless Customer does not have an email address or a facsimile machine, in which event notices or other communications shall be by telephone with written confirmation by mail.

(e) Company shall make available to Customer or its agent Customer's imbalance status or information from which Customer can determine its imbalance status. Such updates by Company shall be based upon the data available to Company at that time, and shall constitute notice to Customer for purposes of the application of the imbalance charges set forth in this tariff. Buyer shall eliminate imbalances in its account as soon as possible but in no event later than the last day of the month in which such notice is received.

Confirmation and Scheduling by Company:

No gas shall flow under any nomination until Company has confirmed the nomination, awarded capacity, and scheduled the applicable quantities.

Issued: _____, _____ Effective: _____, _____

Filed Pursuant to the Opinion and Order
of the Public Utilities Commission of Ohio in
Case No. _____ - _____ -GA-ATA, dated _____, _____

ISSUED BY DAVID L. PEMBERTON, JR., PRESIDENT

Net Monthly Bill:

Computed in accordance with following charges:

Administrative Charge: Two hundred fifty dollars (\$250).

Transportation Charge: Not to exceed the General Service base rate then in effect, less all related to gas costs. This rate shall be in addition to any applicable monthly customer charge and late payment charge. The minimum rate shall cover the variable costs of service, plus make a contribution to total Company fixed costs. Unless otherwise agreed by the Company and Customer, Customer shall pay the maximum rate for all volumes delivered hereunder. In addition, Customers are also subject to the Demand Charge and other charges described herein, including imbalance charges.

Imbalances:

In the months when Customer's deliveries are less than Customer's usage, the Company may sell gas to Customer at the Asset Manager's current month's invoices weighted average cost of gas (WACOG) times one hundred twenty percent (120%). The WACOG would include cost of gas, firm transportation charges, commodity and demand charges and, if applicable, asset management payments.

In the months when Customer's deliveries are greater than Customer's usage, the Company may, at its option purchase the excess volumes at a rate determined by the Asset Manager's current month's invoices weighted average cost of gas (WACOG) times eighty percent (80%). The WACOG would include cost of gas, firm transportation charges, commodity and demand charges and, if applicable, asset management payments.

In addition, if in any month the Company incurs a storage overrun or excess storage injection penalty from an applicable interstate or intrastate pipeline in that month, Customer is subject to its *pro rata* share of that penalty. All imbalance charges shall be applied to Customer's next monthly bill.

As an alternative to the monthly reconciliation procedure set forth in the proceeding paragraphs of this Section, the Company and Customer may enter into a special arrangement for the balancing of receipts and deliveries subject to the approval of the Public Utilities Commission of Ohio pursuant to Ohio Revised Code Section 4905.31.

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ISSUED BY DAVID L. PEMBERTON, JR., PRESIDENT

Demand Charge:

In addition to other applicable charges set forth herein, Customer shall be subject to a Demand Charge of twenty-five cents (\$.25) per Mcf per month for all volumes transported and delivered through the Customer's meter.

Unauthorized Volumes:

In the event Customer fails to interrupt deliveries under this tariff when and as requested by the Company or causes the Company to incur additional charges from its pipeline suppliers, such deliveries will be designated unauthorized volumes. All unauthorized volumes shall be billed at a rate or rates equal to the total of any and all rates, charges or penalties incurred by Company as a result of such unauthorized volumes in addition to the charges set forth under the Net Monthly Bill provision of this tariff.

Issued: December __, 2010

Effective: December __, 2010

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ISSUED BY DAVID L. PEMBERTON, JR., PRESIDENT

Terms and Conditions:

The Customer shall enter into a written service agreement with the Company. Such agreement shall set forth specific arrangements as to volumes to be transported and the rate to be charged, as well as any other circumstances relating to the individual customer. The Customer shall be responsible for making all necessary arrangements and securing all requisite regulatory or governmental approvals, certificates, or permits to enable the gas to be transported hereunder to be delivered to the Company's system.

Daily Metering:

All customers with an average estimated or actual monthly usage greater than 1000 Mcf must install a daily metering device. All other customers have the option of installing a daily metering device. The daily metering device shall be equipped with an electronic measurement or automatic meter reading device and associated telemetering equipment. The Customer shall be responsible for the cost of such a meter, which shall be installed and maintained by and remain the property of the Company. Absent such a metering device, the Customer will be billed a *pro rata* share of any fines or penalties which are demonstrated by the Company to be attributable to the Customer.

Operational Flow Orders:

Customers without daily measuring devices are subject to Company's issuance of operational flow orders (OFO) which will direct Customers to adjust scheduled volumes to match their estimated usage. An OFO may include the scheduling of supply quantities in excess of daily contract quantities when operating conditions exceed design criteria. Failure to comply with an OFO will result in the billing of the following charges to the OFO shortfall which is defined as the difference between the daily OFO volume and actual daily deliveries:

- (A) The payment of a gas cost equal to the highest incremental cost paid by Company on the date of non-compliance;
- (B) One month's demand charges on the OFO shortfall, except in instances where OFOs require scheduling of volumes in excess of daily contracted quantities. This charge shall not be imposed more frequently than once in any thirty day period; and
- (C) The payment of all other charges incurred by Company on the date of the OFO shortfall. If a customer complies with an OFO it shall not be subject to any penalty or additional cost.

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Operational Matching Orders

Customers with daily measuring devices meters are subject to Company's issuance of operational matching orders (OMO) which will direct Customers to adjust usage to match volumes flowing on pipelines. Failure to comply with an OMO will result in the billing of the following charges to the OMO excess which is to be defined as the difference between the actual daily usage and the daily flowing volume:

- (A) The payment of a gas cost equal to the highest incremental cost paid by Company on the date of non-compliance;
- (B) One month's demand charges on the OMO shortfall, except in instances where OMOs require scheduling of volumes in excess of daily contracted quantities. This charge shall not be imposed more frequently than once in any thirty-day period; and
- (C) The payment of all other charges incurred by Company on the date of the OMO shortfall. If a Customer complies with an OMO it shall not be subject to any penalty or additional cost.

Service Regulations:

The supplying of, and billing for, service and all conditions applicable thereto, are subject to the Company's Service Regulations.

Issued: _____ Effective: _____

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ISSUED BY DAVID L. PEMBERTON, JR., PRESIDENT

EXHIBIT B-1

**REDLINED - TARIFF SHEETS
SHOWING PROPOSED CHANGES**

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FIRM TRANSPORTATION SERVICE

Applicability:

Available to any commercial or industrial end-use Customer provided that service can be rendered within the limits of Company's operating conditions and facilities. On any day, Company shall deliver Customer's authorized daily volume of gas on a firm basis, with no planned interruption.

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However, Customer's authorized daily volume is interruptible when such *interruption is necessary due to Operational Flow Orders, Operational Matching Orders, force majeure conditions, or where service to General Service customers is threatened or when necessary for maintenance or repair of Company's facilities.* The authorized daily volume of gas to be transported shall be specified in a written service agreement as well as any maximum and minimum volumes to be transported by the Company for deliveries under this tariff. The Company shall be under no obligation to accept or deliver gas for transportation except as set forth in said agreement and this tariff.

Nominating, scheduling, and monitoring:

General:

(a) Except for events solely within Company's control, the obligation to monitor, control, adjust and maintain a concurrent balance between receipts and deliveries of transportation gas under this tariff shall rest with Customer or its designated agent on such Customer's behalf. By the provisions of this section or the other sections of this tariff, Company assumes no responsibility to monitor or adjust Customer's receipts or deliveries.

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(b) All notices or other communications from Customer or its designated agent on such Customer's behalf to Company pursuant to the requirements of this section shall be submitted through Company's facsimile machine or to an email address supplied by the Company from time to time. Should Customer not have email access or a facsimile machine, notices or other communications shall be by telephone with written confirmation by mail. The date and time of all such notices or other communications from Customer to Company under this section shall be deemed to be the date and time those notices or communications are received by Company, unless otherwise specified.

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Issued: _____

Effective: _____

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Case No. _____ -GA-ATA, dated _____

ISSUED BY DAVID L. PEMBERTON, JR., PRESIDENT

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Nominations:

(a) A Customer or its agent seeking to nominate quantities under any applicable service agreement shall furnish to Company, for each such service agreement (i) a scheduled daily receipt quantity to be delivered by or on behalf of the Customer at the applicable receipt point(s) on Company's system and (ii) a scheduled daily delivery quantity to be delivered to the Customer at such Customer's meter. Retainage shall be included in the scheduled daily receipt quantity. Customer's or its agent's scheduled daily receipt quantity and scheduled daily delivery quantity collectively are referred to as Customer's "daily nominations".

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(i) for the purposes of this Section "daily receipt quantity" means the quantity of gas in one thousand cubic feet (Mcf) that the Customer or its agent schedules to be delivered to the Company each day at the applicable receipt point(s) on the Company's system.

(ii) for purposes of this Section "daily delivery quantity" means the gas in Mcf that the Customer or its agent schedules to be delivered to the Customer through the Customer's meter and is equal to the daily receipt quantity less retainage.

(b) Unless otherwise agreed in a service agreement, daily nominations by Customer or its agent for gas scheduled to flow on the first day of a month shall be submitted to Company no later than four (4) hours prior to the time Company is required to submit such nominations to the applicable interstate or intrastate pipelines. Daily nominations by Customer or its agent for gas scheduled to flow on other than the first day of a month shall be submitted to Company no later than two (2) hours prior to the time the Company is required to submit such nominations to applicable pipelines.

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(c) Subject to the conditions specified below, Customer or its agent may make intra-day changes in its daily nomination which shall be effective but only to the extent that such changes are permissible under the regulations of the applicable interstate or intrastate pipelines and communicated to Company in a manner which allows Company, exercising reasonable efforts with due regard to other duties of Company personnel, to arrange such changes with the applicable interstate or intrastate pipelines. Customer or its agent may make such intra-day changes only if the following requirements and conditions are satisfied:

(i) all applicable receipt and delivery points are equipped with real time electronic measuring devices;

(ii) if Company does not control the receipt or delivery points, actual flows consistent with the requested nominations are confirmed;

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Issued: _____ Effective: _____

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Case No. _____ -GA-ATA, dated _____

ISSUED BY DAVID L. PEMBERTON, JR., PRESIDENT

Deleted: Original

(iii) Customer's receipts or deliveries (A) during any eight (8) hour period may not exceed 40 percent of Customer's authorized daily volume, and (B) during any twenty-four (24) hour period do not exceed Customer's authorized daily volume, provided that all deliveries do not exceed the applicable maximum hourly limitations, if any, specified in the service agreement;

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(iv) Customer's revised nominations during a day shall under no circumstances fall below the confirmed quantities for that day up to the effective time of the revised nominations; and

(v) no intra-day changes may be made on Saturdays, Sundays, or legal holidays.

(d) Customer or its agent shall cause the operator of each point of receipt and, if applicable, each point of delivery designated in any nomination or change in nomination submitted by Customer or its agent to confirm all such nominations or changes in nominations, before implementation by Company, by facsimile notice or to an email address supplied by the Company from time to time, unless Customer does not have an email address or a facsimile machine, in which event notices or other communications shall be by telephone with written confirmation by mail.

(e) Company shall make available to Customer or its agent Customer's imbalance status or information from which Customer can determine its imbalance status. Such updates by Company shall be based upon the data available to Company at that time, and shall constitute notice to Customer for purposes of the application of the imbalance charges set forth in this tariff. Buyer shall eliminate imbalances in its account as soon as possible but in no event later than the last day of the month in which such notice is received.

Confirmation and Scheduling by Company:

No gas shall flow under any nomination until Company has confirmed the nomination, awarded capacity, and scheduled the applicable quantities.

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Case No. _____ -GA-ATA, dated _____

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Net Monthly Bill:

Computed in accordance with following charges:

Administrative Charge: Two hundred fifty dollars (\$250).

Transportation Charge: Not to exceed the General Service base rate then in effect, less all related to gas costs. This rate shall be in addition to any applicable monthly customer charge and late payment charge. The minimum rate shall cover the variable costs of service, plus make a contribution to total Company fixed costs. Unless otherwise agreed by the Company and Customer, Customer shall pay the maximum rate for all volumes delivered hereunder. In addition, Customers are also subject to the Demand Charge and other charges described herein, including imbalance charges.

Imbalances:

In the months when Customer's deliveries are less than Customer's usage, the Company may sell gas to Customer at the Asset Manager's current month's invoices weighted average cost of gas (WACOG) times one hundred twenty percent (120%). The WACOG would include cost of gas, firm transportation charges, commodity and demand charges and, if applicable, asset management payments.

In the months when Customer's deliveries are greater than Customer's usage, the Company may, at its option purchase the excess volumes at a rate determined by the Asset Manager's current month's invoices weighted average cost of gas (WACOG) times eighty percent (80%). The WACOG would include cost of gas, firm transportation charges, commodity and demand charges and, if applicable, asset management payments.

In addition, if in any month the Company incurs a storage overrun or excess storage injection penalty from an applicable interstate or intrastate pipeline in that month, Customer is subject to its pro rata share of that penalty. All imbalance charges shall be applied to Customer's next monthly bill.

As an alternative to the monthly reconciliation procedure set forth in the preceding paragraphs of this Section, the Company and Customer may enter into a special arrangement for the balancing of receipts and deliveries subject to the approval of the Public Utilities Commission of Ohio pursuant to Ohio Revised Code Section 4905.31.

Deleted: the Transportation Balancing Adjustment,

Deleted: In the event Customer uses natural gas in excess of the nominated volumes in any day, the excess volumes in any day, the excess volumes shall be billed in accordance with the provisions of the Company's applicable tariff schedule if not replaced with customer-supplied gas during the same month and an additional charge equal to the total of any and all charges or penalties incurred by Company as a result of the Customer's imbalances.

Deleted: ¶ Transportation Balancing Adjustment: ¶

¶ Service provided under the provisions of this tariff shall be subject to a Transportation Balancing Adjustment (TBA). The TBA is computed quarterly monthly on any difference between actual cumulative receipts (less Retainage) and actual cumulative deliveries (adjusting for any imbalances of previous months) in excess of ten (10) percent of actual deliveries during a billing month to offset any increases in the Company's purchased gas cost, resulting from Customer's transportation balances. Customer is required to balance volumes of gas delivered to the Cust... [1]

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Demand Charge:

In addition to other applicable charges set forth herein, Customer shall be subject to a Demand Charge of twenty-five cents (\$.25) per Mcf per month for all volumes transported and delivered through the Customer's meter.

Deleted: the Transportation Charge, Administrative Charge and Transportation Balancing Adjustmentary charges that result from imbalances as stated above.

Unauthorized Volumes:

In the event Customer fails to interrupt deliveries under this tariff when and as requested by the Company or causes the Company to incur additional charges from its pipeline suppliers, such deliveries will be designated unauthorized volumes. All unauthorized volumes shall be billed at a rate or rates equal to the total of any and all rates, charges or penalties incurred by Company as a result of such unauthorized volumes in addition to the charges set forth under the Net Monthly Bill provision of this tariff.

Deleted: . The Demand Charge shall be calculated as the average firm transportation rate paid to the Company's pipeline suppliers multiplied by Customer's peak day dekatherm demand during the prior six (6) months.¶
¶
In the event that a Customer is not metered on a daily basis, the peak day dekatherm demand will be calculated by dividing the total consumption for the most recent six-month period by one hundred thirty-two (132), the average number of work days in a six-month period assuming twenty-two (22) working days per month.¶
¶
In the event that a chart which calculates the daily consumption is used for metering purposes, the Demand Charge will be determined by multiplying the average demand rate paid to the Company's pipeline supplies by the maximum daily natural gas taken by Customer during the prior six (6) months. Customer shall pay a Demand Charge

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Terms and Conditions:

The Customer shall enter into a written service agreement with the Company. Such agreement shall set forth specific arrangements as to volumes to be transported and the rate to be charged, as well as any other circumstances relating to the individual customer. The Customer shall be responsible for making all necessary arrangements and securing all requisite regulatory or governmental approvals, certificates, or permits to enable the gas to be transported hereunder to be delivered to the Company's system.

Daily Metering:

All customers with an average estimated or actual monthly usage greater than 1000 Mcf must install a daily metering device. All other customers have the option of installing a daily metering device. The daily metering device shall be equipped with an electronic measurement or automatic meter reading device and associated telemetering equipment. The Customer shall be responsible for the cost of such a meter, which shall be installed and maintained by and remain the property of the Company. Absent such a metering device, the Customer will be billed a pro rata share of any fines or penalties which are demonstrated by the Company to be attributable to the Customer.

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Operational Flow Orders:

Customers without daily measuring devices are subject to Company's issuance of operational flow orders (OFO) which will direct Customers to adjust scheduled volumes to match their estimated usage. An OFO may include the scheduling of supply quantities in excess of daily contract quantities when operating conditions exceed design criteria. Failure to comply with an OFO will result in the billing of the following charges to the OFO shortfall which is defined as the difference between the daily OFO volume and actual daily deliveries:

- (A) The payment of a gas cost equal to the highest incremental cost paid by Company on the date of non-compliance;
- (B) One month's demand charges on the OFO shortfall, except in instances where OFOs require scheduling of volumes in excess of daily contracted quantities. This charge shall not be imposed more frequently than once in any thirty day period; and
- (C) The payment of all other charges incurred by Company on the date of the OFO shortfall. If a customer complies with an OFO it shall not be subject to any penalty or additional cost.

Deleted: Service Regulations-
1 The supplying of, and billing for, service and all conditions applicable thereto, are subject to the Company's Service Regulations.
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Operational Matching Orders

Customers with daily measuring devices meters are subject to Company's issuance of operational matching orders (OMO) which will direct Customers to adjust usage to match volumes flowing on pipelines. Failure to comply with an OMO will result in the billing of the following charges to the OMO excess which is to be defined as the difference between the actual daily usage and the daily flowing volume:

- (A) The payment of a gas cost equal to the highest incremental cost paid by Company on the date of non-compliance;
- (B) One month's demand charges on the OMO shortfall, except in instances where OMOs require scheduling of volumes in excess of daily contracted quantities. This charge shall not be imposed more frequently than once in any thirty-day period; and
- (C) The payment of all other charges incurred by Company on the date of the OMO shortfall. If a Customer complies with an OMO it shall not be subject to any penalty or additional cost.

Service Regulations:

The supplying of, and billing for, service and all conditions applicable thereto, are subject to the Company's Service Regulations.

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