

ELECTRIC SERVICE REGULATION NO. 3 – Continued

8. ELIGIBILITY FOR RESIDENTIAL SERVICE

Residential electric service is to be conditioned upon payment of deposits where required, and of all outstanding debts for past electric service which are owed by the applicant to the Company. However, an applicant unable to pay a delinquent account balance may be eligible to enter into a deferred payment agreement under the provisions of Electric Service Regulation No. 10. Residential service shall be provided to an applicant without consideration of an outstanding debt which was incurred prior to the commencement of a divorce or separate maintenance action in the courts and which was in the name of a former spouse. An applicant is ineligible for service if at the time of application, the applicant is cohabiting with a delinquent account holder, previously terminated for non-payment, and the applicant and delinquent account holder also cohabited during the time the delinquent account holder received the utility's service, whether such service was received at the applicant's present address or another address. Electric service may, however, be denied at any time where unsafe conditions exist or where the applicant has given false information in connection with any utility service application or tampered with utility meters, lines, or other Company property.

9. AVAILABILITY OF FACILITIES

The Company shall not be required to maintain facilities in place or to continue the availability of facilities installed for the Customer's service when: (a) facilities are not being utilized to provide service in accordance with an application for service; or (b) no contract providing for continuing availability at a stated capacity is in effect. Such facilities that have not been used during the last 12 months may be subject to removal. The decision to remove said facilities shall be at the Company's sole discretion. The decision for such removal shall be based on but not limited to (1) revenue potential of facilities, (2) safety hazards, (3) availability of workforce and (4) length of time facilities are expected to remain idle.