
Terms and Conditions

GENERAL:

Definition of Customer.

Customer shall mean a person or persons, in a single family occupancy, receiving service under a Residential Service rate from the Company or a single entity receiving service on a single premises under a non-residential service rate, subject to the "Redistribution of Gas" provision. Agents, Suppliers, Brokers or Marketers of natural gas services who have an authorized agency agreement with a Customer and are acting as that Customer's agent shall also be treated as a Customer except with respect to credit and collection activity and disconnection of service.

* **How the Company's Service Can be Obtained.**

Subject to the conditions of service stated in this Schedule, any prospective Customer can obtain gas service by first making an application, either orally or in writing, or by signing a contract in certain cases, for the particular class of service desired. Credit of an applicant can be established in accordance with 83 Illinois Administrative Code Part 280 of the Illinois Commerce Commission. Except as otherwise stated in this Schedule, applicants for service shall, at their own expense, equip their premises with such piping and other equipment as may be necessary for the utilization of the Company's gas.

Service to Which Rates Apply.

The rates specified in this Schedule apply only to the use of gas of such form as is regularly furnished by the Company in the locality in which the premise to be served is situated, and apply only to the usual and regular supplying of gas.

* **Selection of Rate.**

The Company's rates as legally in effect are on file with the Illinois Commerce Commission and available for public inspection at any business office of the Company which is regularly open to the public.

The Company will assist any Customer to determine the charges, conditions or use of service under any applicable rate. Where more than one rate is available for certain classes of service, the Company will assist in the selection of the rate most favorable for the Customer's requirements, but the Customer shall be responsible for the rate selection in any case.

Substitution of Rate.

The Customer may elect to transfer to another rate with like service selections at any time after any period of 12 months or more of continuous service under a rate. Each transfer shall be effective as provided for in the Tariff.

Assignment.

The benefits and obligations of the contract for service shall inure to and be binding upon the successors and assigns of the original parties thereto, respectively, for the full term thereof; provided, that no assignment shall be made by the Customer without first obtaining the Company's written consent and provided, further, that the successor shall execute and deliver to the Company an agreement assuming and agreeing to be bound by the original contract.

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Agents Cannot Modify Agreement.

No agent has the authority to amend, modify or alter the contract for service or waive any of its conditions, or to bind the Company by making any promises or representations not contained therein.

Definitions.

Gas Day.

A gas day shall be defined hereunder as being the time from 9:00 A.M. of one day to 9:00 A.M. of the succeeding day.

Therm.

A "therm" is an amount of heat value equivalent to one hundred thousand British thermal units (100,000 Btu).

Heat Content.

The heating value of gas supplied by the Company is approximately 1,000 Btu per cubic foot.

Unless otherwise specified in the rate, the Customer shall be billed on the basis of the average heating value of all gas purchased, and Customer-owned gas transported, by the Company, as determined in accordance with the provisions of Rider 11, Thermal Content of Gas Supplied, set forth in this Schedule.

*** Degree Day.**

A degree day is 65 degrees Fahrenheit minus the average of the gas day's high and low temperatures.

Market Price.

The Market Price is the cost of gas on a particular day to the Company in order to obtain additional supplies. Such price shall be the average of the low and high prices reported for Chicago City Gate deliveries in Gas Daily. In the event that Gas Daily is unavailable, then a reported Chicago City Gate price of another appropriate publication shall be used.

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