

## 4. ENROLLMENT AND PARTICIPATION

### 4.1. Customer Enrollment and Participation

- 4.1.1. Any customer desiring to participate in the Power Your Way Program must either qualify as a Direct Customer or authorize an ESCO to enroll the customer in the program. The ESCO may request the customer's authorization to obtain usage, billing and credit information from Con Edison. The customer can authorize the ESCO to obtain usage and billing information by giving the ESCO the customer's name and account number. The customer can authorize the ESCO to obtain credit information by providing written authorization to the ESCO.
- 4.1.2. A customer desiring to be a Direct Customer must contact the Company directly.

### 4.2. ESCO Actions and Requirements

Each ESCO will:

- A. Enter into an Operating Agreement and a Retail Transmission Service Agreement with Con Edison in the forms approved as required by the regulatory agency with jurisdiction under which the ESCO may act as a provider upon the provision of any required financial security and the ESCO's agreement to the terms and conditions of all applicable rate schedules and this Operating Procedure. Eligible utilities and their affiliates may participate along with other ESCOs in the Power Your Way Program except that, if Con Edison or its affiliates are restricted from participating in retail access programs being conducted by other utilities, participation by such other utilities and their affiliates in Con Edison's program will be similarly restricted.
- B. ESCO must enter into all required service agreements with the NYISO. The ESCO must act as a NYISO Eligible Customer or contract with another NYISO Eligible Customer to act on its behalf. The ESCO or its NYISO agent will comply with all NYISO energy and capacity purchasing and scheduling rules.
- C. In connection with any Billing Agency arrangement with customers obtain verifiable authorization from each customer and make such authorization available to Con Edison upon request.
- D. Exchange customer enrollment information and perform all other data exchanges via EDI where EDI transaction sets are available or have submitted a Certificate of Readiness for EDI testing and connectivity data. Data not provided by EDI will be sent and received in a manner prescribed by Con Edison.
- E. Represent that it now complies with, and will continue to comply with, all requirements of law and any subsequently-adopted statutory and regulatory requirements with respect to eligibility as a provider.

- F. Treat all information provided by Con Edison about customers, including account number, usage, billing, and credit information, as confidential, and not use this information for any unrelated purpose.

#### 4.3. Enrollment and Participation Questions

Questions from ESCOs about the Power Your Way Program will be answered by Con Edison's Retail Choice Operations Group, a team of employees trained to assist with such procedural topics as enrollment, metering, billing, usage calculations, changes in provider, and other areas of interest. Each ESCO will have a designated representative to assist with program issues. Information on how to contact these individuals will be provided to ESCOs.

#### 4.4. Retail Access Bill Reductions

Bill reductions will be in effect for all customers, new and existing, taking service under the Retail Access Rate Schedule on and after May 1, 2001 and ending on the earlier of the effective date of unbundled rates approved by the Commission in Case 00-M-0504 or any related proceeding and April 30, 2004. Bill reductions will be implemented as a reduction to the customer's bill before the application of any applicable sales taxes as follows:

- A. Bills for Power Your Way customers, other than small (SC 1, SC 2, and SC 7) customers, will be reduced by \$ .002 (2 mills) per kWh of billed usage beginning May 1, 2001 through August 31, 2001. Thereafter, bills for these customers will be reduced by \$.001 (1 mill) per kWh of billed usage.
- B. Bills for Power Your Way customers who are small (SC 1, SC 2, SC 7) customers will be reduced by \$.002 (2 mills) per kWh of billed usage.