

SERVICE CLASSIFICATION NO. 5

ELECTRIC TRACTION SYSTEMS

Applicable to Use of Service for

Light, heat, and power for electric traction purposes and miscellaneous uses in connection with the operation of a railroad or rapid transit system, where the Customer's requirements are in excess of 10 kilowatts.

Character of Service

Of the various characteristics of service listed and more fully described in General Rule III- 2, the following may be designated for service by the Company under this Service Classification, subject to the limitations set forth in such Rule. Frequencies and voltages shown are approximate. All are continuous.

Standard Service

Any derivative of the standard alternating current, 3 phase, 4 wire system at 60 cycles and 120/208 volts.

Non-Standard Service

Low Tension Alternating Current- 60 cycles:

Single phase at 120/240 volts
Three phase at 265/460 volts
Three phase at 240 volts
Two phase at 120/240 or 230 or 240 volts

High Tension Alternating Current- 60 cycles:

Three phase at 2,400/4,150 volts
Three phase at 13,200 or 26,400 or 33,000 volts
Three phase at 69,000 volts
Three phase at 138,000 volts

(Service Classification No. 5 - Continued on Leaf No. 240)

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**Issued by Joan S. Freilich, Executive Vice President and
Chief Financial Officer
4 Irving Place, New York, N.Y. 10003**

**SERVICE CLASSIFICATION NO. 5 - Continued
ELECTRIC TRACTION SYSTEMS**

Rate I

Applicability: To all Customers other than those billed under Rate II.

Minimum charge: The minimum charge for demand for any monthly billing period shall be the charge for 5 kilowatts of demand.

Low Tension Service

Demand Charge (per kilowatt per month of the maximum demand)

<u>Month</u>	<u>Delivery Service</u>
June, July, August, September	\$8.83
All other months	\$5.67

Energy Delivery Charge (cents per kilowatthour)

<u>Month</u>	<u>Delivery Service</u>
June, July, August, September	1.78
All other months	1.78

High Tension Service

Demand Charge (per kilowatt per month of the maximum demand)

<u>Month</u>	<u>Delivery Service</u>
June, July, August, September	\$7.82
All other months	\$4.66

Energy Delivery Charge (cents per kilowatthour)

<u>Month</u>	<u>Delivery Service</u>
June, July, August, September	1.78
All other months	1.78

(Service Classification No. 5 - Continued on Leaf No. 240-A)

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SERVICE CLASSIFICATION NO. 5 - Continued

ELECTRIC TRACTION SYSTEMS

Rate II – Mandatory Time-of-Day

Applicability: Mandatory Time-of-Day Rates apply to (1) any Customer whose monthly maximum demand after September 30, 1995 exceeds 1,500 kw in any annual period ending September 30; (2) any new Customer whose monthly maximum demand in the Company's estimate will exceed 1,500 kw during the first year of service; and (3) successors of Customers referred to in (1) and (2).

A Customer with multiple meters whose demand meter registrations are added together for billing purposes pursuant to the provisions of this Rate Schedule shall be billed under Rate II if the Customer qualifies for Rate II pursuant to one or more of the criteria stated above and if at least one of the meters has registered 500 kw or more in any month.

Beginning with bills having a "from" date on or after May 1, 2006, Customers served under Rate II who purchase power and energy from the Company under this Rate Schedule will take service under Rider M unless they are not eligible for Rider M. Customers served under Rider M are charged for their actual energy usage priced at the applicable hourly prices, in place of the per-kilowatt-hour component of the Market Supply Charge ("MSC") and the Adjustment Factor – MSC.

Where a Customer's account under Rate II is metered with multiple meters and where the registration of some of the meters is not on a time-of-day basis, the registrations of such meters will be billed on the time-of-day characteristics indicated by the time-of-day meter and such Customer will not be eligible for service under Rider M. Customers not eligible for Rider M are subject to the per-kilowatt-hour and per-kilowatt components of the MSC and the Adjustment Factor - MSC if they purchase power and energy from the Company. If the conjunctionally or plurally-metered Customer so elects, however, the electricity supplied through the non-time-of-day meters will be billed as one separate account under the appropriate rate.

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Issued by Robert N. Hoglund, Senior Vice President and
Chief Financial Officer
4 Irving Place, New York, N.Y. 10003

SERVICE CLASSIFICATION NO. 5 - Continued
ELECTRIC TRACTION SYSTEMS

Rate II - Mandatory Time-of-Day - Continued

Low Tension Service

Demand Charge (per kilowatt of maximum demand for each time period)

<u>Month</u>	<u>Time Period</u>	<u>Delivery Service</u>
June, July, August, September	Mon.-Fri., 8 AM - 6 PM	\$4.30
	Mon.-Fri., 8 AM - 10 PM	\$8.85
	All hours - all days	\$8.48
All other months	Mon. - Fri., 8 AM - 10 PM	\$7.52
	All hours - all days	\$2.67

Energy Delivery Charge (cents per kilowatthour)

<u>Month</u>	<u>Time Period</u>	<u>Delivery Service</u>
June, July, August, September	Mon. - Fri., 8 AM - 10 PM	0.55
	All other days/hours	0.55
All other months	Mon. - Fri., 8 AM - 10 PM	0.55
	All other days/hours	0.55

High Tension Service

Demand Charge (per kilowatt of maximum demand for each time period)

<u>Month</u>	<u>Time Period</u>	<u>Delivery Service</u>
June, July, August, September	Mon.-Fri., 8 AM - 6 PM	\$ 4.30
	Mon.-Fri., 8 AM - 10 PM	\$ 8.85
All other months	Mon. - Fri., 8 AM - 10 PM	\$ 7.52

Energy Delivery Charge (cents per kilowatthour)

<u>Month</u>	<u>Time Period</u>	<u>Delivery Service</u>
June, July, August, September	Mon. - Fri., 8 AM - 10 PM	0.55
	All other days/hours	0.55
All other months	Mon. - Fri., 8 AM - 10 PM	0.55
	All other days/hours	0.55

The demand charge for each time period will be determined by multiplying the maximum demand for the respective time period by the rate applicable to the demand for that time period. The total demand charge will be the sum of the charges for each of the time periods.

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RESERVED FOR FUTURE USE

(Service Classification No. 5 - Continued on Leaf No. 240-A-3)

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RESERVED FOR FUTURE USE

(Service Classification No. 5 - Continued on Leaf No. 240-B)

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RESERVED FOR FUTURE USE

(Service Classification No. 5 - Continued on Leaf No. 240-C)

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SERVICE CLASSIFICATION NO. 5 - Continued

ELECTRIC TRACTION SYSTEMS

Common Provisions Applicable to Rate I and Rate II

Additional Charges and Adjustments

Customers taking service under this Rate Schedule are subject to the Market Supply Charge (“MSC”) and Adjustment Factor - MSC, as described in General Information Section VII and shown on the Statement of Market Supply Charge and Monthly Adjustment Clause and on the Statement of Adjustment Factor - MSC; provided, however, that Customers taking service under Rider M are subject to charges for their actual energy usage pursuant to Rider M, in place of the per-kilowatthour component of the MSC and the Adjustment Factor – MSC. Customers taking service under this Rate Schedule and Customers taking service under the Retail Access Rate Schedule are subject to additional delivery service charges, consisting of the Monthly Adjustment Clause (“MAC”), Adjustment Factor - MAC, System Benefits Charge, Renewable Portfolio Standard Charge (effective October 2005), and other charges and adjustments, as applicable, as described in General Information Sections VII and VIII-(B) and shown on the related Statements.

Increase in Rates and Charges

The rates and charges under this Service Classification, including minimum charge or Minimum Monthly Charge and Additional Charges and Adjustments described above, are increased by the applicable percentage as explained in General Information Section VIII-(A) and shown on the related Statement.

Determination of Demand

The Company will install a demand measuring device of a type approved by the Public Service Commission for the determination of the maximum demand. (See General Rule III-11 (D) for definition of maximum demand.) When demand is determined by an interval meter, the maximum demand for each respective time period shall be the integrated demand occurring during the two highest contiguous fifteen minute intervals during each applicable time period.

Terms of Payment

Net cash on presentation of bill, subject to late payment charge in accordance with provisions of General Rule III-11 (N).

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Chief Financial Officer
4 Irving Place, New York, N.Y. 10003

SERVICE CLASSIFICATION NO. 5 - Continued

ELECTRIC TRACTION SYSTEMS

Common Provisions Applicable to Rate I and Rate II - Continued

Term

One year from the date of installation of service hereunder; terminable thereafter by the Customer upon 30 days' prior notice in writing, and by the Company in accordance with law or the provisions of this Rate Schedule.

Commencement of Service

For Customers transferred to Rate II from Rate I, billing under Rate II shall commence when the Customer's entire usage is subsequent to December 31 of the annual period ending September 30 in which the Customer becomes subject to Rate II. For Customers billed under Rate II whose monthly maximum demand does not exceed 900 kw for 12 consecutive months, billing under Rate I shall commence in the first billing period thereafter.

Minimum Monthly Charge

The Customer will be subject to the Minimum Monthly Charge, as described in General Rule III-11(U), when the Minimum Monthly Charge exceeds the monthly pure base revenue. The Contract Demand is determined each month and is equal to the Customer's highest registered demand in the most recent 18 months, or the highest registered demand on the Customer's account if the account has less than 18 months of demand history, provided, however, that if a Customer requests and receives a reduction in the Contract Demand (as explained in General Rule III-11(U)), the demand history prior to the reduction will not be considered in determining the Contract Demand for subsequent months.

Special Provisions

- (A) Service to be regularly used as the normal supply for electric traction purposes of railroad or rapid transit systems (including systems owned or operated by a governmental or municipal agency), and for miscellaneous uses in connection with the operation of a railroad or rapid transit system will be supplied and billed under the provisions of this Service Classification, except as may be otherwise provided in an express written agreement between the Company and the Customer during the term set forth in such agreement. Service to be redistributed contrary to Special Provision B of this Service Classification will be supplied separately under and subject to the provisions of Service Classification No. 4.

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Issued by **Joan S. Freilich, Executive Vice President and
Chief Financial Officer**
4 Irving Place, New York, N.Y. 10003

SERVICE CLASSIFICATION NO. 5 - Continued

ELECTRIC TRACTION SYSTEMS

Special Provisions - Continued

(A) - Continued

No service supplied under this Service Classification shall be used as an alternate to another source of supply, as a reserve or part-time supply, or as an emergency supply. However, the Customer may, for purposes of public safety, secure or provide an alternate source of supply, provided that such alternate supply shall be used only in the event, and for the duration, of a failure of the Company's supply, or during use for necessary testing purposes after notice to the Company.

Where the Company supplies electric service to substations adjacent to substations connected to the same traction distribution system which are supplied from another source of supply, the Customer shall so operate its electric facilities that there shall be no substitution, in whole or in part, of electricity from such other source in place of the Company's service, and the Customer shall operate its equipment and facilities supplied with service by the Company in substantially the same manner and on approximately the same schedule as similar adjacent equipment or facilities are supplied by the Customer's other source of supply, otherwise the rates, charges, terms and conditions of Service Classification No. 14-RA of the Retail Access Rate Schedule shall apply.

All service used as an alternate for another source of supply shall be classified as use for standby purposes, and shall be available only upon compliance with and subject to the rates, charges, terms and conditions of Service Classification No. 14-RA of the Retail Access Rate Schedule.

Where high tension service is supplied under this Service Classification to substations for electric traction purposes of such railroad or rapid transit systems at various locations along the right of way, such service, together with low tension service used for substation auxiliaries only will be furnished under a single service agreement and the energy so supplied will be added and the separate maximum demands will be added on a non-coincident basis, except as provided in General Rule III - 11 (L), and except to the extent that the coincident maximum demand of such a group of stations may be determined by comparison of the registrations of recording-type demand meters installed at the respective locations, but only one demand meter registration per location shall be included in such comparison .

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**Issued by Joan S. Freilich, Executive Vice President and
Chief Financial Officer
4 Irving Place, New York, N.Y. 10003**

SERVICE CLASSIFICATION NO. 5 - Continued

ELECTRIC TRACTION SYSTEMS

Special Provisions - Continued

- (B) The Company's service and supply of electric energy under this Service Classification will not be furnished otherwise than directly to a Customer of the Company, solely through the Company's meter or meters, upon the individual application of such Customer upon the form of application prescribed in this Rate Schedule, and will be supplied only on condition that such electric service is for the Customer's own use and will not be remetered (or submetered) or resold, assigned or otherwise disposed of to another or others, except that the Customer may redistribute or furnish electric energy for the use of tenants or occupants in the building or premises at which the Customer is supplied with electric service under this Service Classification, provided that the Customer shall not resell, make a specific charge for, or remeter (or submeter) or measure any of the electric energy so redistributed or furnished.
- (C) Where both high tension and low tension service are supplied hereunder to a Customer under a single agreement, the high tension service will be billed at the high tension rate and the low tension service will be billed at the appropriate succeeding steps of the low tension rate.
- (D) Whenever a Customer's maximum demand for a period of 12 consecutive months shall not have exceeded 10 kilowatts, the Customer will thereafter be billed under Service Classification No. 2 General - Small.
- (E) Rates and charges stated without reference to a specific month shall apply to all electric service supplied hereunder on and after the effective date hereof. Where a bill includes periods before the effective date and after the effective date, the rates and charges applicable will be prorated based on the number of days of service rendered before the effective date and on and after the effective date related to the total number of days in the billing period.
- Rates and charges referable to a specific month ("month-specific rates and charges") shall apply to all electric service supplied hereunder after the last day of the preceding month and through the last day of the named month. Where a bill includes periods before and after the first calendar day of a month, the month-specific rates and charges applicable will be prorated based on the number of days of service rendered before the first day of the month and on and after the first calendar day of the month related to the total number of days in the billing period.
- (F) The following Riders may be applied to this Service Classification: A, B, E, M, O, and P.
- (G) For general rules, regulations, terms and conditions under which service will be supplied, see General Information Section III.
- (H) For form of application under this Service Classification, see General Information Section IX.

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4 Irving Place, New York, N.Y. 10003