

RATE 544
RATE FOR ELECTRIC SERVICE
RAILROAD POWER SERVICE

Sheet No. 1 of 3

TO WHOM AVAILABLE

Available only to existing railroads or to non-profit commuter transportation district operating said railroads, subject to the conditions set forth in this Rate Schedule and the Company Rules. Electric service will be supplied hereunder for the operation of trains on a continuous electrified right-of-way of the Customer and the associated requirements furnished through the substations specified within the Agreement for Electric Service between the Customer and the Company; provided, however, that electric service will not be furnished hereunder for resale.

CHARACTER OF SERVICE

The points of delivery shall be limited to the substations specified within the Agreement for Electric Service between the Customer and the Company. The Energy supplied by the Company shall be alternating current and at such voltages as currently supplied by the Company to the Customer.

DETERMINATION OF AMOUNT OF ELECTRIC SERVICE SUPPLIED

The electric service to be supplied under this Rate Schedule shall be measured as to Maximum Demand and Energy consumption by an IDR or a DI Meter to be installed by the Company.

RATE

Rates charged for service rendered under this Rate Schedule are based upon the measurement of electric Energy at the voltage supplied to the Customer.

The rate for electric service and Energy supplied hereunder shall be billed under a two-part rate consisting of a Demand Charge plus an Energy Charge and applicable Riders as identified in Appendix A. The Demand Charge and Energy Charge are as follows:

Demand Charge

\$24.06 per month per kW for all kW's of Billing Demand.

Energy Charge

| | |
|------------|--|
| \$0.055851 | per kWh for energy used per month for the first 660 hours of the Billing Demand for the month. |
| \$0.052711 | per kWh for energy used per month in excess of 660 hours of the Billing Demand for the month. |

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MONTHLY MINIMUM CHARGE

The Customer's monthly Minimum Charge under this Rate Schedule shall be equivalent to the monthly Demand Charge applicable to seventy-five percent (75%) of the highest Billing Demand established in the immediately preceding eleven (11) months. In addition, applicable Riders as identified in Appendix A shall be added to the Monthly Minimum Charge.

DETERMINATION OF DEMAND

The Customer's Demand of electric Energy supplied shall be determined for each one-hour interval of the month. The phrase "one-hour interval" shall mean a sixty (60) minute period beginning or ending on a numbered clock hour as indicated by the clock controlling the metering equipment.

DETERMINATION OF BILLING DEMAND

The Billing Demand for the month shall be the greatest of the following:

- (1) The maximum one-hour Demand registered for the month.
- (2) Seventy-five percent (75%) of the highest Billing Demand established in the immediately preceding eleven (11) months, adjusted, if the Company's obligation to serve is increased or decreased. Each time the Company's obligation to serve is increased or decreased, the highest Billing Demand established in the immediately preceding eleven (11) months shall be adjusted by a ratio of the Company's current obligation to serve to the Company's obligation to serve in the month of the highest Billing Demand before multiplying by seventy-five percent (75%).

ADJUSTMENT FOR LOAD FACTOR

If the Energy in kWhs for any month is less than the product of three hundred sixty-five (365) multiplied by the number of kW's constituting the Billing Demand for that month, then there shall be added to the Energy Charge \$0.001430 per kWh for such deficiency in kWhs.

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GENERAL TERMS AND CONDITIONS OF SERVICE

1. Contract

Any Customer requesting service under this Rate Schedule shall enter into a written contract for an initial period of not less than 1 Contract Year, and such contract shall continue from year-to-year thereafter unless terminated by either party giving to the other at least 60 days prior written notice of the termination of such contract.

Notwithstanding the foregoing, contracts under this Rate Schedule shall terminate in accordance with Rule 5.8 of the Company Rules.

2. Default Schedule.

Notwithstanding the foregoing conditions of service under this Rate Schedule, service shall be subject to the provisions of Rule 5.9 of the Company Rules.

RULES AND REGULATIONS

Service hereunder shall be subject to the Company Rules and IURC Rules.