

Energy Emergency Deferred Billing Program

I. PURPOSE

To provide Eligible Customers with a program to defer utility payments in the event of a Louisiana Public Service Commission (“LPSC” or “Commission”) declared Energy Emergency pursuant to Louisiana Revised Statutes, Title 45, Chapter 9, Part V-A and LPSC General Order No. R-26038 dated March 7, 2002.

II. AVAILABILITY

At all points throughout the territory served by Delta Capital Gas Company, LLC (the “Company”) to any Eligible Customer receiving gas service from the Company.

III. DEFINITIONS

Certifying Agency - an agency authorized to certify that an applicant meets the criteria for eligibility to participate in this Program.

Eligible Customer - a customer meeting the criteria for eligibility to participate in this Program under either Louisiana Revised Statutes, Title 45, Chapter 9, Part V-A or LPSC General Order No. R-26038 dated March 7, 2002.

Energy Emergency - any specific period of time declared by the LPSC through official action based upon predetermined criteria.

Energy Emergency Deferred Billing Program (“EEDBP”) - the program established by the Commission pursuant to Louisiana Revised Statutes, Title 45, Chapter 9, Part V-A and LPSC General Order No. R-26038 dated March 7, 2002.

Energy Emergency Period - the period during which there is a Commission declared Energy Emergency.

Life-sustaining, electrically operated equipment, or life-sustaining medical treatment - any treatment, device or apparatus, that exists in any way through the use of electricity and without its aid, a physician has certified, termination of life would occur.

IV. APPLICATION

To Customers meeting any one of the following requirements:

1. Persons whose income does not exceed one hundred and fifty (150) percent of the poverty level as established by the Federal Government and who are sixty-five (65) years of age or older;
2. Persons who receive any one of the following:
 - a. Food stamps
 - b. Temporary Assistance for Needy Families;
3. Persons whose sole income consists of Social Security payments;

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4. Governmental entities determined by the Commission as being a vital governmental entity that provides services, the absence of which could result in imminent peril to the public health, safety and welfare; or
5. Persons certified by a physician as needing life-sustaining, electrically operated equipment, or life-sustaining medical treatment that requires electricity, in order to live.

V. DEFERRED PAYMENT OPTION

A Customer desiring to participate in the EEDBP shall pre-enroll through the filing of a completed Enrollment Form. The Customer's Enrollment Form shall be certified by a Certifying Agency, which declares that the Customer fulfills any one of the requirements for participation in this program.

In any period declared by the LPSC to be an Energy Emergency, the amount of a pre-enrolled Customer's bill, if that bill includes consumption during an Energy Emergency, in excess of the Customer's bill for the same period in the prior year ("Deferred Amount") shall be deferred and payable in twelve equal monthly payments and shall be represented by the following formula:

$$Y = X - Z$$

Where: Y = the Deferred Amount
X = the monthly bill that includes consumption during an Energy Emergency Period
Z = the monthly bill for the same period in the prior year ("Prior Period monthly bill")

The net amount due from an Eligible Customer in any billing month during which an Energy Emergency occurs shall be the current month's bill plus 1/12th of the Deferred Amount (the "Monthly Deferred Amount"). The Monthly Deferred Amount shall be added to the bill in subsequent months until such time as the entire Deferred Amount is paid in full.

Where no Prior Period monthly bills exist, the Company shall estimate the amount for the Prior Period monthly bills based on appropriate factors.

Minimum Deferred Amount: Where the Deferred Amount "Y" is less than twenty dollars (\$20.00) for any month, that amount shall not be deferred and shall be due with the customer's monthly bill.

The terms of this tariff shall remain in effect unless and until the Eligible Customer fails to make the required payments. Nothing in this tariff shall negate or impede operation of provisions of the Company's rate schedules whereby the Company may assess delinquent payments or implement delinquent payment procedures in the event that the amount due becomes delinquent. If an account is delinquent, the entire amount of the account becomes due.

VI. WITHDRAWAL

Billing under this plan may be terminated upon written notification to the Company by either the Customer or a Certifying Agency that the Eligible Customer either no longer desires to participate in the EEDBP or no longer fulfills the requirements for participation in the EEDBP.