

NEW ENGLAND GAS COMPANY

M.D.P.U. No. 1002A
Cancels M.D.P.U. 1002

LOCAL DISTRIBUTION ADJUSTMENT CLAUSE

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1.01: Purpose

The Local Distribution Adjustment Clause (“LDAC”) establishes the procedures that allow the New England Gas Company (the “Company”), which is subject to the jurisdiction of the Massachusetts Department of Public Utilities (the “Department”), to adjust on an annual basis, its rates to recover Demand Side Management (“DSM”) costs, environmental response costs, Residential Assistance Adjustment Factor (“RAAF”) costs, and Pension and Post Retirement Benefits Other than Pensions (“PBOP”), as well as to return to firm ratepayers balancing penalties and a portion of non-core distribution margins allocated to firm distribution services. Any costs recovered through the application of this LDAC shall be identified and explained in the Company’s annual filing as outlined in Section 1.12.

1.02: Applicability

This LDAC shall be applicable to all of the Company’s firm Customers. As stated in Section 1.13, the application of the clause may, for good cause shown, be modified by the Department.

1.03: General Definitions

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The following terms shall be as defined in this section, unless the context requires otherwise:

- (1) Base Period for the purpose of the Residential Assistance Adjustment Clause (“RAAF”) is the twelve-month period ended the prior June 30.
- (2) Conservation Charge (CC) is the allowable per-unit collection rate derived from the DSM Program costs.
- (3) Cost of Debt (CD) is the weighted cost of debt as set in the Company's most recent rate case
- (4) Cost of Equity (CE) is the weighted cost of equity as set in the Company's most recent rate case.
- (5) Deferred Tax Benefit (DTB) shall be the unamortized portion of actual environmental response costs multiplied by the effective statutory federal and state income tax rate and by the Company's tax adjusted cost of capital as approved in its last rate proceeding.
- (6) Distribution Company or Company is the New England Gas Company.
- (7) DSM Lost Margins (LM) are margins lost as a result of the implementation of DSM measures, calculated by identifying total volumes of gas saved as a result of DSM measures, times the margin that would have been earned on these volumes.
- (8) DSM Program Costs (DSM) are Demand Side Management program costs as approved by the Department.
- (9) DSM Residential Reconciliation (DSMr) is the balance in Account 175.60 as outlined in Section 1.09.
- (10) DSM C & I Reconciliation (DSMci) is the balance in Account 175.61 as outlined in Section 1.09.
- (11) Economic Benefit is the difference between the revenue and the marginal cost determined to provide non-core distribution service.
- (12) Environmental Response Costs (ERC) shall include all costs of investigation, testing, remediation, litigation expenses, and other liabilities relating to manufactured gas plant sites, disposal sites, or other sites onto which material may have migrated, as a result of the operating or decommissioning of Massachusetts gas manufacturing facilities.
- (13) Expenses (E) and Recoveries (R) for the purpose of the ERC associated with insurance and third-party claims shall include fifty percent of the expenses incurred and fifty percent of any net recoveries or other benefits received by the company as a result of such claims. Any insurance or third party recoveries to be passed back to

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ratepayers through the LDAC will be net of any insurance or third party expenses not collected from ratepayers.

- (14) Forecast Period for estimating the discount revenues for the Residential Assistance Adjustment Factor is July 1 through June 30 of each year.
- (15) Number of Days Lag (DL) is the number of days lag to calculate the working capital requirement as approved by the Department.
- (16) Off-Peak Season is the complementary summer season as designated by the company.
- (17) PBOP shall be the Company's postretirement benefits other than pensions including any post-employment benefits other than pensions.
- (18) Peak Season is the winter heating season as designated by the company and approved by the Department.
- (19) Pension and PBOP Deferred Tax Benefit shall be the sum of the unamortized portion of actual Pension and PBOP Expense not included in rates and the average prepaid amount multiplied by the company's tax adjusted cost of capital as approved in its last rate proceeding.
- (20) Pension Deferral is the difference between the total Test Year Level of Pension and PBOP Expense established by the Department in the Company's last rate filing and the actual Pension and PBOP Expense booked by the Company for each Prior Year.
- (21) Pension Plan is a Qualified Pension Plan, as defined by the Employee Information Retirement Income Security Act of 1974, as amended from time to time.
- (22) Prepaid Amount is the difference between actual cash contributions to the Pension Plan and the pension expense amounts recognized in accordance with FAS 87.
- (23) Prior Year is the calendar year previous to the effective date of the proposed Pension Expense Factor ("PEF").
- (24) Recoverable Revenue for the purpose of the RAAF is the amount of base rate discount in an annual period subsequent to the Baseline Period in excess of the Baseline Revenue. The base rate discount revenue shall be calculated as the difference between the base rate revenue that would have been collected had no low-income discount or HEAT credit existed and actual base rate revenue from the low-income discount and HEAT credit recipients. The Recoverable Revenue shall not be less than zero.
- (25) Rate Category is the rate schedule pursuant to which the Company offers service to a unique group of Customers, or a group of two or more rate schedules pursuant to which the Company offers services to similarly situated groups of Customers, as follows:

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Residential Non Heat:	Rates R-1, R-2, T-1, T-2
Residential Heating	Rates R-3, R-4, T-3, T-4
Commercial/Industrial	Rates G-41, G-42, G-43, G-51, G-52, G-53, T-41, T-42, T-43, T-51, T-52, T-53, G-0, G-1, G-2, G-3, TG-0, TG-1, TG-2, TG-3

- (26) Remediation Adjustment Clause Reconciliation Adjustment (Rrac) is the balance in account 175.70 as outlined in Section 1.09.
- (27) Residential Assistance Adjustment Factor (“RAAF”) is the mechanism to recover lost revenue based on the incremental increase of residential assistance to customers enrolled in the Company’s discounted rates as outlined in Section 1.07.
- (28) Tax Rate (TR) is the combined state and federal income tax rate.
- (29) Therm is an amount of gas having a thermal content of 100,000 Btus.
- (30) Threshold Level for the purposes of the determination of applicable Non-Core Distribution Margins is a level based on a historical twelve-month period ending April 30 of each year.
- (31) Unamortized Environmental Response Costs (UERC) are the portion of the environmental response costs approved for recovery but not yet included in any LDAC recovery calculation.
- (32) Weighted Cost of Capital is the pre-tax weighted cost of capital as set in the Company's most recent rate case.

1.04: DSM Costs Allowable for LDAC

(A) Purpose

This provision establishes the procedures that allow the Company, subject to the jurisdiction of the Department, to adjust on an annual basis, the Conservation Charge to recover from firm ratepayers DSM Program Costs and associated expenditures.

(B) Applicability

The Conservation Charge shall be applied to firm throughput of the Company, subject to the jurisdiction of the Department, as determined in accordance with the provisions of this rate schedule.

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Conservation Charge shall be determined annually by the Company separately for each Rate Category subject to review and approval by the Department. The Conservation Charge shall be incorporated within the calculation of the LDAF for each Rate Category as set forth in Section 1.08.

(C) Calculation of Conservation Charges

The Company will determine the amount of Conservation Expenditures for each Rate Category subject to this rate schedule to be collected over the twelve-month period commencing November 1st of each year. The total of such Conservation Expenditures plus any prior period Reconciling Adjustment plus Lost Margins plus Incentives shall be divided by each rate category's firm throughput as forecast by the Company for the same annual period. The resulting Conservation Charge shall be incorporated within the calculation of the LDAF's applied to firm Customers during each such twelve-month period commencing with the Peak Season.

1.05: Environmental Response Costs Allowable for LDAC

All environmental response costs associated with manufactured gas plants, adjusted for deferred tax benefits, and one half of the expenses incurred by the Company in pursuing insurance and third party claims, less one half of any recoveries received by the Company as a result of such claims. Any insurance or third party recoveries to be passed back to ratepayers through the clause will be net of any insurance or third party expenses not collected from ratepayers.

The total annual charge to the Company's ratepayers for Environmental Response Costs during any Remediation Cost Recovery Year shall not exceed five (5) percent of the Company's total revenues from firm gas sales during the preceding calendar year. If this limitation results in the Company recovering less than the amount that would otherwise be recovered in a particular Remediation Cost Recovery Year, then beginning with the date upon which the annual charge would have been effective, carrying costs shall accrue to the Company upon the unrecovered portion of the Remediation costs that otherwise would have been allowable. Carrying costs shall accrue through the Remediation Cost Recovery Year in which such amount, together with any accumulated carrying costs, is actually recovered by the Company from its ratepayers and shall accrue at the pre-tax weighted cost of capital rate as defined in Section 1.03.

1.06: Pension and PBOP Expense Allowable for LDAC

(A) Purpose

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The purpose of this provision is to establish a procedure that allows New England Gas subject to the jurisdiction of the Department, to adjust, on an annual basis, its rates for the recovery from its firm sales and firm transportation customers of annual Pension and Postretirement Benefits Other than Pensions including any post employment benefits other than pensions ("PBOP") expense as recorded on the Company's books including prepaid amounts.

(B) Applicability

Pension and PBOP Expense Factor ("PEF") shall be applied to all firm sales and firm transportation throughput of the Company subject to the jurisdiction of the Department as determined in accordance with the provisions of Section 1.13 of this clause. Such PEF shall be determined annually by the Company as defined below, subject to review and approval by the Department as provided for in this clause.

(C) Pension and PBOP Expense Allowable

The Company's test year Pension and PBOP Expense established by the Department in the Company's last rate filing shall be deemed Allowable Pension and PBOP Expense. In addition, the difference between the actual Pension and PBOP Expense incurred in future years and the test year amount established by the Department shall also be deemed Allowable Pension and PBOP Expense. Allowable Pension and PBOP Expense shall include the actual pension expense, prepaid pension costs recognized in accordance with the Financial Accounting Standards Board's ("FASB") Statement No. 87 ("FAS 87"), PBOP recognized in accordance with FASB Statement Nos. 106 ("FAS 106") and 112 ("FAS 112"), and carrying costs associated with Unamortized Pension Deferral amounts as adjusted for deferred tax benefits for the Prior Year. The Department may allow a shorter amortization period in any year if it deems that such shorter period is appropriate. Allowable Pension and PBOP Expense shall also include prior period reconciliation and deferred amounts.

(D) Amortization of Pension and PBOP Expense

The Test Year Level of Pension and PBOP Expense shall be established by the Department in the Company's last rate filing. The difference between the actual Pension and PBOP Expense for the Prior Year and the Test Year Level, positive or negative, shall be amortized over a three-year period with one-third of the amount included in the LDAC to be effective for the upcoming year,

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one-third deferred for one year and one-third deferred for two years. The amortization shall include carrying costs calculated at the Weighted Cost of Capital.

1.07: Residential Assistance Adjustments Allowable for LDAC

(A) Purpose

The purpose of the Residential Assistance Adjustment Clause (“RAAC”) is to provide New England Gas Company (“NEGC” or the “Company”) a mechanism for the recovery of lost revenue, on an annual basis and subject to the jurisdiction of the Department of Public Utilities (the “Department”), based on the actual number of Residential Assistance customers enrolled in the Company’s discounted rates (Rate R-2 and Rate R-4) as a result of a computer data matching program with the Massachusetts Executive Office of Health and Human Services (“EOHHS”), as described in the Department’s D.T.E 01-106 order, as well as through the Company’s Arrearage Management Program (“AMP”) established pursuant to the Department’s directives in D.P.U. 08-4, and traditional outreach programs. The RAAC shall be subject to annual reconciliation/true-up based on actual sales and revenue.

1.08: Formulas

(A) Local Distribution Adjustment Factor (“LDAF”)

The annual LDAF per therm shall comprise a Rate Category specific Conservation Charge (“CC”), the Remediation Adjustment Factor (“RAF”), the Residential Assistance Adjustment Factor (“RAAF”), the Pension and PBOP Expense Factor (“PEF”), the Balancing Penalty Credit Factor (“BPCF”), and the Annual Non-Core Distribution Credit Factor (“NCCF”), calculated according to the following formula:

$$LDAF = CC + RAF + RAAF + PEF - BPCF - NCCF$$

(B) Conservation Charge Factor

The DSM Factor for residential heating customers (R-3, R-4) (DSMr) shall be calculated at the beginning of each Season according to the following formula:

$$DSMr = \frac{PCr + LMr + Rr}{R:Vol}$$

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where:

PCr: DSM program costs for residential customers.

LMr: DSM lost margins from residential customers as defined in Section 1.04.

Rr: DSM residential reconciliation adjustment - Account 175.60 balance, inclusive of the associated Account 175.60 interest, as outlined in Section 1.04.

R:Vol: Forecasted residential annual throughput volumes to which the DSMr applies.

The DSM Factor for commercial and industrial customers (G-41, T-41, G-42, T-42, G-51, G-52, G-0, G-1, G-2) (DSMci) shall be calculated at the beginning of each season according to the following formula:

$$DSMci = \frac{PCci + LMci + Rci}{CI: Vol}$$

where:

PCci: DSM program costs for commercial and industrial customers.

LMci: DSM lost margins from commercial and industrial customers as defined in Section 1.04.

Rci: DSM C&I reconciliation adjustment - Account 175.61 balance, inclusive of the associated Account 175.61 interest, as outlined in Section 1.04.

CI:Vol: Forecasted C&I annual throughput volumes to which DSMci applies.

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(C) Remediation Adjustment Factor

The RAF consists of one-seventh of the actual Environmental Response Costs incurred by the company in any calendar year for each year until fully amortized, less a deferred tax benefit, plus one-half of insurance and third-party expenses for the calendar year, less one-half of the insurance and third-party recoveries for the calendar year, plus the prior year’s RAF reconciliation adjustment. This amount is then divided by the Company’s forecast of total firm throughput volumes for the upcoming year.

The Deferred Tax Benefit is calculated by applying the Effective Tax Rate to the Company’s Unamortized Environmental Response Costs to arrive at the deferred tax. The deferred tax is then multiplied by the Tax Adjusted Cost of Capital to arrive at the Deferred Tax Benefit.

The RAF shall be calculated according to the following formula:

$$\text{RAF} = \frac{\text{Sum (ERC / 7) - DTB + ((IE - IR)*0.5) + Rrac}{\text{T:Thru}}$$

and:

$$\text{DTB} = \text{UERC} * \text{TR} * (\text{CD} + (\text{CE} / (1-\text{TR})))$$

where:

ERC Environmental Response Costs as defined in Section 1.03.

DTB Deferred Tax Benefit as defined in Section 1.03.

IE Expenses associated with pursuing Insurance and third-party claims as defined in Section 1.05.

IR Insurance and third-party Recoveries as defined in Section 1.05.

Rrac Remediation Adjustment Cost Reconciliation Adjustment as outlined in Section 1.09.

UERC Unamortized Environmental Response Costs.

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- TR Combined federal and state income tax rate.
- CD Weighted cost of debt established in the Company’s last base rate case.
- CE Weighted cost of equity established in the Company’s last base rate case.

(D) Residential Assistance Adjustment Factor

$$RAAF_x = \frac{[Cust_x(DCust\$) + Cust_x(AvgUse)(Duse\$)] + AMP_x + RA_{x-1}}{\text{Thru}}$$

and:

$$AMP_x = (AMP^{admin}) - ((AC^{baseline} - AC^{amp}) + 0.1 * (AR^{amp} - AR^{baseline}))$$

where:

- RAAF The annual Residential Assistance Adjustment Factor.
- RA_{x-1} The Reconciliation Adjustment for Year_{x-1} shall be the difference between the actual amount of revenue recovered in Year_{x-1} and the Recoverable Revenue for Year_{x-1}. Reconciliations shall be performed annually and interest shall be calculated on the average monthly reconciling balance using the prime rate computed in accordance with 220 C.M.R. § 6.08(2) and added to the reconciling balance.
- Cust_x The estimated number of customers enrolled on the Company’s Residential Assistance Rates for Year_x.
- DCust\$ The difference between the non-discounted and discounted customer charge for the applicable rates.
- AvgUse The estimated average weather-normalized therm or ccf usage per customer for the forecast period determined from the historical therm or ccf usage under the Company’s Residential Assistance Rates.
- DUse\$ The difference between the non-discounted and discounted therm or ccf delivery charges for the applicable rates.
- AMP_x The estimated expense directly associated with the AMP net of AMP-related savings for the forecast period. If the AMP calculation produces a

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net benefit equal to or greater than the cost of the program, the Company will not seek recovery of any AMP related costs.

Thru Total Throughput is the forecasted firm throughput volumes in therms for twelve consecutive months November to October, inclusive.

AMP^{admin} The administrative costs to run the AMP.

AC^{baseline} The collections costs for discounted rate customers (scaled).

AC^{amt} The collections costs for AMP customers.

0.1 The annual net write off of discount rate customers versus discount rate sales

AR^{amp} The payments of AMP customers.

AR^{baseline} The payments for discount rate customers (scaled)

(E) Balancing Penalty Credit Factor

The BPCF shall be calculated according to the following formula:

$$\text{BPCF} = \frac{\text{BP}}{\text{T:Thru}} + \text{BPR}$$

where:

BP Balancing penalty revenues collected by the Company in accordance with its Terms and Conditions.

T:Thru Total Throughput is the forecasted firm throughput volumes in therms for twelve consecutive months November to October, inclusive.

BPR Balancing penalty reconciliation amounts as outlined in Section 1.09.

(F) Annual Non-Core Distribution Credit Factor

The NCCF shall be calculated according to the following formula:

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$$NCCF = \frac{NCM}{T:Thru} + NCMR$$

where:

- NCM The economic benefit derived from the provision of non-core distribution services. If the total credit exceeds the Threshold Level, then only seventy-five (75) percent of the credit earned in excess of the Threshold Level will be credited as established in Interruptible Transportation, D.P.U. 93-141-A.
- NCMR Non-core margin reconciliation amounts as outlined in Section 1.09.
- T:Thru Total Throughput is the forecasted firm throughput volumes in therms for twelve consecutive months November to October, inclusive.

(G) Pension and PBOP Expense Factor Formula

$$PEF = \frac{TYLE + PD + (WCC \times (UPD + APA - DTB)) + RA_{PE}}{T:Thru}$$

and:

$$PD = \frac{PD_T + PD_{T1} + PD_{T2}}{3}$$

where:

- T:Thru Total Throughput is the forecasted firm throughput volumes in therms for twelve consecutive months November to October, inclusive.
- TYLE Test Year Level of Pension and PBOP Expense as established by the Department in D.P.U. 07-46
- PD The total amount of the Pension Deferral to be amortized in the upcoming year.
- WCC Pre-tax Weighted Cost of Capital
- UPD The Unamortized Pension Deferral is the amount of the Pension Deferral not yet included in distribution rates. At the beginning of the

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year, the Unamortized Pension Deferral is the sum of: (1) the Unamortized Pension Deferral at the beginning of the Prior Year; plus (2) the Pension Deferral for the Prior Year; minus (3) the Reconciliation Adjustment for the Prior Year.

APA The Average Prepaid Amount is one half the sum of: (1) the Prepaid Amount recorded on the Company's books as of the beginning of the Prior Year; and (2) the Prepaid Amount recorded on the Company's books as of the end of the Prior Year.

DTB Debt Deferred Tax Benefit as defined in Section 1.03

RA_{PE} Pension and PBOP Expense Reconciliation Adjustment, inclusive of the associated interest, as outlined in Section 1.08 G.

PD The amount of the current year's Pension Deferral.

PD_{T1} The amount of the previous year's Pension Deferral.

PD_{T2} The amount of the second previous year's Pension Deferral.

1.09: Reconciliation Adjustments

(A) DSM

Account 175.60 shall contain the accumulated difference between DSMr revenues toward DSMr costs as calculated by multiplying the DSMr times monthly residential volumes and DSM costs allowable per formula. Account 175.60 shall contain the accumulated difference between DSMci revenues toward DSMci costs as calculated by multiplying the DSMci times monthly commercial and industrial volumes and DSM costs allowable per formula. Interest shall be calculated on the average monthly balance of the DSM accounts using The Bank of America prime lending rate, then added to each end-of-month balance. The residential DSM reconciliation adjustment shall be taken as the Account 175.60 balance as of a reconciliation date as designated by the Company. The commercial and industrial DSM reconciliation adjustment shall be taken as the Account 175.60 balance as of a reconciliation date as designated by the Company.

(B) Environmental Response Cost

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Account 175.70 shall contain the accumulated difference between the revenues toward Environmental Response Costs as calculated by multiplying the RAF times monthly firm throughput volumes and environmental response costs allowable per formula. A RAF Reconciliation Adjustment shall be taken as the Account 175.70 balance as of a reconciliation date designated by the Company.

(C) Non-Firm Core Distribution Margins

Account 175.42 shall contain the accumulated difference between the credits toward Non-Core Distribution Margins as calculated by multiplying the NCCF times firm throughput volumes and the Non-Core Distribution Margins allowable per the NCCF formula. The NCCF Reconciliation Adjustment shall be taken as the Account 175.42 balance as of a reconciliation date designated by the Company.

(D) Pensions and PBOP

Account 175.43 shall contain the accumulated difference between revenues toward Pension and PBOP Expense as calculated by multiplying the Pension and PBOP Expense Factor. (PEF) times monthly firm sales and transportation throughput and Pension and PBOP Expense allowed, plus carrying charges calculated on the average monthly balance using the consensus prime rate, as reported by the *Wall Street Journal* and then added to the end-of-month balance.

1.10: Effective Date of Local Distribution Adjustment Factor

The date on which the annual Local Distribution Adjustment Factors ("LDAF") become effective will be November 1st of each year.

1.11: Application of LDAF to Bills

The LDAF will be applied to the monthly firm throughput volumes for each Customer in a Rate Category. The annual LDAF for each Rate Category shall be calculated to the nearest hundredth of a cent per therm.

1.12: Information to be Filed with the Department

Information pertaining to the LDAF shall be filed with the Department in accordance with the standardized forms approved by the Department. Required filings include a report, which shall be submitted to the Department at least 45 days before the date on

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which the new LDAF is to be effective, and an annual RAC filing, which shall be submitted at least 90 days before the date on which the new LDAF is to be effective.

The annual RAC filing will include copies of all bills relating to any environmental response costs and expenses related to insurance and third party recoveries incurred in the preceding calendar year. The annual RAC reconciliation shall be submitted with each Off-Peak Season LDAF filing along with documentation of the RAC reconciliation adjustment calculations.

Additionally, the Company shall file with the Department a complete list by (sub) account of all local distribution costs claimed as recoverable through the LDAC over the previous year, as included in the annual reconciliation. This information shall be submitted with the Peak Season LDAF filing, along with complete documentation of the reconciliation adjustment calculations.

1.13: Other Rules

The Department may, where appropriate, on petition or on its own motion, grant an exception from the provisions of the applicable regulations and this rate schedule, upon such terms that it may determine to be in the public interest.

At any time, the Department may require the Company to file, or the Company may file with the Department, an amended LDAF. Said filing must be submitted at least ten (10) days before the proposed effective date of the amended LDAF.

The operation of this rate schedule is subject to all powers of suspension and investigation vested in the Department by Chapter 164 of the General Laws of the Commonwealth of Massachusetts.

1.14: Customer Notification

The Company will design a notice, which explains in simple terms to customers the LDAF, the nature of any change in the LDAF, and the manner in which the LDAF is applied to the bill. The Company will submit this notice for approval at the time of each LDAF filing. Upon approval by the Department, the Company shall immediately distribute these notices to all of its customers either through direct mail or with its bills.

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