

GENERAL INFORMATION

36. Direct Load Control Program

A. Applicability

All Customers, whether receiving electricity from the Company or an ESCO, unless the customer is required to participate in mandatory Hourly Pricing or voluntarily elects Hourly Pricing.

B. Eligibility

To participate under this Program, a Customer must have load controllable equipment and install a Control Device, or when applicable, agree to the installation of a Control Device, agree to Program terms and conditions, and agree to allow the Company to control the Control Device for the purpose of this Program.

C. Designated Areas of Participation

Various Programs shall be offered to eligible customers within the Company's service territory unless otherwise noted.

D. Definitions

The following terms are defined for purposes of this Program only:

Capability Period: The period during which the Company can request Load Relief. The Capability Period shall be from May 1 through September 30.

Company Designated Area: An electrically defined area determined by the Company to be approaching system capacity limits during peak periods. A current list of the Company Designated Areas shall be listed on the Company's website.

Control Device: A device installed on the Customer's load controllable equipment via a smart plug or embedded control that allows the Company to remotely control the equipment when an Event or Test is called. For purposes of this Program, Control Device means one or more devices as may be required to control the equipment. Each Control device may contain a feature that allows the Customer to override the Company's control of the Customer's equipment. The Control Device must be provided, installed, and connected to the Internet by the Company or its Contractor, or it must be installed and connected to the Internet by the Customer who enrolled in the Program through a Service Provider. If an internet connection is not feasible, another connection method may be acceptable at the Company's discretion.

Event: A period of time when the Company may remotely control the customer's load-controllable equipment. Events may be declared when:

1. the NYISO declares an emergency in conjunction with an in-day peak hour forecast response to an operating reserve peak forecast shortage or in response to a major state of emergency as defined in Section 3.2 of the NYISO Emergency Operations Manual, or at the NYISO's discretion to relieve system or zonal emergencies;
2. the NYISO activates its Special Case Resources Program in response to a forecast peak operating reserve shortfall; or
3. the Company determines that a Company designated area peak may occur;
4. the Company determines that a NYISO or Company peak may occur;
5. the Company declares a need for emergency or if a voltage reduction of five percent or greater has been ordered.

Load Relief: Energy (kWh) that is ordinarily delivered by the Company that is reduced by the Participating Customer.

Load Relief Period: The hours for which the Company requests Load Relief when it designates an Event or a Test.

Service Provider: A provider registered with the Company to develop, maintain, and operate a communications portal that enables Internet-connected Control Devices to participate under this program. A list of current Service Providers is available on the Company's website.

Test: The Company's request to provide up to four hours of Load Relief to determine program capabilities.

GENERAL INFORMATION

36. Direct Load Control Program (Cont'd)

E. Applications

Applications to participate under this program may be made electronically at a Company designated website.

F. Customers Receiving a Control Device from the Company

The option is available at the Company's discretion. The Company may limit availability to customers residing in a Company Designated Area.

1. Customers who receive a Control Device from the Company shall be enrolled in the Program and agree to allow the Company to control the Control Device for the purpose of this Program. The Control Device shall become the Customer's property upon installation.
2. At the Company's discretion, the Company may offer installation services of a Control Device.
3. At the Company's discretion, the Company may offer a sign-up and/or annual incentive to customers who receive a Control Device from the Company after the Control Device is installed. Customers who fully participate in Tests or Events are eligible for a participation incentive for each Test or Event. Incentive amounts and means of payment shall be determined by the Company.

G. Customers Enrolling a Control Device Through a Service Provider

This option is open to all qualified customers in the Company Service Territory.

Customers who enroll in the Program through a Service Provider with their own Control Device or a Control Device provided by a Service Provider shall receive a one-time enrollment incentive. Customers who fully participate in Tests or Events are eligible for a participation incentive. Incentive amounts and means of payment shall be determined by the Company.

H. Restrictions

This Program is not available to customers who participate, either directly or indirectly through a third party, under any other Company or NYISO demand-response Program. This includes, but is not limited to, the NYISO Special Case Resources (SCR) Program (or any applicable Company Program that is intended to take the place of the NYISO SCR Program), the Company's Distribution Load Relief Program or Commercial System Relief Program.

I. Cost Recovery

1. The Company shall collect the costs of this program from all customers pursuant to Rule 25.I.B.1, Transition Charge. The collection amount shall be allocated to each service classification based upon the Company's most recent primary distribution demand allocator.
2. The costs shall be collected from non-demand billed customers on a per kWh basis and from demand billed customers on a per kW basis.
3. The costs shall be tracked separately and reconciled with revenues collected for the program on an annual basis, inclusive of interest at the effective New York State Public Service Commission's published customer deposit rate applicable to investor owned utilities.
4. A DLM Statement setting forth the cost values included in the Transition Charge by service classification shall be updated annually and filed on not less than one days' notice. Such statement can be found at the end of this Schedule (P.S.C. No. 120 – Electricity).