CURTAILABLE LOAD
RIDER CL-5

AVAILABILITY

This Rider is available to non-residential customers who receive electric service under either Medium General Service, Small General Service (Time of-Use), Large General Service, or Large General Service (Time-of-Use) Schedules provided Customer contracts for 200 kW or greater which is subject to be curtailed under the provisions of this Rider. Customer shall provide evidence based upon previous or projected on-peak 15-minute kW demands, subject to Company concurrence, that Customer can curtail a minimum of 200 kW or greater during the on-peak hours. Customers may use on-site emergency generation to curtail electrical load.

This Rider is not available: (1) for temporary service, (2) for a customer who is not currently receiving service under this Rider but had previously received service under this Rider in the preceding twelve months, or (3) in conjunction with another curtailable schedule or rider.

APPLICABILITY

The Schedule used in conjunction with this Rider is modified only as shown herein. By electing service under this Rider, Customer agrees to curtail electrical load according to the provisions of this Rider. If Customer fails to curtail electrical load when Company requests, Customer shall pay Company in accordance with provisions contained herein.

Where Customer's other source of power is connected electrically or mechanically to equipment which may be operated concurrently with service supplied by Company, Customer shall install and maintain at his expense such devices as may be necessary to protect his equipment and service and to automatically disconnect his generating equipment, which is operated in parallel with Company, when service used by Customer is affected by electrical disturbances on Company's or Customer's systems. Should Company determine that Customer's facilities are not adequate to protect Company's facilities, Company may install the necessary facilities and Customer shall pay for the additional facilities in accordance with Company's Service Regulations. When this Rider is used in conjunction with the applicable standby or back-up service rider, standby service shall not be substituted for curtailable load and in no event shall the Demonstrated Curtailable Demand be greater than the difference between the Supplementary Service Demand and the Firm Demand.

When this Rider is used in conjunction with either the Dispatched Power or Incremental Power Service Riders, any Class 2 Dispatched or Incremental energy (kWh) will be excluded from the determination of Demonstrated Curtailable Demand under this Rider and the Customer Charge contained herein will not be applicable.

DEFINITIONS

A. Firm Demand

The Firm Demand shall be the kW of demand specified in the Service Agreement to which Customer shall reduce his requirement at the time specified by Company. Customer shall contract for: (1) a Winter Firm Demand for the service rendered during the calendar months of December, January, and February; (2) a Summer Firm Demand for service rendered during the calendar months of June, July, August, and September. The Firm Demand for service rendered during the remaining calendar months shall be the greater of the Winter or Summer Firm Demands.

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B. Demonstrated Curtailable Demand

The Demonstrated Curtailable Demand shall be the average kW demand during the on-peak hours less the Firm Demand. The average on-peak kW shall be determined by dividing the on-peak kWh by 252. For determination of the Monthly Rate, the applicable Firm Demand during the billing months of January, February, and March shall always be the Winter Firm Demand and the applicable Firm Demand during the billing months of July, August, September, and October shall always be the Summer Firm Demand.

C. Premium Demand

The Premium Demand shall be the maximum 15-minute kW demand registered or computed by or from Company's metering facilities, during any Curtailment Period in the billing month less the applicable Firm Demand, but not less than zero. The applicable Firm Demand shall be determined based upon the calendar month when the Premium Demand was consumed.

D. Curtailment Period

The Curtailment Period(s) may occur during on-peak or off-peak hours of any month and shall be a 10-hour period unless Company specifies a shorter period at the time Customer is notified. Company shall send notification to Customer a minimum of 30 minutes before the requested curtailment is to take place. At the time Customer is notified to curtail, Customer will be advised whether the Curtailment Period is a Capacity Curtailment Period or an Economy Curtailment Period. Company shall use reasonable diligence to provide Customer the 30-minute prior notice of an impending Curtailment Period and having used reasonable diligence shall not be liable to Customer should Customer not receive notification. The number of hours of Curtailment in any calendar day shall be no more than ten hours. The total hours of Capacity and Economy Curtailment Periods shall be no more than 400 hours during a calendar year. Company reserves the right for a longer interruption in the event continuity of service is threatened.

E. On-Peak Hours

1. Service used beginning at 12:00 midnight March 31 and ending at 12:00 midnight September 30:

   The on-peak hours are defined as the hours between 10:00 a.m. and 10:00 p.m., Monday through Friday, excluding holidays considered as off-peak.

2. Service used beginning at 12:00 midnight September 30 and ending at 12:00 midnight March 31:

   The on-peak hours are defined as the hours between 6:00 a.m. and 1:00 p.m., plus 4:00 p.m. through 9:00 p.m., Monday through Friday, excluding holidays considered as off-peak.

F. Off-Peak Hours

The off-peak hours in any month are defined as all hours not specified above as on-peak hours. All hours for the following holidays will be considered off-peak: New Year's Day, Good Friday, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and the day after, and Christmas Day. When one of the above holidays falls on a Saturday, the Friday before the holiday will be considered off-peak; when the holiday falls on a Sunday, the following Monday will be considered off-peak.

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MONTHLY RATE

An amount computed under the applicable schedule and other riders with which this Rider is used, plus the following Customer Charge and Credit:

A. Customer Charge: $110.00

B. Credit = Discount x Demonstrated Curtailable Demand, but not less than zero ($0)

Where: Discount = $5.40 per kW for service rendered during the billing months of January, February, March, July, August, September, and October. The Discount shall be zero ($0) in the remaining billing months.

C. Variable Environmental Credit = $0.26 per kW x Curtailable Demand, but not less than zero ($0)

Where: Curtailable Demand equals the difference between the billing demand in the applicable schedule (on-peak demand when used in conjunction with a time-of-use schedule) and the Firm Demand.

ADDITIONAL CHARGE FOR USE OF PREMIUM DEMAND

A. During a Capacity Curtailment Period

If Customer exceeds the applicable calendar month's Firm Demand during a Capacity Curtailment Period, it shall be considered to be the Use of Premium Demand. For the first Use of Premium Demand, Customer shall pay Company $38 for each kW of Premium Demand. For the second Use of Premium Demand in the current or subsequent month, Customer shall pay Company $42 for each kW of Premium Demand and will be subject, at Company's discretion, to upward adjustment of the Firm Demand to equal the total of the Firm Demand and the established Premium Demand. If the Firm Demand is increased to equal the established Premium Demand due to the second Use of Premium Demand, the Contract Period shall automatically be extended for five years and any prior Use of Premium Demand shall be ignored in determining future charges for the Use of Premium Demand.

If the Firm Demand is not increased after the second Use of Premium Demand, Customer shall pay Company for any subsequent Use of Premium Demand $57 for each kW of Contract Demand in excess of the Firm Demand and shall be removed, at Company's discretion, from the Rider. The Firm Demand for determination of the third or subsequent Use of Premium Demand shall be the lesser of the Winter or Summer Firm Demand.

B. During an Economy Curtailment Period

The Customer shall pay to Company 4.527¢ per kWh for all kilowatt-hours consumed above the Firm Demand during the Economy Curtailment Period(s) of the current billing month plus the applicable kilowatt-hour charge(s) in the rate schedule with which this Rider is used.

NOTIFICATION PREPARATION

Customer must provide, at Customer's expense, a dedicated telephone line or adequate media, as approved by Company, in order to receive notification from Company. Customer must also provide satisfactory space for Company's communication equipment.

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CONTRACT PERIOD

The Contract Period shall be five (5) years, with automatic successive extensions of two (2) years thereafter unless: (1) terminated by either party at the end of the Contract Period by giving not less than sixty (60) days written prior notice, (2) terminated by Company in accordance with the Additional Charge for Use of Premium Demand provision above, or (3) terminated in accordance with the Termination or Reduction in Demonstrated Curtailable Demand provision below.

TERMINATION OR REDUCTION IN DEMONSTRATED CURTAILABLE DEMAND

Customer may terminate service under the Rider or revise the Firm Demand at the end of any Contract Period without charge. The Firm Demand is also subject to adjustment at no charge if the Contract Demand is increased, provided there is no net change in the amount of demand that is subject to curtailment. The difference in the Firm Demand and the Contract Demand may be reduced during the Contract Period provided Customer pays Company a charge of $57 for each kW of Contract Demand that will no longer be subject to curtailment. If Curtailable Service is terminated at any other time, for reasons other than automatic disqualification due to the Use of Premium Demand, Customer shall pay Company $57 for each kW of Contract Demand that will no longer be subject to curtailment. For purposes of calculating the Termination Charge, the Firm Demand shall be the lessor of the Winter or Summer Firm Demands.

FUEL ADJUSTMENT

Fuel and related environmental costs as set forth in Rider No. 39Y are included in the above charges and are subject to adjustment by order of the Public Service Commission of South Carolina.

SALES AND FRANCHISE TAX OR PAYMENT IN LIEU THEREOF

To the above charges will be added any applicable South Carolina sales tax, and for those customers within any municipal or other local governmental jurisdiction, an appropriate amount to reflect any franchise fee, business license tax, or similar percentage fee or tax, or charge in lieu thereof imposed by such entity.

GENERAL

Service rendered under this Rider is subject to the provisions of the Company's Service Regulations and any changes therein, substitutions therefor, or additions thereto lawfully made. The provisions of this Rider are subject to change upon approval by the South Carolina Public Service Commission.

Supersedes Rider CL-4B
Effective for bills rendered on and after July 1, 2008
SCPSC Docket No. 2008-001-E, Order No. 2008-470

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