

ECONOMIC DEVELOPMENT
RIDER ED-9

AVAILABILITY

Available, only at Company's option, to nonresidential establishments receiving service under Company's Large General Service or Large General Service (Time-of-Use) Schedules provided that the establishment is not classified as Retail Trade or Public Administration by the Standard Industrial Classification (SIC) Manual published by the United States Government.

This Rider is available for load associated with initial permanent service to new establishments, expansion of existing establishments, or new customers in existing establishments who make application to Company for service under this Rider, and Company approves such application. The New Load applicable under this Rider must be a minimum of 1,000 kW at one point of delivery. To qualify for service under this Rider, Customer must meet the qualifications under A. or B. below:

- A. Customer employ an additional workforce in Company's service area of a minimum of seventy-five (75) full time equivalent (FTE) employees. Employment additions must occur following Company's approval for service under this Rider.
- B. Customer's New Load must result in capital investment of four hundred thousand dollars (\$400,000), provided that such investment is accompanied by a net increase in full time equivalent employees employed by Customer in Company's service area. The capital investment must occur following Company's approval for service under this Rider.

This Rider is not available to a new customer which results from a change in ownership of an existing establishment. However, if a change in ownership occurs after Customer contracts for service under this Rider, the successor Customer may be allowed to fulfill the balance of the contract under Rider ED and continue the schedule of credits outlined below. This Rider is also not available for resumption of service following interruptions such as equipment failure, temporary plant shutdown, strike, or economic conditions. This Rider is also not available for: (1) load shifted from one establishment or delivery on Company's system to another on Company's system; (2) short-term, construction, or temporary service; (3) electrical load that results from the shutdown or reduction of generation facilities; or (4) service in conjunction with Transition Rider TR-1.

DEFINITIONS

New Load

New Load is that which is added to Company's system by a new establishment. For existing establishments, New Load is the net incremental load above that which existed prior to approval for service under this Rider. The New Load shall exclude any curtailable, back-up, standby, dispatched power, or incremental power service.

Delivery Date

The Delivery Date is the first date service is supplied under the contract.

Operational Date

The Operational Date shall be the date the facility is fully operational as declared by the Customer, but shall be no more than eighteen (18) months after the Delivery Date.

Month

The term "month" as used in this Rider means the period intervening between readings for the purpose of monthly billings. Readings will be collected each month at intervals of approximately thirty (30) days.

GENERAL PROVISIONS

1. Customer must make an application to Company for service under this Rider and Company must approve such application before Customer may receive service hereunder. The application must include a description of the amount of and nature of the New Load and the basis on which Customer requests qualification shown in A. or B. under Availability above. In the application, Customer must affirm that availability of this Rider was a factor in Customer's decision to locate the New Load on Company's system. The application shall also specify the total number of full time equivalent employees (FTE) employed by Customer in all establishments receiving electric service from Company's system, at the time of application for this Rider, and on the Operational Date.
2. Customer must agree to a minimum contract term of five (5) years, with the credits being available for a maximum period of five (5) years immediately following the Operational Date.
3. For customers contracting under this Rider due to expansion, Company may install metering equipment necessary to measure the New Load to be billed under this Rider separate from the existing load billed under the applicable rate schedule. Company reserves the right to make the determination of whether such installation will be separately metered or submetered. If in Company's opinion, the nature of the expansion is such that either separate metering or submetering is impractical or economically infeasible, Company will determine, based on historical usage, what portion of Customer's load, if any, qualifies as New Load eligible for this Rider.
4. All terms and conditions of the Large General Service and Large General Service (Time-of-Use) Schedules applicable to the individual customer shall apply to the service supplied to Customer, except as modified by this Rider.

MONTHLY BILLING

The Monthly Billing shall be the amount computed under the applicable schedule and other riders with which this Rider is used less the following Discount as computed in the formula below:

$$\text{Discount} = \text{New Load kW} \times \text{EDC}$$

Where:

New Load kW = the maximum 15-minute kW demand registered or computed (during on-peak hours when used in conjunction with the Large General Service (Time-of-Use) Schedule) associated with New Load added by Customer in accordance with this Rider.

EDC = the Economic Development Credit per kW as specified in the table below based on monthly load factor and the number of months service has been rendered under this Rider.

ECONOMIC DEVELOPMENT CREDIT (EDC)
Number of Months Service Has Been Rendered Under This Rider

<u>LOAD FACTOR*</u>	<u>1 - 12</u>	<u>13 - 24</u>	<u>25 - 36</u>	<u>37 - 48</u>	<u>49 - 60</u>
40% - 59%	\$3.50	\$2.80	\$2.10	\$1.40	\$0.70
60% - 79%	\$5.50	\$4.40	\$3.30	\$2.20	\$1.10
80% or greater	\$7.50	\$6.00	\$4.50	\$3.00	\$1.50

* Load Factor is equal to the kilowatt-hours (kWh) used during the billing month divided by the product of the maximum 15-minute kW demand registered or computed times 730 hours.

The Discount shall be zero (\$0) for load factors less than 40% or for service after sixty (60) monthly bills under this Rider.

ADDITIONAL FACILITIES CHARGE

A monthly facilities charge equal to 2.0% of the installed cost of extra facilities necessary for service for additional metering required under Rider ED, but not less than \$25, shall be billed to Customer in addition to the bill under the appropriate rate schedule and this Rider, when applicable.

CONTRACT PERIOD

Each customer shall enter into a Service Agreement to purchase electricity from Company for a minimum original term of five (5) years, and thereafter from year to year upon the condition that either party can terminate the Service Agreement at the end of the original term, or at any time thereafter, by giving at least twelve (12) months previous notice of such termination in writing. If Customer requests a change in rate schedule from that which was approved in conjunction with Rider ED, credit under Rider ED will no longer be available. Such a change will be allowed upon thirty (30) days written notice to Company. An individual establishment will not be allowed to receive credits for more than five years under this Rider, unless Company, at its option, agrees to accept a new application and contract for qualifying New Load, and such application receives special approval by Company. If at any time during the term of contract under this Rider, Customer violates any of the terms and conditions of the Rider or the Service Agreement, Company may discontinue service under this Rider without notice and bill Customer under the applicable schedule without further credits. In the event electric service is terminated or the Contract Demand is reduced by Company or Customer before the end of the Contract Period, Customer shall pay Company in addition to all other applicable charges, the sum of all Discounts received, plus interest, for the New Load that will no longer be served by Company. The rate of interest shall be the rate per annum paid by Company for electric service deposits pursuant to Commission Rule R12-4.

GENERAL

Kilowatt demands associated with dispatched power, incremental power, back-up, or standby service shall be disregarded from all applications of this Rider, except for the calculation of Load Factor as defined in the Monthly Billing provision.

The provisions of the Schedule with which this Rider is used are modified only as shown herein.

Supersedes Rider ED-7
Effective for service rendered on and after December 14, 2006
NCUC Docket No. E-2, Sub 681