ORWELL NATURAL GAS

CLARION RIVER GAS DIVISION

RATES AND RULES

CONCERNING THE

FURNISHING

OF NATURAL GAS SERVICE '

IN THE TOWNSHIPS OF

FARMINGTON, HIGHLAND, AND MILLCREEK, CLARION COUNTY;

MILLSTONE, ELK COUNTY;

BARNETT and JENKS, FOREST COUNTY;

BARNETT, ELDRED, AND HEATH, JEFFERSON COUNTY

ISSUED: October 26, 2010

EFFECTIVE for bills rendered on and after: November 1, 2010

Issued in accordance with

Commission order dated

July 26, 1979

At D-79s00192

CRG, INC.

GAS - PA. P.U.C. No. 1

CRG, INC.

RATES AND RULES

CONCERNING THE

FURNISHING

OF NATURAL GAS SERVICE

IN THE TOWNSHIPS OF

FARMINGTON and HIGHLAND, CLARION COUNTY;

MILLSTONE, ELK COUNTY;

BARNETT and JENKS, FOREST COUNTY;

BARNETT, ELDRED and HEATH, JEFFERSON COUNTY

ISSUED: January 1, 1990

EFFECTIVE: January 2, 1990

By: Dwight N. Stover, President

-Knox, Pennsylvania 16232

NOTICE

This initial tariff is filed in accordance with the Commission Order entered December 28, 1989, at A-12000 and D-79500192.

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Office of Special Assistants

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Supplement No. 13
To
Gas-PA P.U.C. No. 1
Twelfth Revised Page No. 1
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LIST OF CHANGES MADE BY THIS SUPPLEMENT

Pursuant to Commission action at M-2010-2202339 on October 21, 2010, the Commodity Charges in Rates RS and CS are decreased to \$8.4639 and \$9.2630 respectively and the Base Cost of Gas, as set forth in the Gas Cost Rate, is decreased to \$5.7818.

SUPPLEMENT NO. 26

GAS - PA P.U.C. NO. 1

TWENTY-FOURTH REVISED PAGE NO. 1

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Rate RS – Residential Service

APPLICABILITY

Throughout the territory serviced by this Tariff

AVAILABILITY

Available at one location for the requirements of any residential customer. Residential usage is defined in the Curtailment or Limitation of Service Section of this Tariff.

RATES

Customer Charge Commodity Charge \$11.48

\$ 8.4639 (D)

MONTHLY MINIMUM CHARGE

The monthly minimum charge shall be \$11.48.

PENALTY

A 1.25% late payment will be charged on the overdue portion of the bill. Payments are deemed overdue if not paid within 20 days from the date the bill was mailed.

SURCHARGES

The above rates are subject to the Gas Cost Recovery Rate, State Tax Adjustment Surcharge, Take or Pay Recovery Surcharge.

RULES AND REGULATIONS

The Company's Rules and Regulations in effect from time to time, when not inconsistent with the specific provision hereof, are a part of this rate schedule.

I – indicated increase

ISSUED: October 26, 2010

EFFECTIVE for bills rendered on and after: November 1, 2010

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Eleventh Revised Page No. 3
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Rate CS – Commercial Service .

APPLICABILITY

Throughout the territory serviced by this Tariff

AVAILABILITY

Available at one location for the requirements of any commercial customer. Commercial usage is defined in the Curtailment or Limitation of Service Section of this Tariff.

RATES

Customer Charge Commodity Charge \$11.48

\$ 9.2630

(D)

MONTHLY MINIMUM CHARGE

The monthly minimum charge shall be \$11.48.

PENALTY

A 1.25% late payment will be charged on the overdue portion of the bill. Payments are deemed overdue if not paid within 20 days from the date the bill was mailed.

SURCHARGES

The above rates are subject to the Gas Cost Recovery Rate, State Tax Adjustment Surcharge, Take or Pay Recovery Surcharge.

RULES AND REGULATIONS

The Company's Rules and Regulations in effect from time to time, when not inconsistent with the specific provision hereof, are a part of this rate schedule.

I – Indicates decrease

ISSUED: October 26, 2010

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RULES AND REGULATIONS

- 1. Gas service will be metered. In the case of a defective meter immediate notice thereof must be given to the Company. Should a defective meter result in an incorrect gas flow registration, the quantity consumed will be determined on the basis of consumption during the previous or corresponding period, or by comparison with the average consumption of a similar installation during a corresponding period, whichever is applicable.
- 2. Customers intending to discontinue gas service are required to give 14 days notice thereof at the office of the Company. In the absence of such notice, the customer will be held liable for all gas supplied through the affected meter(s) until the meter has been turned off.
- 3. Payment of Bills: The due date for the payment of utility bills shall be no less than twenty (20) days from the date of transmittal, that is, the date of mailing or physical delivery to the customer. Payment to any authorized agent shall be deemed to have been made on the date of actual receipt by the payment agent.
 - (a) Extension of due date to next business day: If the last day for payment should fall on a Saturday, Sunday, bank holiday, or any day when the offices of the Company are not open to the general public, the due date shall be extended to the next business day.
 - (b) Date of payment by mail: For a remittance by mail payment, the date of the postmark shall be deemed the date of payment.
 - (c) Bills rendered to the Commonwealth of Pennsylvania or other government agency, shall not be subject to the late payment penalty if such bills are paid within 30 days from the date bills are mailed.
 - (d) All bills rendered; except those exempted by 3(c) above, are subject to a late payment penalty charge after 20 days and are considered delinquent after 30 days from date of mailing.

ISSUED: January 1, 1990

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- (e) Bills related to the initial establishment of gas service are payable at the office of the Company upon presentation. Gas service will not be instituted until such bills have been paid in full. All other bills not expressly provided for in this Tariff are payable in full at the office of the Company upon presentation.
- 4. Company personnel shall, at any reasonable time, have the right of free access to those premises receiving gas service to: (a) insure that the conditions of service meet the safety and other pertinent service requirements of the Company or Public Utility Commission; (b) ascertain the quantity of gas consumed; and (c) halt the supply of gas if the Company or Public Utility Commission Rules and Regulations are not being complied with.
- 5. In the event of gas supply failure, for any reason except an emergency or planned shut-off by the Company (in the latter instance the customer will be duly notified), the customer shall: (a) give immediate notice thereof at the office of the Company; (b) shut off all gas connections throughout the premises (other than inlet side of the meter); (c) follow implicitly such instructions as the Company employee may issue; and (d) refrain from turning on any gas connections throughout the premises.

The Company shall not be liable for any damages by reason of such gas failure, regardless of cause, within the premises of the customer. Nor shall the Company be liable for damages to person or property, arising, occurring, or resulting from the use of gas.

6. The Company strictly forbids the use of appliances, materials, piping or equipment that does not meet the standards of the Pennsylvania Public Utility Commission or other applicable governmental agency. The Company will not knowingly supply gas service where such circumstances exist and further the Company will immediately discontinue such service if it discovers forbidden installations or usage. Further, be it known, any customer violating this rule does so at his or her own personal risk of fire, explosion, property damage or personal injury.

ISSUED: January 1, 1990

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RULES AND REGULATIONS (continued)

- 7. The Company reserves the right to demand a cash deposit from an applicant for gas service, whether such applicant is a new customer or a customer seeking reconnection. The Company also reserves the right to increase, decrease, or require a cash deposit from an existing customer when circumstances change and the existing deposit is inadequate, too high, or the customer becomes delinquent. The amount of such deposits and the conditions for imposing the deposit requirements will be in accordance with the Pennsylvania Public Utility Commission's standards and rules. The minimum deposit will be \$20.00.
- 8. The Company will terminate gas service to any dwelling, or commercial establishment for one or more of the following reasons:
 - (a) Nonpayment of an undisputed delinquent account.
 - (b) Failure to post a deposit, provide a guarantee or establish credit.
 - (c) Unreasonable refusal to permit access to meters, service connections and other property of the utility for the purpose of meter reading, repair, or maintenance.
 - (d) Unauthorized interference with or the diversion of use of the utility service delivered on or about the affected premises.
 - (e) Failure to comply with the terms of a settlement or amortization agreement.
 - (f) Fraud or misrepresentation of identity for the purpose of obtaining utility service.
 - (g) Tampering with meters or other utility property.
 - (h) Violating any Tariff provisions so as to endanger the safety of any person or the integrity of the gas delivery system of the Company.

In the event of termination for any of the above reasons, the Company will comply with any/all applicable rules and regulations of the Pennsylvania Public Utility Commission.

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RULES AND REGULATIONS (continued)

- 9. The Company will not own, operate nor maintain services lines on customer property; however, the Company does reserve the right to free access to the service line.
- 10. The Company will extend its mains up to 90 feet at no charge in order to serve a new heating customer whose total estimated annual consumption is at least 80 Mcf. The annual use of a gas range will be estimated at 12 Mcf, a gas water heater at 36 Mcf, a gas dryer at 7 Mcf, and space heating at .072 Mcf per square foot of heated space. The additional cost of extending the main beyond 90 feet will be borne by the customer regardless of his annual gas consumption.
- 11. In the event of the non-availability of sufficient gas supply to meet the total requirements of its customers on a daily basis, it will be the Company's curtailment policy to give preference for the continued delivery of supply in accordance with the following sequence:
 - (a) Residential customers, including private dwellings, boarding and rooming houses, apartment buildings, hotels, motels, hospitals and sanitariums.
 - (b) Commercial customers using gas for space heating.
 - (c) Other commercial customers.
 - (d) Industrial customers.
- 12. For new connections the Company will set its meter in the service line provided in accordance with Rule 9.
- 13. The Company does not provide standby utility service and therefore will not install nor maintain meters at locations where gas service is not continuous.
- 14. Should the Company be compelled to make temporary disconnection of the consumer's service at the stop-cock for any of the reasons enumerated in 52 Pa. Code § 56.81, a reconnection charge of twenty-five dollars (\$25.00) will be made.
- 15. Should the Company discontinue service at the request of a customer and subsequently be requested to resume service to such customer,

ISSUED: January 1, 1990 Remay Public Utility Commit

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RULES AND REGULATIONS (continued)

within a twelve month period at the same address, Company will not reconnect service until it has received a reconnection fee of twenty-five dollars (\$25.00) and payment of the minimum bill for each month of the intervening period, not to exceed two (2) monthly minimum charges for residential service.

- 16. Should a meter be removed by the Company for any of the reasons enumerated in 52 Pa. Code § 56.81, the Company shall make a charge of twenty-five dollars (\$25.00) for resetting the meter in the same location for the same consumer.
- 17. Conditions for Service not covered by these Rules and Regulations will be in accordance with the latest approved regulations of the Commission at 52 Pa. Code, Chapter 56.

18. TAXES ON DEPOSITS FOR CONSTRUCTION & CUSTOMER ADVANCES

Any deposit, advance or other like amounts received from the applicant which shall constitute taxable income as defined by the Internal Revenue Service will have the income taxes segregated in a deferred account for inclusion in rate base in a future rate case proceedings. Such income taxes associated with a deposit or advance will not be charged to the specific depositor of the capital.

ISSUED: January 1, 1990 DECEIVED EFFECTIVE: January 2, 1990

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Office of Special Assistants
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CURTAILMENT OR LIMITATION OF SERVICE

Section 1: Priority of Service

The available gas supplies to the Company shall be allocated among customers in accordance with the priorities of use listed below. Customers in a higher priority will not be curtailed until all customers falling into the lower classifications have been completely curtailed; where only partial curtailment of any one classification is required, implementation shall be pro rata, that is, weighted in accordance with the base allotments of the customers within that classification. The following are the priority categories listed in descending order:

- 1. Residential and firm critical commercial essential human needs.
- 2. Firm small commercial requirements, excluding critical essential human needs requirements in Category 1.

Section 2: Definitions Applicable

The definitions for terms used in the priority of service categories are as follows:

- 1. Residential Use: Gas usage in a residential dwelling or unit for space heating, air conditioning, cooking, water heating or other domestic purposes.
- 2. Commercial Use: Gas usage by customers engaged primarily in the sale of goods or services including, but not limited to, consumption of office buildings, institutions and governmental agencies.
- 3. Essential Human Needs Use: Gas usage by customers for service to any buildings where persons normally dwell including, but not limited to, apartment house, dormitories, hotels, hospitals and nursing homes, as well as the use of natural gas by sewage plants.
- 4. Firm Service: Service pursuant to schedules or contracts under which the Company is expressly or impliedly obligated to deliver specific volumes within a given time period or which anticipate no interruptions, but which may permit unexpected interruptions in case service to higher priority customers is threatened. The Company shall be deemed to be impliedly obligated to deliver specific volumes where such utility has by any means previously or presently established periodic allocations for its customers.

ISSUED: January 1, 1990 RECEIVED EFFECTIVE: January 2, 1990

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Tariff Division

CURTAILMENT OR LIMITATION OF SERVICE (continued)

Base Period

The Base Period for each commercial customer will be the 12 consecutive months in which the highest usage was recorded during the billing periods, November 1971 through and including October 1974.

The Monthly Base Period Volumes for each customer are those volumes recorded in the Company's records in accordance with its current accounting and billing practices.

When, in the Company's judgment, its supply of gas is insufficient to meet the base period volume requirements for all customers on a continuing basis, deliveries will be curtailed in accordance with the priorities of service outlined above.

Penalties will be assessed on overrun volumes in excess of 103% of the authorized entitlement for monthly periods as described below:

ACTUAL USAGE AS PERCENTAGE OF TOTAL MONTHLY AUTHORIZED ENTITLEMENTS

PENALTY FOR EXCESS TAKEN

Greater than 103% but not in excess of 110%

\$10/Mcf

Greater than 110% but not in excess of 125%

\$20/Mcf

Greater than 125%

\$50/Mcf

Emergency Curtailment

When the Company is unable to fulfill the daily requirements of all its customers because of reasons unrelated to long range supplies, the Company may require each customer to reduce its consumption of gas. The reduction required shall be determined by the Company without regard to priorities of use; however, the authorized volume shall not be lower than the minimum volume necessary for the prevention of damage to plant equipment.

ISSUED: January 1, 1990 RECEIVED EFFECTIVE: January 2, 1990

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CURTAILMENT OR LIMITATION OF SERVICE (continued)

The Company shall specify in the notice of the emergency curtailment the authorized consumption for a specified period or until further notice. An emergency curtailment may be made after oral notice to the customer, effective when so given, but such oral notice must be confirmed in writing within 48 hours. The Commission is to be notified immediately of the declaration of an emergency situation.

There shall be excluded from the volumes subject to penalty under this provision, volumes for which the buyer has previously been penalized pursuant to over-runs of emergency curtailment.

If a customer exceeds its authorized consumption during a period of emergency curtailment, then a customer shall pay a penalty according to the following schedule:

ACTUAL USAGE AS PERCENTAGE OF EMERGENCY AUTHORIZED CONSUMPTION

PENALTY FOR EXCESS TAKEN

Greater than 103% but not in excess of 110%

\$10/Mcf

Greater than 110%

· \$20/Mcf

Disposition of Penalties

As of December 31 of each year, the Company shall subtract the total of all over-run penalties paid that year to the Company's suppliers from penalties collected that year from customers. The Company will then distribute among its curtailed customers who did not incur over-runs, all penalties collected in excess of those paid by the Company to its suppliers.

The amount of reimbursement due a customer shall be determined by dividing the total amount to be redistributed by the total volume of sales during the 12 month period to all customers eligible for reimbursement. This quotient shall represent the factor, which when multiplied by an eligible customer's total purchase volume during the 12 month period will equal the amount to be credited to that customer's gas account. However, no reimbursement shall be made to customers who have terminated service during the year.

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ISSUED: January 1, 1990

EFFECTIVE: January 2, 1990

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ORWELL NATURAL GAS, CLARION RIVER GAS DIVISION

<u>Curtailment or Limitation of Service</u> (continued)

The Company will compute the reimbursement credit for each eligible customer to the nearest one cent. If the total amount credited to the eligible customer's gas account, as calculated above, is more or less than the total amount to be redistributed, the difference shall be retained as a debit or credit in the excess consumption penalty account, and shall be subtracted from or added to the next ensuing excess consumption penalty redistribution amount.

GAS COST RATE (C)

Provision for Gas Cost Rate

The gas cost rate of \$0.4735 shall be applied to each Mcf (1,000 cubic feet) of gas supplied under Rate Schedules in this tariff.

Computation and Application of Gas Cost Rate

The gas cost rate shall be computed to the nearest one-hundredth cent (0.01 cent) in accordance with the formula set forth below:

$$GCR = (\underline{C - E} - B) \qquad (\underline{1})$$

$$S \qquad 1 - T$$

ISSUED: October 26, 2010

Each gas cost rate so computed shall be applied to customer's bills for one (1) year period during the billing periods of November through October, provided, however, that such rate may be revised on an interim basis subject to approval of the Pennsylvania Public Utility Commission upon determination that the effective rate will result in material over or under collections if not revised. Such interim change shall become effective thirty (30) days from the date of filing unless otherwise denied or modified by the Commission.

Definitions

"GCR" – gas cost rate determined to the nearest one hundredth cent (0.01 cent) to be applied to each Mcf of gas supplied.

"C" – a number of dollars, determined as follows: (a) for all types of purchased gas, project the cost for each purchase (adjust for net current gas stored) for the computation year plus (b) the arithmetic sum of (1) the projected book value of noncurrent gas at the beginning of the computation year minus (2) the projected book value of nonrecurrent gas at the end of the computation year.

EFFECTIVE for bills rendered on and after: November 1, 2010

Supplement No. 13
To
Gas-PA P.U.C. No. 1
Eleventh Revised Page No. 13
Canceling
Tenth Revised Page No. 13

ORWELL NATURAL GAS, CLARION RIVER GAS DIVISION

GAS COST RATE (CONTINUED) (C)

Definitions (Continued)

Interest shall be computed monthly at the appropriate rate as provided in Section 1308 (d) of the Public Utility Law from the month the over or under collection occurs to the effective month such over collection occurs to the effective month such an over collection is refunded or such under collection is recouped. Customers shall not be liable for interest on net under collections.

Additionally, supplier refunds received prior to the end of the August billing period will be included in the calculation of "E" with interest added at the annual rate of six per centum (6%) calculated in accordance with the fore-going procedure beginning in the month such a refund is received by the Company.

"S" - projected Mcf gas to be filled to customers during the computation year.

"B" – base cost of purchased gas 5.7818 per Mcf. The base cost is the portion of purchased gas cost included in the base rate charges of the monthly rates of this tariff.

The base cost shall be adjusted at the time of the annual gas cost rate filing to include at least ninety percent (90%) of the Company's experienced gas rate in effect as of the end of August billing period plus such portion of the project gas purchases cost of the Commission shall permit.

"Purchased Gas" – the volume of gas purchased by the Company that is delivered to the Company's customers, plus such portion of the company – used and unaccounted – for gas as the Commission permits, included gas, liquefied propane and naphtha.

"Computation Year" - the fiscal year from November to October.

(C) Indicated Change

ISSUED: October 26, 2010

EFFECTIVE for bills rendered on and after: November 1, 2010

SUPPLEMENT NO. 11 GAS - PA P.U.C. NO. 1 FIRST REVISED PAGE NO. 14 CANCELLING ORIGINAL REVISED PAGE NO. 14

Gas Cost Rate (continued)

"Computation Year" - the fiscal year from November through October

Adjustment to Base Rates

Whenever a change is made in the level of base cost, a corresponding adjustment shall be made to the base rates of the applicable rate schedules plus that portion, if any, of the State Gross Receipts Tax, expressed as a decimal, recovered through base rates.

Filing with the Public Utility Commission; Audit: Rectification

The filing of the Company's preliminary annual gas cost rate effective during the billing periods of November through October shall be submitted to the Commission by September 2 of each year, 60 days prior to the November 1 effective date. The filing of the Company's final filing, together with revisions to data in the preliminary filing, shall be submitted to the Commission by October 2 of each year, 30 days prior to the November 1 effective date. (C)

The application of the gas cost rate shall be subject to continuous review and audit by the Commission at such intervals as the Commission shall determine. The Commission shall continuously review the reasonableness and lawfulness of the amounts of the charges produced by the gas cost rate and the charges included herein.

If from such audit it shall be determined, by final order entered after notice and hearing, that this clause has been erroneously or improperly utilized, the Company will rectify such error or impropriety, and in accordance with the terms of the order apply credits against future gas cost rates for such revenues as shall have been erroneously or improperly collected. The Commission's order shall be subject to the Right of Appeal.

Reporting Requirements

The Company shall file quarterly reports within thirty (30) days following the conclusion of each computation year quarter. These reports will be in such form as the Commission shall have prescribed.

Exclusion from Other Charges

Amounts billed for the gas cost rate shall not be subject to the Gross Receipts Tax and the State Tax Adjustment Surcharges set forth elsewhere in this Tariff.

ISSUED: NOVEMBER 21, 1994 HOV 2 1 1994 EFFECTIVE: NOVEMBER 22, 1994

SUPPLEMENT NO. 23 GAS - PA P.U.C. NO. 1 FOURTH REVISED PAGE NO. 15 CANCELLING THIRD REVISED PAGE NO. 15

RIDER STA - STATE TAX ADJUSTMENT SURCHARGE

In addition to the charges provided in this tariff, a surcharge of 0.0% will apply to all retail service to reimburse the Company (I) for any increases or new taxes imposed by the Pennsylvania General Assembly. The surcharge will be applied to all bills on a service rendered basis.

The Company will recompute the surcharge whenever any of the tax rates upon which the surcharge is computed are changed, in which case the recomputation shall take into account the changed tax rates. Every recomputation made pursuant to the above paragraph shall be submitted to the Commission within ten (10) days after the occurrence of the event or date which occasioned such recomputation; and if the recomputed surcharge is less than the one in effect the Company will, and if the recomputed surcharge is more than the one in effect the Company may accompany such recomputation with a Tariff or Supplement to reflect such recomputed surcharge – the effective date of which shall be ten (10) days after filing.

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- Indicates increase

ISSUED: DECEMBER 11, 2001

EFFECTIVE: FEBRUARY 10, 2002

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SUPPLEMENT NO. 15 GAS - PA P.U.C. NO. 1

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SUPPLEMENT NO. 14

GAS - PA P.U.C. NO. 1

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ISSUED: NOVEMBER 21, 1995

EFFECTIVE: JANUARY 20, 1996

Pennsylvania Public Utility Commission Adoption Supplements

CRG, Inc. (Seller) A-120000	Tariff - Gas - PA. P.U.C. No. 1	
Orwell Natural Gas Company (Buyer) A-125141 ਿ∞∘ ⁴	Tariff - Gas - PA. P.U.C. No. 1	
Orwell Natural Gas Company, hereby adopts as its Tariff Gas - Pa. P.U.C. No. 1 that tariff presently in effect for CRG, Inc. designated as Tariff Gas -Pa. P.U.C. No. 1 and all Supplements thereto.		
	By: Stephen G. Rigg Executive Vice President (Title)	
CRG, Inc. hereby withdraws it Tariff Gas - Pa. P.U.C. No. 1 and all Supplements thereto. By:		

EFFECTIVE: October 5, 2005

ISSUED: October 4, 2005