G. FORCE MAJEURE:

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Company shall not be liable to the Customer, and the Customer shall not be liable to the Company, for any damage or claim of damage attributable to the failure of Company to deliver, or the Customer to receive, electric power and energy as the result of any cause beyond the control of Company to so deliver or of the Customer to so receive, as the case may be, which, by the exercise of reasonable diligence, the respective party is unable to avoid, including but not limited to: injunction or other decree or order of any court or governmental agency having jurisdiction, strike sabotage, riot, insurrection, acts of the public enemy, fire, flood, explosion, extraordinary action of the elements, earthquake or other acts of God, or accidental destruction of or damage to facilities. In the event that the delivery or use of electric power is suspended or curtailed by 50% or more for a continuous period of more than 15 days as the result of an unavoidable cause as provided above, the schedule charges may, upon written request by the Customer, be prorated by subperiods reflective of the beginning and ending of the suspended or curtailed deliveries. The Customer may, upon written request, have service rendered thereafter on any applicable rate schedule for the appropriate class of customer. Proration of schedule charges shall be effective no more than 30 days prior to receipt of written request from the Customer.

H. LATE PAYMENT CHARGE:

A Late Payment Charge may be levied against any account that is not paid in full each month. This charge will be computed at a percentage specified in Schedule 300 applied to the unpaid delinquent balance brought forward on the subsequent month’s bill. All payments received prior to the subsequent month’s billing date, will apply to the Customer’s account prior to calculating the Late Payment Charge. Those payments applied shall satisfy the oldest portion of the billing first, any other billings second and the current billing last. Imposition of the late payment fee will be delayed 30 days for Customers with delinquent balances who have demonstrated that they have made application to an agency for financial aid. Customers who participate in the Equal Payment Plan will be exempt from the late payment fee as long as they remain on the Equal Payment Plan.