

INFORMATION FOR LOCAL PRODUCERS

National Fuel Gas Supply Corporation (“Supply”)

Empire Pipeline, Inc. (“Empire”)

National Fuel Gas Distribution Corporation (“Distribution”)

The goal of Supply, Empire and Distribution (collectively, the “companies”) is to make available interconnections and transportation services to all local producers on a nondiscriminatory basis, all being subject to operational constraints where applicable. The companies’ producer affiliate is Seneca Resources Company, LLC (“Seneca”). The companies will operate their gathering, distribution, transmission and/or storage systems (as applicable) without undue discrimination or preference regarding the companies’ tariff services. The companies will work with producers on a confidential basis to discuss the producer’s production, the companies’ facilities relevant to that production, including pressures and flows, and possible changes to operations and facilities. The companies will treat all present and potential customers, shippers, and interconnecting producers (including in all cases Seneca) impartially with respect to the companies’ tariff services.

Except as provided herein, the companies will not voluntarily provide to Seneca any nonpublic information acquired from customers of Distribution (“Distribution customer-specific information”) or provide to Seneca or any other producer any other non-public information acquired from local producers or shippers, or developed by the companies in the course of providing services on their behalf (“producer/shipper-specific information”). In all situations, the companies will provide aggregated information instead of customer-specific or producer/shipper-specific information if the aggregated information would be sufficient. However, the companies may disclose customer-specific or producer/shipper-specific information in the following situations:

- consistent with any consent to the disclosure received by the companies
- in the course of discussing with a producer measurement issues regarding that producer’s own gas (especially where that producer’s production is not directly metered and is therefore calculated by subtracting other producers’ production from the total quantity measured at a downstream meter), the companies may disclose information about specific receipt quantities and locations if relevant to that producer’s measurement situation
- in the course of discussing with a prospective buyer asset sales from the companies to that prospective buyer, the companies may disclose information about those assets and their operation, including customer information, subject to the parties entering into a confidentiality agreement in which the potential buyer promises to use the information only for the purpose of evaluating the purchase of the asset(s)
- in the course of confirming and scheduling nominations at points of interconnection with other pipelines or infrastructure operators
- in compliance with the posting or disclosure requirements of governmental agencies
- in order to permit an operator of processing facilities located on Supply’s system to properly allocate inlet quantities among their customers, Supply may disclose to such operator measurement and analytical data regarding the gas delivered into Supply’s system by such customers

- the companies may share Distribution customer-specific information or producer/shipper-specific information with the customer, producer or shipper to which the information relates
- during a limited transition period associated with the transfer of an employee of Distribution or a FERC Company to a non-marketing function position within Seneca, the employee may continue to access or receive customer-specific information, producer/shipper-specific information, or other non-public transmission function information to the extent necessary to accomplish the completion or orderly transition of ongoing matters for Distribution or the FERC Company, provided that the employee does not share any such information with other employees of Seneca, except as covered by another situation described herein.
- during a limited transition period associated with the transfer of a nonmarketing function employee of Seneca to a position within Distribution or a FERC Company, the employee may access or receive customer-specific information, producer/shipper-specific information, or other non-public transmission function information in connection with work for Distribution or the FERC Company, provided that the employee does not share any such information with other employees of Seneca, except as covered by another situation described herein.

The companies also will not provide to any producer or shipper exclusive early notice of anything significant that they have decided to do with their systems that will affect other producers or shippers. Any decision by Supply or Empire to take some significant operational action, or to build, alter or remove from service significant facilities, is made available to everybody at the same time by a posting on Supply's or Empire's respective website. Supply and Empire will comply with applicable FERC requirements for website postings of "Critical Notices" and direct notification of parties affected by operational actions (see "Informational Postings").

The companies will agree to new interconnections for local producers who agree to pay for such interconnections, on a non-discriminatory basis, unless there is valid operational, environmental or legal justification for refusing an interconnection at the requested point. But building an interconnection does not guarantee that gas will actually flow when and in the volumes that the interconnecting party desires.

The companies, along with their affiliate, National Fuel Gas Midstream Company, LLC, are in the business of, from time to time, jointly planning, designing, building, and operating their respective gathering, processing and transportation facilities potentially in competition with interconnecting entities. The companies do not wish to receive from a potential interconnecting entity confidential information to any greater extent than necessary to accomplish the proposed interconnection and any related transportation services.

Please contact the Local Production Department at (814) 871-8536 or by email at LP_Dept@natfuel.com if you would like to engage in any of the discussions described above.

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