

**OKEFENOKE RURAL ELECTRIC MEMBERSHIP CORPORATION**

**POLICY NO. 413**

**COOPERATIVE'S LIABILITY**

I. OBJECTIVE:

To establish policy to limit the liability of the Cooperative for damages that occur due to acts or occurrences beyond the control of the Cooperative.

II. CONTENT:

The Cooperative will use reasonable diligence in furnishing a regular and uninterrupted supply of energy, but does not guarantee uninterrupted service. The Cooperative shall not be liable for damages in case such supply should be interrupted or fail by reason of an act of God, the public enemy, sabotage, accidents, labor disputes, orders or acts of civil or military authority, breakdowns or injury to the machinery, transmission lines, distributions lines or other facilities of the company, extraordinary repairs of any other cause whatsoever, or, by reason of any act of the Cooperative including the interruption of service to any consumer, taken to prevent or limit the extent or duration of interruption, instability or disturbance on the electric system of the Cooperative or any electric system interconnected, directly or indirectly, with the Cooperative's system, whenever such act is necessary or indicated in the sole judgment of the Cooperative. The Cooperative shall not be liable for damages to a member's premises, including but not limited to a member's electronic equipment, caused by lightning transmitted over or through the Cooperative's transmission and/or distribution lines to the member's premises.

Unless otherwise provided in a contract between the Cooperative and the member, the point at which service is delivered by the Cooperative to the member, to be known as "delivery point", shall be the point at which the member's facilities are connected to the Cooperative's facilities. The Cooperative shall not be liable for any loss, injury or damage resulting from the member's use of his equipment or occasioned by the energy furnished by the Cooperative beyond the delivery point.

The member shall provide and maintain suitable protective devices on his equipment to prevent any loss, injury or damage that might result from single-phasing conditions or any other fluctuation or irregularity in the supply of energy. The Cooperative shall not be liable for any loss, injury or damage resulting from a single-phasing condition or any other fluctuation or irregularity in the supply of energy which could have been prevented by the use of such protective devices.

III. APPLICABILITY:

This policy applies to all members and services of the Cooperative.

IV. RESPONSIBILITY:

It shall be the responsibility of the General Manager or his designee to carry out the provisions of this policy.

Date Approved: April 26, 1994

Effective Date: July 1, 1994

Issued by: John Middleton, General Manager

Effective July 1, 1994