
7. SPECIAL CONSTRUCTION**7.1 Special Construction****7.1.1 Basis for Rates and Charges**

Rates and charges for special construction will be determined by the Company on an Individual Case Basis and based, in part, on the costs incurred by the Company and may include (1) non-recurring type charges, (2) recurring type charges, (3) termination liabilities, or (4) combinations thereof.

7.1.2 Termination Liability

To the extent that there is no other requirement for use by the Company, a termination liability may apply for facilities specially constructed at the request of the Customer.

7.1.2 (A) The termination liability period is the initial service term with respect to said specially constructed facilities.

7.1.2 (B) The amount of maximum termination liability is equal to the rates and charges established pursuant to Section 9.1.1 above:

7.1.2 (C) The applicable termination liability charge is based on the normal method for calculating the unpaid balance of a term obligation. The amount of such charge is obtained by multiplying the sum of the amounts determined as set forth in Section 9.1.1 preceding by a factor related to the unexpired period of liability and the discount rate for return and contingencies. This product is adjusted to reflect applicable taxes.

7.2 Individual Case Basis Arrangement

When the Company furnishes a facility or service for which a rate or charge is not specified in the Company's catalog, charges will be determined on an Individual Case Basis. Specialize rates or charges will be made available to similarly situated Customers on a nondiscriminatory basis.