

BLANKET PURCHASE ORDER

STATE OF MARYLAND

***** STATE OF MARYLAND *****

BPO NO: 001B5400020

PRINT DATE: 10/31/15

PAGE: 01

SHIP TO:

AS SPECIFIED ON INDIVIDUAL ORDERS

VENDOR ID:

WASHINGTON GAS ENERGY SERVICES
1 TEXAS STATION COURT STE 230

TIMONIUM, MD 21093
(410) 628-4303

REFER QUESTIONS TO:

GWENDOLYN HUDSON
(410) 767-7662
GWENDOLYN.HUDSON@MARYLAND.GOV

ITB: DGSR4400162

EXPR DATE: 07/01/17
POST DATE: 05/28/14

DISCOUNT TERMS: . NET 30 DAY
CONTRACT AMOUNT: 1.00

TERMS:

ARTICLES HEREIN ARE EXEMPT FROM MARYLAND SALES AND USE TAXES BY EXEMPTION CERTIFICATE NUMBER 3000256-3 AND FROM FEDERAL EXCISE TAXES BY EXEMPTION NUMBER 52-73-0358K. IT IS THE VENDOR'S RESPONSIBILITY TO ADVISE COMMON CARRIERS THAT AGENCIES OF THE STATE OF MARYLAND ARE EXEMPT FROM TRANSPORTATION TAX.

VENDOR CONTACT: LES LEWIS
WASHINGTON GAS
PHONE: (410) 628-4303
FAX: (410) 628-1393

SOLICITATION - DGSR4400162 EST. ANNUAL CONTRACT VALUE: \$7,486,264
AWARD FROM REVERSE AUCTION - WASHINGTON GAS ENERGY SERVICES
UTILITY - PEPCO, TYPE 1 & 2
ESTIMATED ANNUAL KWH - 39,926,742

AMENDMENT #2

WGL ENERGY SERVICES SHALL RETIRE A QUANTITY OF RENEWABLE ENERGY CREDITS FROM THE DGS 2012 PORTFOLIO, SUFFICIENT TO MEET ITS 2014 MARYLAND RENEWABLE PORTFOLIO STANDARD (RPS) OBLIGATION FOR TIER I, TIER II AND SOLAR GENERATION. IN ORDER TO FULLY SATISFY THE TIER II OBLIGATION, WGLE SERVICES SHALL EXCHANGE A QUANTITY OF DGS WIND CREDITS FOR TIER II CREDITS. ANY REMAINING CREDITS SHALL BE RETIRED TO AN ACCOUNT LABELED "STATE OF MD - GENERATING CLEAN HORIZONS," FOR FUTURE USE BY DGS.

AS AN APPROVED LOAD SERVING ENTITY ("LSE") IN MARYLAND, WGLE SERVICES IS REQUIRED, UNDER THE MARYLAND RPS, TO SUPPLY A DEFINED PERCENTAGE OF ANNUAL ELECTRIC VOLUME THROUGH RENEWABLE GENERATION SOURCES.

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TERMS (cont'd):

TYPICALLY, AN LSE WOULD SEPARATELY ACQUIRE THE REQUIRED RENEWABLE QUANTITY THROUGH A PURCHASE OF RECS ON THE OPEN MARKET, AND THE COST WOULD BE PASSED THROUGH TO THE CUSTOMER. THE STATE OF MARYLAND, INCLUDING DGS, HAS ALREADY PURCHASED RECS THROUGH SEVERAL POWER PURCHASE AGREEMENTS SINCE 2012. DGS ELECTS TO ASSIGN A PORTION OF ITS 2013 REC PORTFOLIO TO WGL ENERGY SERVICES, FOR THE PURPOSE OF 2014 RPS COMPLIANCE.

TERM IN MONTHS	- 36 MONTHS
NUMBER OF ACCOUNTS	- SEE ATTACHMENT
AWARD BID PRICE PER KWH:	- 0.06250 WITHOUT FEES

THIS CONTRACT IS FOR THE DELIVERY OF GENERATION, TRANSMISSION OF FIRM ELECTRICITY AND ANY ANCILLARY AND/OR INCIDENTAL SERVICES TO A NUMBER OF FACILITIES WITHIN THE STATE OF MARYLAND, AND IS LIMITED TO THE AGENCIES DETAILED HEREIN. SEE ATTACHED LIST OF ACCOUNTS. THE INVITATION FOR BID (IFB), AND ALL ITS ADDENDUMS, ATTACHMENTS AND EXHIBITS, IS INCORPORATED HEREIN BY REFERENCE, AND THE CONTRACTOR AGREES TO COMPLY WITH ALL OF ITS TERMS, CONDITIONS, AND REQUIREMENTS.

ALL INDIVIDUAL ACCOUNT INFORMATION IS TO BE PROVIDED BY DGS, AS AN ATTACHMENT TO THIS BPO. THE EDC WILL WORK WITH THE SUPPLIER AT ENROLLMENT TO PROVIDE THE "SEND BILL TO: ADDRESS."

THE SOLE POINT OF CONTACT IN THE STATE FOR PURPOSES OF THIS PROCUREMENT IS THE PROCUREMENT OFFICER (PO) OR THE PO'S AUTHORIZED PROCUREMENT REPRESENTATIVE. NO STATE OR DGS EMPLOYEE, OFFICIAL OR REPRESENTATIVE HAS AUTHORITY TO CHANGE THE REQUIREMENTS OF THIS CONTACT.

PAYMENT OF STATE OBLIGATION:

PAYMENTS TO THE CONTRACTOR PURSUANT TO THIS CONTRACT SHALL BE MADE NO LATER THAN 30 DAYS AFTER THE STATE'S RECEIPT OF A PROPER INVOICE FROM THE CONTRACTOR, CHARGES FOR LATE PAYMENT OF INVOICES, OTHER THAN AS PRESCRIBED BY TITLE 15, SUBTITLE 1, OF THE STATE FINANCE AND PROCUREMENT ARTICLE, ANNOTATED CODE OF MARYLAND, OR BY THE PUBLIC SERVICE COMMISSION OF MARYLAND WITH RESPECT TO REGULATED PUBLIC UTILITIES, AS APPLICABLE, ARE PROHIBITED.

ELECTRONIC FUNDS TRANSFER: THIS PROVISION ON ELECTRONIC FUNDS TRANSFER APPLIES TO CONTRACTS OF OVER \$200,000 FOR WHICH PAYMENTS ARE MADE THROUGH THE STATE COMPTROLLER. ELECTRONIC FUNDS TRANSFER WILL BE USED BY THE STATE TO PAY CONTRACTOR FOR THIS CONTRACT AND ANY OTHER STATE PAYMENTS DUE CONTRACTOR UNLESS THE STATE COMPTROLLER'S OFFICE GRANTS CONTRACTOR AN EXEMPTION. BY SUBMITTING A RESPONSE TO THIS SOLICITATION, THE BIDDER OR OFFEROR AGREES TO ACCEPT PAYMENTS BY

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TERMS (cont'd):

ELECTRONIC FUNDS TRANSFER UNLESS THE STATE COMPTROLLER'S OFFICE GRANTS AN EXEMPTION.

FORMS REQUIRED BY THE COMPTROLLER. FOR FURTHER INFORMATION GO TO:

[HTTP://COMPNET.COMP.STATE.MD.US/GAD/VENDORINFO/EFT/DEFAULT.ASP](http://COMPNET.COMP.STATE.MD.US/GAD/VENDORINFO/EFT/DEFAULT.ASP)

ANY REQUEST FOR EXEMPTION MUST BE SUBMITTED TO THE STATE COMPTROLLER'S OFFICE FOR APPROVAL AT THE ADDRESS SPECIFIED ON THE COT/GAD X-10 FORM AND MUST INCLUDE THE BUSINESS IDENTIFICATION INFORMATION AS STATED ON THE FORM AND INCLUDE THE REASON FOR THE EXEMPTION.

IN ACCORDANCE WITH COMAR 21.10.02.02 THE DEPARTMENT WILL NOT ACCEPT PROTESTS OR CLAIMS BY ANY ELECTRONIC MEANS.

IT SHALL BE THE CONTRACTORS RESPONSIBILITY TO UNDERSTAND THE SPECIFIC DETAILS REGARDING THE EDC REQUIREMENTS FOR BILLING. THE CONTRACTOR SHALL ENSURE THAT THE DATA THAT IS NORMALLY PROVIDED TO FULL SERVICE CUSTOMERS APPEARS ON THE BILL. IT SHALL ALSO BE THE CONTRACTOR'S RESPONSIBILITY TO ENSURE THAT PROPER REIMBURSEMENT FOR ELECTRICITY DELIVERED TO THE DELIVERY POINT IS OBTAINED FROM THE EDU IN ACCORDANCE WITH APPLICABLE PROCEDURES OF THE APPROPRIATE REGULATORY BODIES.

<u>LINE #</u>	<u>STATE ITEM ID</u>	<u>U/M</u>	<u>UNIT COST</u>		
0001	90668-ELECSE	EA	.0625		

ELECTRICITY TRANSMISSION AND DISTRIBUTION SERVICE FOR MULTIPLE METERS

SEE ATTACHED LIST OF ACCOUNT FOR IFB DGSR4400162

ESTIMATED CONTRACT VALUE: \$7,486,264

START DATE: THE LAST METER READ PRIOR TO JULY 1ST

BPO TOTAL INCLUDES KWH BID PRICE, ALL FEES WHERE APPLICABLE.

AWARD BID: \$ 0.06250

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DGS ADMIN FEE:	\$.0007
TOTAL PRICE:	\$ 0.06320

END OF ITEM LIST

EACH PERSON WHOSE SIGNATURE APPEARS BELOW WARRANTS THAT HE REPRESENTS THE PARTY ON WHOSE BEHALF HE HAS SIGNED THIS AGREEMENT, THAT HE IS AUTHORIZED TO BIND THE PARTY THAT HE REPRESENTS, AND THAT THE PARTY AGREES TO ALL TERMS AND CONDITIONS IN THIS BLANKET PURCHASE ORDER AND ALL DOCUMENTS INCORPORATED HEREIN BY REFERENCE.

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AUTHORIZED BY: _____ **DATE:** _____

BUYER AUTHORIZED DESIGNEE