BLANKET PURCHASE ORDER
STATE OF MARYLAND

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

BPO NO: 001B1400651 **PRINT DATE:** 05/10/11 **PAGE:** 01

SHIP TO:

AS SPECIFIED ON INDIVIDUAL ORDERS

VENDOR ID: 1251821047
DIRECT ENERGY BUSINESS
3 BOYNE CT

TIMONIUM, MD 21093
(410)252-7356

REFER QUESTIONS TO:

DEBORAH E PECORA
(410)767-4945
DEBORAH.PECORA@DGS.STATE.MD.US

ITB:	**EXPR DATE:** 06/30/14 **POST DATE:** 05/10/11	**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: JOHN BERG
. DIRECT ENERGY
PHONE: (732) 259-9072

FAX: (732) 494-1223

SOLICITATION - 001IT818447-EST. ANNUAL CONTRACT VALUE:2,530,109.70
AWARD FROM REVERSE AUCTION - DIRECT ENERGY
UTILITY - PEPCO, GROUP B
ESTIMATED ANNUAL KWH - 38,277,000
TERM IN MONTHS - 36 MONTHS
NUMBER OF ACCOUNTS - SEE ATTACHMENT
AWARD BID PRICE PER KWH: - 0.0661 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 TO BID (ITB), 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 LDU WILL WORK WITH THE SUPPLIER AT ENROLLMENT TO PROVIDE "SEND THE BILL TO: ADDRESS."

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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 CONTRACT.

PAYMENT OF STATE OBLIGATIONS:
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 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

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 INDENTIFICATION 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 LDU'S 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

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DELIVERED TO THE DELIVERY POINT IS OBTAINED FROM THE LDU IN ACCORDANCE WITH APPLICABLE PROCUEURES OF THE APPROPRIATE REGULATORY BODIES.

LINE #	STATE ITEM ID	U/M	UNIT COST
0001	90668-ELECSE	EA	.0661

ELECTRICITY TRANSMISSION AND DISTRIBUTION SERVICE FOR MULTIPLE METERS

SEE ATTACHED LIST OF ACCOUNTS FOR RFP 001IT818447
ESTIMATED CONTRACT VALUE: 2,530,109.70
START DATE: THE LAST METER READ PRIOR TO JULY 1ST
BPO TOTAL INCLUDES KWH BID PRICE, ALL FEES
FEES WHERE APPLICABLE.
AWARD BID: $.0661
DGS ADMIN FEE: $.0007
TOTAL BID: $.0668

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: Deborah E Pacera DATE: 5/10/11

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