# APPENDIX 4 – ILLUSTRATIVE SHORT PART 1 FORM DEFAULT SERVICE PROGRAM REQUEST FOR PROPOSALS

PECO Energy Company ("Company" or "PECO") is intending to obtain full requirements electric supply to meet a portion of its obligations as Default Service Provider through this Request for Proposals ("RFP").

This Short Part 1 Form may only be used by an entity that has submitted a successful Part 1 Proposal in a previous solicitation under PECO's current Default Service Program ("DSP IV"). However, if there was a change in the corporate structure of the RFP Bidder, or if the identity of the entity on whose financial standing the RFP Bidder relies has changed, the RFP Bidder must use the Standard Part 1 Form.

Before completing this online Part 1 Form, please review the RFP, including the PECO Energy Company Pennsylvania Default Service Supplier Master Agreement ("Uniform SMA"), so that you understand the conditions under which the RFP will be conducted. These documents are posted at <a href="https://www.PECOprocurement.com">www.PECOprocurement.com</a>.

By submitting a Part 1 Proposal in response to this RFP, you are agreeing to all terms and conditions of this RFP.

Any information provided by an RFP Bidder in the Part 1 Proposal is provided on a confidential basis to the Independent Evaluator, and may be provided on a confidential basis to the Staff of the Pennsylvania Public Utility Commission. PECO representatives will review financial information and will participate in the evaluation of the creditworthiness of each RFP Bidder. Information regarding the content or status of any Part 1 Proposal will not be released publicly or to any individual RFP Bidder during the evaluation process.

#### **SHORT PART 1 FORM**

#### **GENERAL INSTRUCTIONS on the RFP Bidders that can use this form:**

- This Short Part 1 Form is for the exclusive use of RFP Bidders that successfully submitted a Part 1 Proposal in a previous solicitation under DSP IV. If you are not eligible under this criterion, please use the Standard Part 1 Form.
- If there is a change in the corporate structure of the RFP Bidder (through a merger for example) since you last submitted a successful Part 1 Proposal in a previous solicitation under DSP IV, please use the Standard Part 1 Form.
- If the entity on whose financial standing the RFP Bidder relies changed since you last submitted a successful Part 1 Proposal in a previous solicitation under DSP IV, please use the Standard Part 1 Form.

# 1. Contact Information and Representations

#### First Item: Name and Address of the RFP Bidder

Below is the information that you previously provided. PLEASE MAKE ANY NECESSARY UPDATES TO THE RFP BIDDER'S LEGAL NAME AND ADDRESS. By submitting this form without making updates, you will be confirming that the previously provided information remains valid.

Legal Name of RFI	<sup>9</sup> Bidder		
[pre-populated]			
Street Address			
[pre-populated]			
[pre-populated]			
City		State	Zip Code
[pre-populated]		[pre-populated]	[pre-populated]
IF THE LEGAL N	AME OF THE RFP BIDDER HA	AS CHANGED, PLEASE PRO	VIDE EVIDENCE OF THE CHANGE
	Evidence of name change (if neces	esary)	

#### Second Item: Officer of the RFP Bidder

The Officer of the RFP Bidder must be an officer, a director, or an individual otherwise authorized to undertake contracts (including the Uniform SMA) and bind the RFP Bidder. The Officer of the RFP Bidder whose contact information is provided in this online Part 1 Form must:

- make all representations required by the Part 1 Proposal requirements; and
- make all representations required by the Part 2 Proposal requirements.

Below is the information that you previously provided. PLEASE MAKE ANY UPDATES TO THE NAME AND CONTACT INFORMATION FOR THE OFFICER OF THE RFP BIDDER. By submitting this form without making updates, you will be confirming that the previously provided information remains valid.

First Name	Last	Name	
[pre-populated]	[pre-	-populated]	
Title			
[pre-populated]			
Street Address			
[pre-populated]			
[pre-populated]			
City		State	Zip Code
[pre-populated]		[pre-populated]	[pre-populated]
Phone No.	Email Address		
[pre-populated]	[pre-populated]		

## Third Item: Representative of the RFP Bidder

The Independent Evaluator uses the Representative as the main point of contact for the RFP Bidder.

Below is the information that you previously provided. PLEASE MAKE ANY UPDATES TO THE NAME AND CONTACT INFORMATION FOR THE REPRESENTATIVE OF THE RFP BIDDER. The Officer of the RFP Bidder may also serve as the Representative. By submitting this form without making updates, you will be confirming that the previously provided information remains valid.

First Name	Last Name		_
[pre-populated]	[pre-popular	ted]	
Title			
[pre-populated]			
Street Address			
[pre-populated]			
[pre-populated]			
City		State	Zip Code
[pre-populated]		[pre-populated]	[pre-populated]
Phone No.	Cell Phone No. (optional)	Email Addres	ss
[pre-populated]	[pre-populated]	[pre-populate	ed]
If the individual who will serve Proposal under DSP IV, THE OTHE ONLINE PART 1 FORM TO SEPRESENTATIVE INSERT. The	FFICER OF THE RFP B ERVE AS THE REPRESI	BIDDER MUST DESIGNATI ENTATIVE OF THE RFP I	E THE INDIVIDUAL NAMED IN BIDDER BY COMPLETING THE
Name of RFP Bidder  REPRESENTATIVE INSTITUTE THE OFFICER OF THE RINFORMATION IS PROVIDED IN I, (the Officer of the R as the Representative of the R	SERT (#P1-1) FP BIDDER MUST INTHE ONLINE PART 1 INTHEST   FP Bidder) hereby des	DESIGNATE THE INDIV FORM AS THE REPRESEN ignate (name of	TIDUAL WHOSE CONTACT
Signature of Officer		Date	

#### Fourth Item: Nominees

Is the RFP Bidder designating Nominees at this time?

The Independent Evaluator provides notifications to the RFP Bidder by email and provides documents needed for participation by secure file transfer. Any such notification will be deemed received by the RFP Bidder at the time of delivery or transmission, provided that where delivery or transmission occurs after 6 PM on a business day or occurs on a day that is not a business day, receipt will be deemed to occur at 9 AM on the following business day.

The RFP Bidder may designate up to three (3) authorized individuals (each called a "Nominee") to receive communications from the Independent Evaluator in addition to the Representative. The RFP Bidder may make such a designation at any time during the solicitation.

Nominees are designated for a single solicitation and previously submitted designations are not saved for use in subsequent solicitations.

⊠ Yes	□ No
	THE RFP BIDDER OR THE OFFICER OF THE RFP BIDDER DESIGNATED THE NOMINEE INSERT. The Nominee Insert is also labelled INSERT #P1-2
Ø NOMINEE INSERT (	#P1-2)
Please note! This insert is	s optional.
individuals whose contac	e RFP Bidder or the Representative of the RFP Bidder) authorize the details are immediately below to receive communications from the d to act on behalf of the RFP Bidder during the Proposal submission
Signature	
Contact Information for N	ominee #1
First Name	Last Name
Title	
Phone No.	Cell Phone No. (optional) Email Address
Contact Information for N	ominee #2

First Name Last Name
Title
Phone No. Cell Phone No. (optional) Email Address
Thone Ivo. (optional)  Email readress
Contact Information for Nominee #3
First Name  Last Name
Title
Phone No. Cell Phone No. (optional) Email Address
Notes (optional)
The RFP Bidder may provide additional information here, such as the period during which a particular individual will act as Nominee or the individual that a Nominee is replacing.

6

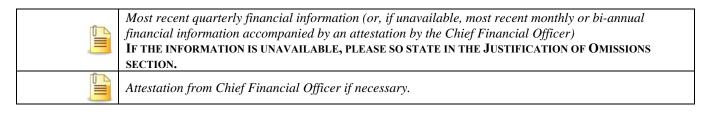
# 2.a. Information Required for RFP Bidders Relying on Their Own Financial Standing.

IF THE ENTITY UPON WHOSE FINANCIAL STANDING THE RFP BIDDER IS RELYING HAS CHANGED, YOU MUST USE THE STANDARD PART 1 FORM. PLEASE CONTACT THE INDEPENDENT EVALUATOR AT PECOPROCUREMENT@NERA.COM TO RECEIVE INSTRUCTIONS ON THE FORM THAT YOU SHOULD USE.

First Item: Financial Information

IF AVAILABLE, PLEASE PROVIDE THE MOST RECENT QUARTERLY FINANCIAL INFORMATION FOR THE RFP BIDDER, including a balance sheet, income statement, cash flow statement, and any accompanying notes and schedules:

- IF AVAILABLE, YOU MUST PROVIDE THE MOST RECENT SECURITIES AND EXCHANGE COMMISSION ("SEC") FORM 10-Q OR 10-K (WHICHEVER IS MORE RECENT) TO FULFILL THIS REQUIREMENT;
- IF THE SEC FORM 10-Q OR 10-K IS UNAVAILABLE, PLEASE PROVIDE, IF AVAILABLE, THE RFP BIDDER'S MOST RECENT QUARTERLY, MONTHLY, OR BI-ANNUAL FINANCIAL INFORMATION accompanied by an attestation by the Chief Financial Officer (or similar position) that the information contained in the financial statements fairly presents in all material respects the financial condition and results of the operations of the RFP Bidder. The requirements for this attestation are provided more specifically in Appendix 5 of the RFP Rules.



#### Second Item: Credit Ratings

Below is the information that you previously provided. PLEASE MAKE ANY UPDATES TO THE CREDIT RATINGS FOR THE RFP BIDDER. By submitting this form without making updates, you will be confirming that the previously provided information remains valid.

Is th	he RFP Bidder rated by S&P (  Yes	Global Ratings ("S&P")? No	
	RFP Bidder's rating: Type of rating ( <b>check one</b> ):	Senior unsecured debt rating	☐ Corporate issuer rating
Is th		y's Investors Service, Inc. ("Mood No	dy's")?
	RFP Bidder's rating: Type of rating ( <u>check one</u> ):	Senior unsecured debt rating	Corporate issuer rating

	e RFP Bidder rated by Fitch, Inc. ("Fitch")?  No	
	RFP Bidder's rating:  Type of rating (check one): Senior unsecured debt rating Corporate issuer rating	
2.b.	Information Required from RFP Bidders Relying on the Financial Standing of an RI Guarantor	FP
stand IS RE CORF THE PEC	COPROCUREMENT@NERA.COM TO RECEIVE INSTRUCTIONS ON THE FORM THAT YOU SHOULD USE	DDER N THE Γ USE AT
Below THE	we is the information that you previously provided. PLEASE MAKE ANY UPDATES TO THE ADDRESS RFP GUARANTOR. By submitting this form without making updates, you will be confirming that iously provided information remains valid.	
Legal	Name of RFP Guarantor	
	-populated]	
Street	t Address	
[pre-	e-populated]	
[pre-	-populated]	
G::		
City [pre-	State Zip Code [pre-populated] [pre-populated]	
IF TH CHAN	HE LEGAL NAME OF THE RFP GUARANTOR HAS CHANGED, PLEASE PROVIDE EVIDENCE OF THE NGE.	
	Evidence of name change (if necessary)	

#### Second Item: Financial Information

#### Financial information must be available for the RFP Guarantor.

PLEASE PROVIDE THE MOST RECENT QUARTERLY FINANCIAL INFORMATION FOR THE RFP GUARANTOR, including a balance sheet, income statement, cash flow statement, and any accompanying notes and schedules:

- IF AVAILABLE, YOU MUST PROVIDE THE MOST RECENT SECURITIES AND EXCHANGE COMMISSION ("SEC") FORM 10-Q OR 10-K (WHICHEVER IS MORE RECENT) TO FULFILL THIS REQUIREMENT;
- IF THE SEC FORM 10-Q OR 10-K IS UNAVAILABLE, YOU MUST PROVIDE THE RFP GUARANTOR'S MOST RECENT QUARTERLY, MONTHLY, OR BI-ANNUAL FINANCIAL INFORMATION accompanied by an attestation by the Chief Financial Officer (or similar position) that the information contained in the financial statements fairly presents in all material respects the financial condition and results of the operations of the RFP Bidder. The requirements for this attestation are provided more specifically in Appendix 5 of the RFP Rules.

Most recent quarterly financial information (or, if unavailable, most recent monthly or biannual financial information accompanied by an attestation by the Chief Financial Officer)
Attestation from Chief Financial Officer (if necessary)

#### Third Item: Credit Ratings

Below is the information that you previously provided. PLEASE MAKE ANY UPDATES TO CREDIT RATINGS FOR THE RFP GUARANTOR. By submitting this form without making updates, you will be confirming that the previously provided information remains valid.

Is th		&P Global Ratings ("S&P")?	
	⊠ Yes □	No	
	RFP Guarantor's rating: Type of rating (check one):	Senior unsecured debt rating	☐ Corporate issuer rating
Is th	he RFP Guarantor rated by M	Ioody's Investors Service, Inc. ("Mo No	oody's")?
	RFP Guarantor's rating: Type of rating (check one):	Senior unsecured debt rating	Corporate issuer rating
Is th	he RFP Guarantor rated by F Yes	itch, Inc. ("Fitch")? No	
	RFP Guarantor's rating: Type of rating (check one):	Senior unsecured debt rating	☐ Corporate issuer rating

# 2.c. Information Required from RFP Bidders Relying on the Financial Standing of an RFP Principal

You previously elected a Principal as the entity on whose financial standing the RFP Bidder is relying; the RFP Bidder is submitting a Proposal under an Agency Agreement. IF THE ENTITY UPON WHOSE FINANCIAL STANDING THE RFP BIDDER IS RELYING HAS CHANGED YOU MUST USE THE STANDARD PART 1 FORM. PLEASE CONTACT THE INDEPENDENT EVALUATOR AT <a href="PECOPROCUREMENT@NERA.COM">PECOPROCUREMENT@NERA.COM</a> TO RECEIVE INSTRUCTIONS ON THE FORM THAT YOU SHOULD USE.

AN RFP BIDDER SUBMITTING A PROPOSAL UNDER AN AGENCY AGREEMENT IS REQUIRED TO PROVIDE FINANCIAL INFORMATION REGARDING THE PRINCIPAL AS WELL AS OTHER INFORMATION REGARDING THE AGENCY AGREEMENT AS SPECIFIED IN THE RFP RULES. The Independent Evaluator provided to you, along with your login credentials, the P1 Agency Certifications Insert (#P1-3) and the Agency Agreement that you submitted previously (if any).

#### First Item: Principals to the Agency Agreement

Below is the information that you previously provided. PLEASE MAKE ANY UPDATES TO THE NAME(S) OF THE PRINCIPAL(S). By submitting this form without making updates, you will be confirming that the previously provided information remains valid.

Legal Name	of Principal(s)	
[pre-popul	ated]	
Second Ite	em: Agency Agreement	
Has the Aş ⊠ Ye	gency Agreement changed since the RFP Bidder last submitted a successful Part 1 Prope No	osal?
	opy of the Agency Agreement is required. PLEASE UPLOAD ONE (1) COPY OF THE INCY AGREEMENT.	
	Agency Agreement	

#### Third Item: Principal on Whose Financial Standing the RFP Bidder is Relying

Below is the information that you previously provided regarding the Principal on whose financial standing the RFP Bidder is relying.

- If there are several Principals in the Agency Agreement, you must identify the Principal with the lowest credit rating.
- If several Principals have the same lowest credit rating, you must identify the Principal among these that also has the lowest tangible net worth.

PLEASE MAKE ANY NECESSARY UPDATES. By submitting this form without making updates, you will be confirming that the previously provided information remains valid.

[pre-populated]			
Street Address			
[pre-populated]			
[pre-populated]			
City	State	Zip Code	
[pre-populated]	[pre-populated]	[pre-populated]	
IF THE LEGAL NAME OF THE PRINCIPAL H	IAS CHANGED, MORE INFORM	IATION MAY BE REQUIRED	•
Fourth Item: Financial Information			
Financial information must be available is relying.	e for the Principal on whose	e financial standing the R	FP Bidder
WHOSE FINANCIAL STANDING THE RFP I	BIDDER IS RELYING, ıncludır	ig a balance sheet, income	statement,
<ul> <li>IF AVAILABLE, YOU MUST PROVIDE ("SEC") FORM 10-Q OR 10-K (WIDE OF THE SEC FORM 10-Q OR 10-LEMOST RECENT QUARTERLY, MON an attestation by the Chief Finance the financial statements fairly present the operations of the RFP Bidds specifically in Appendix 5 of the Ferrica or the specifically in Appendix 5 of the Ferrica or the specifically in Appendix 5 of the Ferrica or the specifically in Appendix 5 of the Ferrica or the specifically in Appendix 5 of the Ferrica or the specifically in Appendix 5 of the Ferrica or the specifical or the</li></ul>	DE THE MOST RECENT SECUL HICHEVER IS MORE RECENT) K IS UNAVAILABLE, YOU MU THLY, OR BI-ANNUAL FINAN Stial Officer (or similar positi sents in all material respects der. The requirements for RFP Rules.	TO FULFILL THIS REQUIRE UST PROVIDE THE RFP PE CIAL INFORMATION accommon) that the information conthe financial condition and this attestation are prov	EMENT; RINCIPAL'S apanied by ontained in d results of
<ul> <li>IF AVAILABLE, YOU MUST PROVIDE ("SEC") FORM 10-Q OR 10-K (WIDE OF THE SEC FORM 1</li></ul>	DE THE MOST RECENT SECUL HICHEVER IS MORE RECENT) K IS UNAVAILABLE, YOU MU THLY, OR BI-ANNUAL FINAN tial Officer (or similar positi sents in all material respects der. The requirements for	TO FULFILL THIS REQUIRE UST PROVIDE THE RFP PECIAL INFORMATION accomon) that the information conthe financial condition and this attestation are provide, most recent monthly or bi-	EMENT; RINCIPAL'S apanied by ontained in d results of

Is the Principal rated by Moody's Investors Service, Inc. ("Moody's")?  No
Principal's rating:  Type of rating ( <u>check one</u> ):  Senior unsecured debt rating  Corporate issuer rating
Is the Principal rated by Fitch, Inc. ("Fitch")?
Principal's rating:  Type of rating (check one): Senior unsecured debt rating Corporate issuer rating
Sixth Item: Certification
THE OFFICER OF THE RFP BIDDER SUBMITTING A PROPOSAL UNDER AN AGENCY AGREEMENT REQUIRED TO MAKE A CERTAIN REPRESENTATION BY COMPLETING THE P1 AGENCY CERTIFICATIO (#P1-3). The P1 Agency Certifications Insert is also labelled INSERT #P1-3.
Name of RFP Bidder
P1 AGENCY CERTIFICATIONS (PREV QUAL) INSERT (#P1-3)
<u>Please note!</u> Only RFP Bidders submitting a Proposal under an Agency Agreement are required t complete this Insert.
I, (the Officer of the RFP Bidder), certify that I have the authority to bind the Principal(s under the Agency Agreement provided with this Part 1 Proposal. I acknowledge that with the Part Proposal, the RFP Bidder will be required to submit an Officers' Certificate signed by an officer ceach Principal and substantially in the form of Appendix 6 to the RFP Rules.
Signature of Officer Date
RFP Bidders that have submitted a successful Part 1 Proposal for a prior solicitation under DSP I previously acknowledged that, with the Part 2 Proposal, the RFP Bidder will be required to submit a Officers' Certificate signed by an officer of each Principal and substantially in the form of Appendix 6 the RFP Rules.

# Seventh Item: Draft Officers' Certificate

The RFP Bidder may, but is not required to, submit a draft Officers' Certificate for evaluation. If a draft Officers' Certificate is submitted for evaluation, the Independent Evaluator will inform the RFP Bidder of any changes required.

<b>⊠</b> Yes	☐ No
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PLEA	PLEASE UPLOAD THE RFP BIDDER'S DRAFT OFFICERS' CERTIFICATE.	
		Draft Officers' Certificate

#### 3. Credit Instruments and Uniform SMA

#### First Item: Standard Pre-Bid Letter of Credit

An RFP Bidder may request modifications to the Standard Pre-Bid Letter of Credit that are non-material in nature, or that are advantageous to both PECO and the RFP Bidder.

AN RFP BIDDER REQUESTS MODIFICATIONS TO THE STANDARD PRE-BID LETTER OF CREDIT BY SUBMITTING A DRAFT PRE-BID LETTER OF CREDIT SUBSTANTIALLY IN THE FORM OF THE STANDARD PRE-BID LETTER OF CREDIT INDICATING CLEARLY ANY AND ALL MODIFICATIONS TO THE STANDARD PRE-BID LETTER OF CREDIT USING TRACKED CHANGES IN MICROSOFT WORD.

All approved modifications to the Standard Pre-Bid Letter of Credit are posted to the RFP website. Each RFP Bidder may use any of the approved modifications, regardless of whether the RFP Bidder itself or another RFP Bidder proposed the modification.

	the RFP Bidder submitting a Draft Pre-Bid Letter of Credit?  Yes   No	
	A Draft Pre-Bid Letter of Credit that is not substantially in the form of the Standard Pre-Bid Letter Credit will not be considered or evaluated. PLEASE UPLOAD THE DRAFT PRE-BID LETTER OF CRED Draft Pre-Bid Letter of Credit	
<u>Sec</u>	cond Item: Standard Post-Bid Letter of Credit	
	RFP Bidder may request modifications to the Standard Post-Bid Letter of Credit that are non-materia ture, or that are advantageous to both PECO and the RFP Bidder.	ıl in
sui Po	RFP BIDDER REQUESTS MODIFICATIONS TO THE STANDARD POST-BID LETTER OF CREDIT BMITTING A DRAFT POST-BID LETTER OF CREDIT SUBSTANTIALLY IN THE FORM OF THE STANDARD ST-BID LETTER OF CREDIT INDICATING CLEARLY ANY AND ALL MODIFICATIONS TO THE STANDARD ST-BID LETTER OF CREDIT USING TRACKED CHANGES IN MICROSOFT WORD.	ARD
RF	l approved modifications to the Standard Post-Bid Letter of Credit are posted to the RFP website. Et Bidder may use any of the approved modifications, regardless of whether the RFP Bidder itself other RFP Bidder proposed the modification.	
	the RFP Bidder submitting a Draft Post-Bid Letter of Credit?  Yes   \text{No}	
	A Draft Post-Bid Letter of Credit that is not substantially in the form of the Standard Post-Bid Lette Credit will not be considered or evaluated. PLEASE UPLOAD THE DRAFT POST-BID LETTER CREDIT.	
	Draft Post-Bid Letter of Credit	

#### **Third Item:** Standard Guaranty

An RFP Bidder may request modifications to the Standard Guaranty that are non-material in nature, or that are advantageous to both PECO and the RFP Bidder.

AN RFP BIDDER REQUESTS MODIFICATIONS TO THE STANDARD GUARANTY BY SUBMITTING A DRAFT GUARANTY SUBSTANTIALLY IN THE FORM OF THE STANDARD GUARANTY INDICATING CLEARLY ANY AND ALL MODIFICATIONS TO THE STANDARD GUARANTY USING TRACKED CHANGES IN MICROSOFT WORD.

All approved modifications to the Standard Guaranty are posted to the RFP website. Each RFP Bidder may use any of the approved modifications, regardless of whether the RFP Bidder itself or another RFP Bidder proposed the modification.

Is the RFP Bidder submitting a Draft Guaranty?  ☑ Yes ☐ No
A Draft Guaranty that is not substantially in the form of the Standard Guaranty will not be considered or evaluated. PLEASE UPLOAD THE DRAFT GUARANTY.
Draft Standard Guaranty
Fourth Item: Information to Prepare the Uniform SMA and Its Exhibits
Is the RFP Bidder a Default Supplier serving tranches won in a solicitation under DSP IV?  Yes No  If Yes, please proceed to the Section 4.  If No, please provide the information required by this section.
RFP BIDDERS ARE ASKED TO PROVIDE ALL INFORMATION NEEDED TO PREPARE THE UNIFORM SMA AND ITS EXHIBITS. AN RFP BIDDER THAT DOES NOT PROVIDE THIS INFORMATION MUST INSTEAD SUBMIT AN ACKNOWLEDGMENT SIGNED BY THE OFFICER OF THE RFP BIDDER.
Is the RFP Bidder providing information to prepare the Uniform SMA at this time?  \[ \sum \text{Yes}  \sum \text{No} \]
Yes THE RFP BIDDER PROVIDES THE INFORMATION TO PREPARE THE UNIFORM SMA AND ITS EXHIBITS BY COMPLETING THE UNIFORM SMA INSERT. The Uniform SMA Insert is also labelled INSERT #P1-4.
The Independent Evaluator provided to you, along with your login credentials, the Uniform SMA Insert that you submitted previously. You may make any updates to this document. By submitting this form of the Uniform SMA Insert (#P1-4) without making updates, you will be confirming that the previously provided information remains valid.
Name of RFP Bidder

∅ UNIFORM SMA INSERT (#P1-4)	
Please note! RFP Bidders must submit one (but ONLY one) of Insert #P1-4 and Insert #P1-5.	
Under Section 5.4(a)(i) of the Uniform SMA, the DS Supplier may, in its sole discretion, add the following subsection 5.4(a)(i) by indicating yes or no below.	
5.4(a)(i) For the purposes of such determination, the DS Supply provided for under this Agreement for the period following the Early Termination Date through the remainder of the term of this Agreement shall be deemed to be those quantity amounts that would have been delivered on an hourly basis, had this Agreement been in effect during the previous calendar year adjusted for such DS Load changes as may have occurred since the previous calendar year.	
Do you intend for subsection 5.4(a)(i) to be included as part of the Uniform SMA?  Yes  No	
2. The information that you provide below will be used to complete Exhibit 2 (Form of Notice) to the Uniform SMA. If any of the information requested below is unavailable, please enter N/A in the corresponding fields.	
(a) All Notices:	
First Name Last Name	
Street Address	
City State Zip Code	
Phone No. Fax No.	
DUNS Federal Tax I.D. Number	
(b) Invoices:	
ATTN: First Name Last Name Phone No. Fax No.	
(c) Schedule:	
First Name Last Name	

	Phone No. Fax No.
(d)	Payments:  ATTN: First Name  Last Name  Phone No.  Fax No.
(e)	Wire Transfer:  **Bank***  ABA***  **ACCT***  **ACCT***  **ACCT***  **ACCT**  **ACCT*  **ACCT*
(f)	Credit and Collections:  ATTN: First Name  Last Name  Phone No.  Fax No.
(g)	Additional Notices of an Event of Default to:  ATTN: First Name Last Name Phone No. Fax No.

No No

THE OFFICER OF THE RFP BIDDER PROVIDES THE REQUIRED ACKNOWLEDGMENT BY COMPLETING THE DELAY (SMA) INSERT. The Delay (SMA) Insert is also labelled INSERT #P1-5.

 Name of RFP Bidder	
Ø DELAY (SMA) INSERT (#P1-5)	
Please note! RFP Bidders must submit one (but ONLY one) of Insert #P1-4 and Insert #P1-5.	
I, (the Officer of the RFP Bidder), acknowledge that, if the Independent Evaluator notifies the RFP Bidder that the Independent Evaluator is identifying one or more of the RFP Bidder's Bids to the Commission as winning Bids, the RFP Bidder must provide all information required by the Uniform SMA Insert (#P1-4) by 12 PM (noon) EPT on the day after such notification is received.	
Signature of Officer Date	

### 4. Representations

The Officer of the RFP Bidder must make a number of representations and certifications, which may include any or all of those detailed in Paragraphs IV.4.1, IV.4.2, and IV.4.3 of the RFP Rules. Is the RFP Bidder a Default Supplier serving tranches won in a solicitation under DSP IV? ☐ Yes No X Yes THE OFFICER OF THE RFP BIDDER MAKES SUCH CERTIFICATIONS BY COMPLETING THE P1 CERTIFICATIONS (A) INSERT. The P1 Certifications (Default Supplier) Insert is also labelled INSERT #P16. THE SIGNATURE OF THE OFFICER OF THE RFP BIDDER MUST BE NOTARIZED. Name of RFP Bidder P1 CERTIFICATIONS (A) INSERT (#P1-6) An RFP Bidder found to be acting in concert with another RFP Bidder may be disqualified by the **Independent Evaluator.** I certify that: **(1)** I am an officer, a director, or an individual otherwise authorized to undertake contracts (including the PECO Energy Company - Pennsylvania Default Service Supplier Master Agreement) and bind the RFP Bidder. (2) All information provided in this Part 1 Proposal is true and accurate to the best of my knowledge and belief. (3) If, for any reason or due to any circumstance, any information provided in this Part 1 Proposal changes or any previous certification fails to remain valid before the sixth business day after the Bid Date, I or the Representative will notify the Independent Evaluator of such changes as soon as practicable but in no event later than one (1) day before the Bid Date. (4) This Part 1 Proposal will remain valid and remain in full force and effect until six (6) business days after the Bid Date. (5) The RFP Bidder is not part of a bidding agreement, a joint venture for purposes of participating in any solicitation for this RFP, a bidding consortium, or any other type of agreement related to bidding in any solicitation of this RFP.

Signature of Officer	Date
Printed Name	Date
Signature and Seal from Notary Public	Date

No No

THE OFFICER OF THE RFP BIDDER MAKES SUCH CERTIFICATIONS BY COMPLETING THE P1 CERTIFICATIONS (A) INSERT AND P1 CERTIFICATIONS (C) INSERT. These inserts are also labelled INSERT #P1-6 and INSERT #P1-8, respectively.

THE SIGNATURE OF THE OFFICER OF THE RFP BIDDER MUST BE NOTARIZED.

Name of RFP Bidder

# P1 CERTIFICATIONS (A) INSERT (#P1-6)

An RFP Bidder found to be acting in concert with another RFP Bidder may be disqualified by the Independent Evaluator.

I certify that:

- (6) I am an officer, a director, or an individual otherwise authorized to undertake contracts (including the PECO Energy Company Pennsylvania Default Service Supplier Master Agreement) and bind the RFP Bidder.
- (7) All information provided in this Part 1 Proposal is true and accurate to the best of my knowledge and belief.
- (8) If, for any reason or due to any circumstance, any information provided in this Part 1 Proposal changes or any previous certification fails to remain valid before the sixth business day after the Bid Date, I or the Representative will notify the Independent Evaluator of such changes as soon as practicable but in no event later than one (1) day before the Bid Date.
- (9) This Part 1 Proposal will remain valid and remain in full force and effect until six (6) business days after the Bid Date.
- (10) The RFP Bidder is not part of a bidding agreement, a joint venture for purposes of participating in

any solicitation for this RFP, a bidding consortium, of in any solicitation of this RFP.	or any other type of agreement related to bidding
Signature of Officer	Date
Printed Name	 Date
Signature and Seal from Notary Public	Date

Name of RFP Bidder



# P1 CERTIFICATIONS (C) INSERT (#P1-8)

An RFP Bidder found to be acting in concert with another RFP Bidder may be disqualified by the Independent Evaluator.

I certify that:

- (1) The RFP Bidder has no actions at law, suits in equity, proceedings or claims pending or, to the RFP Bidder's knowledge, threatened against it before any federal, state, foreign or local court, tribunal or governmental agency or authority that might materially delay, prevent or hinder the RFP Bidder's performance of its obligations under the Uniform SMA.
- (2) The RFP Bidder is not bankrupt or insolvent and there are no proceedings pending or being contemplated by it or, to its knowledge, threatened against it which would result in it being or becoming bankrupt or insolvent.
- (3) If the Independent Evaluator notifies the RFP Bidder that the Independent Evaluator is identifying one or more of the RFP Bidder's Bids to the Commission as winning Bids, all information required for the preparation of the Uniform SMA and its Exhibits must be submitted and complete by 12 PM (noon) EPT on the day after such notification is received.

Signature of Officer	Date
Printed Name	 Date
Signature and Seal from Notary Public	Date

# 5. Foreign RFP Bidders and Foreign Entities

Is the RFP Bidder a Foreign Entity, or is the RFP Bidder relying on the financial standing of a Foreign
Entity as RFP Guarantor, or is the RFP Bidding submitting a Proposal under an Agency Agreement with
a Foreign Entity as Principal?_

☐ Yes ☐ No

**Yes** 

AN RFP BIDDER THAT IS A FOREIGN RFP BIDDER, OR THAT IS RELYING ON THE FINANCIAL STANDING OF A FOREIGN ENTITY AS RFP GUARANTOR, OR RFP BIDDERS SUBMITTING A PROPOSAL UNDER AN AGENCY AGREEMENT WITH A FOREIGN ENTITY AS PRINCIPAL IS REQUIRED TO PROVIDE ADDITIONAL INFORMATION AS SPECIFIED IN THE SECTION IV.5 OF THE RFP RULES BY COMPLETING THE APPLICABLE INSERT AND UPLOADING ASSOCIATED DOCUMENTS BELOW. An RFP Bidder that is a Foreign RFP Bidder is required to complete the P1 Foreign Bidder Insert, also labelled INSERT #P1-10. An RFP Bidder relying on the financial standing of a Foreign RFP Guarantor is required to complete the P1 Foreign Guarantor Insert, also labelled INSERT #P1-11. An RFP Bidder submitting a Proposal under an Agency Agreement with a Foreign Entity as Principal is required to complete the P1 Foreign Principal Insert, also labelled INSERT #P1-12.

Ø	Insert (P1 Foreign Bidder Insert #P1-10, P1 Foreign Guarantor Insert #P1-11, OR P1 Foreign Principal Insert #P1-12)
	Additional Evidence of Creditworthiness
	Additional Evidence of Creditworthiness
	Draft legal opinion
	Draft sworn certificate
	Draft sworn certificate

Name of RFP Bidder



# P1 FOREIGN BIDDER INSERT (#P1-10)

Please note! ONLY Foreign RFP Bidders are required to submit this Insert.

First Item: Evidence of Creditworthiness

In addition to supplying all required information and documents elsewhere in the online Part 1 Form, a Foreign RFP Bidder may provide any additional evidence of creditworthiness for the Foreign RFP Bidder so as to provide PECO with comparable assurances of creditworthiness as is applicable for an entity that has been incorporated or otherwise formed under the laws of a state of the United States or of the District of Columbia.

Are you submitting additional evidence of creditworthiness for the Foreign RFP Bidder? $\square$ Yes					
PLEASE UPLOAD SUCH ADDITIONAL EVIDENCE OF CREDITWORTHINESS IN THE SPACES RESERVED FOR THAT PURPOSE IN THE ONLINE PART 1 FORM.					
Second Item: Acknowledgment					
THE OFFICER OF THE RFP BIDDER MUST MAKE THE FOLLOWING REPRESENTATION.					
I, (the Officer of the RFP Bidder), acknowledge that the following additional documents are required with the Part 2 Proposal: (i) a legal opinion of outside counsel qualified to practice in the foreign jurisdiction in which the Foreign RFP Bidder is incorporated or otherwise formed that the Uniform SMA is, or upon the completion of execution formalities will become, the binding obligation of the Foreign RFP Bidder in the jurisdiction in which it has been incorporated or otherwise formed; (ii) the sworn certificate of the corporate secretary (or similar officer) of such Foreign RFP Bidder that the person executing the Uniform SMA on behalf of the Foreign RFP Bidder has the authority to execute the Uniform SMA and that the governing board of such Foreign RFP Bidder has approved the execution of the Uniform SMA; and (iii) the sworn certificate of the corporate secretary (or similar officer) of such Foreign RFP Bidder that the Foreign RFP Bidder has been authorized by its governing board to enter into agreements of the same type as the Uniform SMA.					
Signature of Officer Date					
Third Item: Draft Documents					
The Officer of the RFP Bidder has acknowledged in the immediately preceding certifications that additional documents are required with the Part 2 Proposal. THE RFP BIDDER MAY, BUT IS NOT REQUIRED TO, SUBMIT A DRAFT OF THESE DOCUMENTS BY UPLOAD TO THE ONLINE PART 1 FORM.					
Are you submitting a draft of any of these additional documents for evaluation?  \[ \sum \text{Yes}  \text{No} \]					
PLEASE UPLOAD ANY SUCH DOCUMENTS IN THE SPACES RESERVED FOR THAT PURPOSE IN THE ONLINE PART 1 FORM.					
Name of RFP Bidder					
Ø P1 FOREIGN GUARANTOR INSERT (#P1-11)					
<u>Please note!</u> ONLY RFP Bidders relying on a Foreign RFP Guarantor are required to submit this Insert.					

First Item: Evidence of Creditworthiness						
In addition to supplying all required information and documents elsewhere in the online Part 1 Form, an RFP Bidder relying on the financial standing of a Foreign RFP Guarantor may provide any additional evidence of creditworthiness for the Foreign RFP Guarantor so as to provide PECO with comparable assurances of creditworthiness as is applicable for an entity that has been incorporated or otherwise formed under the laws of a state of the United States or of the District of Columbia.						
Are you submitting additional evidence of creditworthiness for the Foreign RFP Guarantor?  No						
PLEASE UPLOAD SUCH ADDITIONAL EVIDENCE OF CREDITWORTHINESS IN THE SPACES RESERVED FOR THAT PURPOSE IN THE ONLINE PART 1 FORM.						
Second Item: Acknowledgment						
THE OFFICER OF THE RFP BIDDER MUST MAKE THE FOLLOWING REPRESENTATION.						
I, (the Officer of the RFP Bidder), acknowledge that the following additional documents are required with the Part 2 Proposal for the Foreign Entity as RFP Guarantor to be granted unsecured credit and for the RFP Bidder to rely on the financial standing of the RFP Guarantor under the terms of the Uniform SMA: (i) a legal opinion of outside counsel qualified to practice in the foreign jurisdiction in which the RFP Guarantor is incorporated or otherwise formed that the guaranty pursuant to the Uniform SMA is, or upon the completion of execution formalities will become, the binding obligation of the RFP Guarantor in the jurisdiction in which it has been incorporated or otherwise formed; and (ii) the sworn certificate of the corporate secretary (or similar officer) of such RFP Guarantor that the person executing the guaranty pursuant to the Uniform SMA on behalf of the RFP Guarantor has the authority to execute the guaranty pursuant to the Uniform SMA and that the governing board of such RFP Guarantor has approved the execution of the guaranty pursuant to the Uniform SMA; and (iii) the sworn certificate of the corporate secretary (or similar officer) of such RFP Guarantor that the RFP Guarantor has been authorized by its governing board to enter into agreements of the same type as the guaranty pursuant to the Uniform SMA.						
Signature of Officer Date						
Third Item: Draft Documents						
The Officer of the RFP Bidder has acknowledged in the immediately preceding certifications that additional documents are required with the Part 2 Proposal for unsecured credit to be granted under the terms of the Uniform SMA. The RFP BIDDER MAY, BUT IS NOT REQUIRED TO, SUBMIT A DRAFT OF THESE DOCUMENTS BY UPLOAD TO THE ONLINE PART 1 FORM.						
Are you submitting a draft of any of these additional documents for evaluation?  No						
PLEASE UPLOAD ANY SUCH DOCUMENTS IN THE SPACES RESERVED FOR THAT PURPOSE IN THE ONLINE						

PART 1 FORM.					
Name of RFP Bidder					
P1 FOREIGN PRINCIPAL INSERT (#P1-12)					
Please note! ONLY RFP Bidders submitting a Proposal under an Agency Agreement with a Foreign Entity as Principal are required to submit this Insert.					
First Item: Evidence of Creditworthiness					
In addition to supplying all required information and documents elsewhere in the online Part 1 Form, an RFP Bidder submitting a Proposal under an Agency Agreement with a Foreign Entity as RFP Principal may provide any additional evidence of creditworthiness for the RFP Principal so as to provide PECO with comparable assurances of creditworthiness as is applicable for an entity that has been incorporated or otherwise formed under the laws of a state of the United States or of the District of Columbia.					
Are you submitting additional evidence of creditworthiness for the Foreign Principal?  No					
PLEASE UPLOAD SUCH ADDITIONAL EVIDENCE OF CREDITWORTHINESS IN THE SPACES RESERVED FOR THAT PURPOSE IN THE ONLINE PART 1 FORM.					
Second Item: Acknowledgment					
THE OFFICER OF THE RFP BIDDER MUST MAKE THE FOLLOWING REPRESENTATION.					
I, (the Officer of the RFP Bidder), acknowledge that the following additional documents are required with the Part 2 Proposal: (i) a legal opinion of outside counsel qualified to practice in the foreign jurisdiction in which the Principal is incorporated or otherwise formed that the Uniform SMA is, or upon the completion of execution formalities will become, the binding obligation of the Principal in the jurisdiction in which it has been incorporated or otherwise formed; and (ii) the sworn certificate of the corporate secretary (or similar officer) of such Principal that the Principal has been authorized by its governing board to enter into agreements of the same type as the Uniform SMA.					
Signature of Officer Date					
Third Item: Draft Documents					
The Officer of the RFP Bidder has acknowledged in the immediately preceding certifications that additional documents are required with the Part 2 Proposal. THE RFP BIDDER MAY, BUT IS NOT REQUIRED TO, SUBMIT A DRAFT OF THESE DOCUMENTS BY UPLOAD TO THE ONLINE PART 1 FORM.					

Are you submitting a draft of any of these additional documents for evaluation?

☐ Yes ☐ No				
PLEASE UPLOAD ANY SUCH DOCUMENTS IN THE SPACES RESERVED FOR THAT PURPOSE IN THE ONLINE PART 1 FORM.				
$\boxtimes$ No				
The requirements of this section do not apply to you.				

## 6. Justification of Omissions

If you are unable to provide all documents or information required with this online Part 1 Form, please

If you are providing additional documents, such as providing the Part 2 Form certifications for early processing, please use the spaces below to upload these documents.

0	File upload
0	File upload
10	File upload