# APPENDIX 3 – ILLUSTRATIVE STANDARD 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").

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 this 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.

#### STANDARD PART 1 FORM

## 1. Contact Information and Representations

First Item: Name and Address of the RFP Bidder

PLEASE PROVIDE THE RFP BIDDER'S LEGAL NAME AND ADDRESS.

Legal Name of RFP Bidder			
Street Address			
City	State	Zip Code	

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.

PLEASE PROVIDE THE NAME AND CONTACT INFORMATION FOR THE OFFICER OF THE RFP BIDDER.

First Name	Last Nar	ne		
Title				
Street Address				
City		State		Zip Code
Business Phone No.	Cell Phone No.	Emai	l Address	

## Third Item: Representative of the RFP Bidder

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

PLEASE PROVIDE THE NAME AND CONTACT INFORMATION FOR THE REPRESENTATIVE OF THE RFP BIDDER. The Officer of the RFP Bidder may also serve as the Representative.

rst Name		Last Name			
tle					
reet Address					
ty			State		Zip Code
ssiness Phone No.	Cell Phone	₹ No.		Email Address	
Name of RFP Bidder  Due to emergence	CY MEASURES 1	ENACTED IN	THE WAKI	c of COVID-1	19, THE INDEPENDENT
EVALUATOR IS ACCI					
This Insert may be:					
or • Submitted wi	ed, scanned, and ith a digital sigr dentity of the sigr	nature along			ent or information that
Electronic signatures entered through soft					
	IVE INSERT (#	#P1-1)			

THE OFFICER OF THE RFP BIDDER MUST DESIGNATE THE INDIVIDUAL WHOSE CONTACT INFORMATION IS PROVIDED IN THE ONLINE PART 1 FORM AS THE REPRESENTATIVE.
I, (the Officer of the RFP Bidder), hereby designate (name of the Representative) to serve as the Representative of the RFP Bidder.
Signature of Officer Date
Fourth Item: Nominees
The Independent Evaluator provides notifications to the RFP Bidder by email and provides documents needs for participation by secure file transfer. Any such notification will be deemed received by the RFP Bidder that time of delivery or transmission, provided that where delivery or transmission occurs after 6 PM on 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 materials and the such a designation at any time during the solicitation.
Is the RFP Bidder designating Nominees at this time?  Yes  No

THE REPRESENTATIVE OF THE RFP BIDDER OR THE OFFICER OF THE RFP BIDDER DESIGNATES NOMINEES BY COMPLETING THE NOMINEE INSERT. The Nominee Insert is also labelled INSERT #P1-2. Name of RFP Bidder DUE TO EMERGENCY MEASURES ENACTED IN THE WAKE OF COVID-19, THE INDEPENDENT EVALUATOR IS ACCEPTING DIGITALLY SIGNED INSERTS. This Insert may be: *Printed, signed, scanned, and uploaded to the online Part 1 Form;* Submitted with a digital signature along with an additional document or information that verifies the identity of the signatory. Electronic signatures (e.g., a picture of an individual signature by opposition to a digital signature entered through software such as that offered by DocuSign) are not acceptable. **NOMINEE INSERT (#P1-2)** Please note! This insert is optional. (the Officer of the RFP Bidder or the Representative of the RFP Bidder), authorize the individuals whose contact details are immediately below to receive communications from the Independent Evaluator and to act on behalf of the RFP Bidder during the Proposal submission process. Signature Date Contact Information for Nominee #1 First Name Last Name TitleBusiness Phone No. Cell Phone No. Email Address Contact Information for Nominee #2 First Name Last Name Title

Business Phone No.	Cell Phone No.	Email Address	
Contact Information for Non	ninee #3		
First Name	Last Name		
Tidle			
Title			
Business Phone No.	Cell Phone No.	Email Address	
Notes (optional)			
		here, such as the period during which	ı a
particular individual will act	as Nominee or the indivi	idual that a Nominee is replacing.	
) Financial Deguinamenta	and Aganar Agasama		
2. Financial Requirements	and Agency Agreeme	ents	
First Item: Agency Agreement			
s the RFP Bidder submitting a	a Proposal under an Age No	ency Agreement?	
	_ 140		
If Yes, the RFP Bidder must responding to the next item.	elect a Principal as the	entity on whose financial standing	it is relying in
Second Item: Election of Entity	on Whose Financial Sta	nding the RFP Bidder Is Relying	
Drawer are an area Ermann		DED Drawn at DED	C DELVING AC
PLEASE SELECT THE ENTITY REQUIRED BY PARAGRAPH IV.2	UPON WHOSE FINANCI 2.1 OF THE RFP RULES:	AL STANDING THE REP BIDDER I	S RELIING AS

#### 2.a. Financial and Credit Requirements

The RFP Bidder is the entity on whose financial standing the RFP Bidder is relying.

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.

Most recent quarterly financial information (or, if unavailable, most recent monthly or biannual financial information accompanied by an attestation by the Chief Financial Officer)  IF THE INFORMATION IS UNAVAILABLE, PLEASE SO STATE IN THE JUSTIFICATION OF OMISSIONS SECTION.
Attestation from Chief Financial Officer if necessary.

Second Item: Credit Ratings

PLEASE PROVIDE ALL AVAILABLE CREDIT RATINGS FOR THE RFP BIDDER.

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

	RFP Bidder's rating: Type of rating (check one):	Senior unsecured debt rating	☐ Corporate issuer rating
2.b.	Financial and Credit Requi	irements	
The 1	RFP Bidder is relying on financia	al standing of an RFP Guarantor.	
<u>First</u>	Item: Name and Address of RF	P Guarantor	
PLEA	ASE PROVIDE THE LEGAL NAME A	AND ADDRESS OF THE RFP GUAR	RANTOR.
Legal	Name of RFP Guarantor		
G			
Street	Address		
City		State	Zip Code
<u>Seco</u>	nd Item: Financial Information		
Fina	ncial information must be avai	lable for the RFP Guarantor.	
	ding a balance sheet, income state IF AVAILABLE, YOU MUST PR ("SEC") FORM 10-Q OR 10-F IF THE SEC FORM 10-Q OR MOST RECENT QUARTERLY, M	ement, cash flow statement, and a OVIDE THE MOST RECENT SECU (WHICHEVER IS MORE RECENT 10-K IS UNAVAILABLE, YOU MU IONTHLY, OR BI-ANNUAL FINANC	MATION FOR THE RFP GUARANTO any accompanying notes and schedul RITIES AND EXCHANGE COMMISSION TO FULFILL THIS REQUIREMENT; ST PROVIDE THE RFP GUARANTOIS TAL INFORMATION accompanied by that the information contained in the statement of the state

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

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

Third Item: Credit Ratings

Appendix 5 of the RFP Rules.

PLEASE PROVIDE THE CREDIT RATINGS FOR THE RFP GUARANTOR.

Attestation from Chief Financial Officer (if necessary)

s the RFP Guarantor rated by S&F	g ,	
RFP Guarantor's rating: Type of rating (check one):	Senior unsecured debt rating	☐ Corporate issuer rating
the RFP Guarantor rated by Mod  Yes	•	loody's")?
RFP Guarantor's rating: Type of rating (check one):	Senior unsecured debt rating	☐ Corporate issuer rating
the RFP Guarantor rated by Fitch	· ·	
RFP Guarantor's rating: Type of rating (check one):	Senior unsecured debt rating	☐ Corporate issuer rating
.c. Financial and Credit Requ	irements	
he RFP Bidder is submitting a Prop Principal.	oosal under an Agency Agreemen	t and is relying on financial stand
irst Item: Principals to the Agency	Agreement	
LEASE PROVIDE THE LEGAL NAME	OF ALL PRINCIPALS UNDER THE	AGENCY AGREEMENT.
egal Name of Principal(s)		
Second Item: Agency Agreement		
A copy of the Agency Agreement is BY UPLOAD TO THE ONLINE PART 1		1) COPY OF THE AGENCY AGREE
Agency Agreeme	nt	

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

#### PLEASE IDENTIFY THE RFP 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.

The Principal on whose financial standing the RFP Bidder is relying is referred to as the "RFP Principal".

Name of RFP Principal		
Street Address		
City	State	Zip Code

Fourth Item: Financial Information

PLEASE PROVIDE THE MOST RECENT QUARTERLY FINANCIAL INFORMATION FOR THE RFP PRINCIPAL, 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 PRINCIPAL'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)

Fifth Item: Credit Ratings

PLEASE PROVIDE THE CREDIT RATINGS FOR THE RFP PRINCIPAL.

Is the RFP Principal rated by	y S&P Global Ratings ("S&P")?
<b>∑</b> Yes	□ No

Type of rating ( <u>check one</u> ):	Senior unsecured debt rating	☐ Corporate issuer rating
e RFP Principal rated by Mood Yes   No	y's Investors Service, Inc. ("Mod	ody's")?
RFP Principal's rating: Type of rating (check one):	Senior unsecured debt rating	☐ Corporate issuer rating
e RFP Principal rated by Fitch,  Yes	· ·	
RFP Principal's rating: Type of rating ( <u>check one</u> ):	Senior unsecured debt rating	☐ Corporate issuer rating
a Item: Agency Certifications		
	MUST CERTIFY TO HAVING AUTHORS' CERTIFICATE MUST BE SIGNAL CONTROL OF THE STATE OF	NED BY COMPLETING THE AG
	ey Certifications insert is also fac	elled INSERT #P1-3.
ne of RFP Bidder	ey Certifications insert is also fat	elled INSERT #P1-3.
me of RFP Bidder  DUE TO EMERGENCY MEASURE  EVALUATOR IS ACCEPTING DIGIT	CS ENACTED IN THE WAKE OF	
OUE TO EMERGENCY MEASURE	CS ENACTED IN THE WAKE OF	
DUE TO EMERGENCY MEASURE EVALUATOR IS ACCEPTING DIGIT This Insert may be:  • Printed, signed, scanned, of or	ES ENACTED IN THE WAKE OF CALLY SIGNED INSERTS.  and uploaded to the online Part 1  signature along with an addition	COVID-19, THE INDEPENDEN

Ø P1 AGENCY CERTIFICATIONS INSERT (#P1-3)
<u>Please note!</u> Only RFP Bidders submitting a Proposal under an Agency Agreement are required to submit this Insert.
THE OFFICER OF THE RFP BIDDER MUST MAKE THE FOLLOWING REPRESENTATION.
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 2 Proposal, the RFP Bidder will be required to submit an Officers' Certificate signed by an officer of each Principal and substantially in the form of Appendix 6 to the RFP Rules.
Signature of Officer Date
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 the changes required.
s the RFP Bidder submitting a draft Officers' Certificate?  Yes  \text{No}
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.

ne RFP Bidder submitting a Draft Pre-Bid Letter of Credit?  Yes   \text{No}	
A Draft Pre-Bid Letter of Credit that is not substantially in the form of the Standard Pre-Bid Letter of Credit will not be considered or evaluated. PLEASE UPLOAD THE DRAFT PRE-BID LETTER OF CREDIT.	
Draft Pre-Bid Letter of Credit	

#### Second Item: Standard Post-Bid Letter of Credit

An RFP Bidder may request modifications to the Standard Post-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 POST-BID LETTER OF CREDIT BY SUBMITTING A DRAFT POST-BID LETTER OF CREDIT SUBSTANTIALLY IN THE FORM OF THE STANDARD POST-BID LETTER OF CREDIT INDICATING CLEARLY ANY AND ALL MODIFICATIONS TO THE STANDARD

POST-BID LETTER OF CREDIT USING TRACKED CHANGES IN MICROSOFT WORD.
All approved modifications to the Standard Post-Bid Letter of Credit are posted to the RFP website. E RFP Bidder may use any of the approved modifications, regardless of whether the RFP Bidder itself or anot RFP Bidder proposed the modification.
Is the RFP Bidder submitting a Draft Post-Bid Letter of Credit?  ☑ Yes ☐ No

	bstantially in the form of the Standard Post-Bid Letter PLEASE UPLOAD THE DRAFT POST-BID LETTER OF
Draft Post-Bid Letter of Cred	it

#### 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.

he RFP Bidder submitting a Draft Guaranty? Yes  \text{No}		
A Draft Guaranty that is not substantially in the form of the Standard Guaranty will not be consider or evaluated. <b>PLEASE UPLOAD THE DRAFT GUARANTY.</b>		
Draft Guaranty		

#### Fourth Item: Information to Prepare the Uniform SMA and Its Exhibits

In accordance with Paragraph IV.3.4 of the RFP Rules, THE **RFP BIDDER IS ASKED TO PROVIDE THE FOLLOWING INFORMATION TO PREPARE THE UNIFORM SMA**:

- any elections to be made in the Uniform SMA;
- contact information required to prepare the Form of Notice, which is included as Exhibit 2 to the Uniform SMA; and
- any additional information required to prepare the Uniform SMA and its Exhibits.

**The RFP Bidder must either**: (i) provide the requested information to prepare the Uniform SMA at this time; **or**: (ii) submit an acknowledgment signed by the Officer of the RFP Bidder 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 required information by 12 PM (noon) EPT on the day after such notification is received.

Ye	es Ves	roviding information to prepare the Uniform SMA at this time?  No  PROVIDES THE INFORMATION TO PREPARE THE UNIFORM SMA BY COMPLETING
		SERT. The Uniform SMA Insert is also labelled INSERT #P1-4.
Nam	ne of RFP Bidder	
<i>y</i> Dlo		BMA INSERT (#P1-4)  Bidders must submit one (but ONLY one) of Insert #P1-4 and Insert #P1-5.
1.	Under Secti	on 5.4(a)(1) of the Uniform SMA, the DS Supplier may, in its sole discretion, add the absection 5.4(a)(1) by indicating yes or no below.
	Agre the t been cale	(1) For the purposes of such determination, the DS Supply provided for under this element for the period following the Early Termination Date through the remainder of this Agreement shall be deemed to be those quantity amounts that would have a delivered on an hourly basis, had this Agreement been in effect during the previous andar year adjusted for such DS Load changes as may have occurred since the previous andar year.
	Do you inte  ☐ Yes	nd for subsection 5.4(a)(1) to be included as part of the Uniform SMA?
2.	Uniform SN	ation that you provide below will be used to complete Exhibit 2 (Form of Notice) to the MA. If any of the information requested below is unavailable, please 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:
	ATTN: 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
(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		
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		
DUE TO EMERGENCY MEASURES ENACTED IN THE WAKE OF COVID-19, THE INDEPENDENT EVALUATOR IS ACCEPTING DIGITALLY SIGNED INSERTS.		
This Insert may be:  • Printed, signed, scanned, and uploaded to the online Part 1 Form;		
<ul> <li>Submitted with a digital signature along with an additional document or information that verifies the identity of the signatory.</li> </ul>		
Electronic signatures (e.g., a picture of an individual signature by opposition to a digital signature entered through software such as that offered by DocuSign) are not acceptable.		
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. Regulatory Representations

First Item: Representations by the Officer of the RFP Bidder

The Officer of the RFP Bidder must make a number of certifications as detailed in the RFP Rules. **THE OFFICER OF THE RFP BIDDER MAKES SUCH CERTIFICATIONS BY COMPLETING THE P1 CERTIFICATIONS A INSERT.** The P1 Certifications A Insert is also labelled INSERT #P1-6.

Name of RFP Bidder

DUE TO EMERGENCY MEASURES ENACTED IN THE WAKE OF COVID-19, THE INDEPENDENT EVALUATOR IS ACCEPTING DIGITALLY SIGNED INSERTS.

This Insert may be:

- Printed, signed, notarized, scanned, and uploaded to the online Part 1 Form; or
- Submitted with a digital signature along with an additional document or information that verifies the identity of the signatory. If digitally signed, the signature line for the Notary Public may be left blank.

Electronic signatures (e.g., a picture of an individual signature by opposition to a digital signature entered through software such as that offered by DocuSign) are not acceptable.

## 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 in any solicitation for this RFP, a bidding consortium bidding in any solicitation of this RFP.	
	Signature of Officer	Date
	Printed Name	Date
	Signature and Seal from Notary Public	Date

Second Item: Additional Representations for RFP Bidders that have not previously qualified

The Officer of the RFP Bidder must make a number of certifications as detailed in the RFP Rules. **THE OFFICER OF THE RFP BIDDER MAKES SUCH CERTIFICATIONS BY COMPLETING THE P1 CERTIFICATIONS B INSERT.** The P1 Certifications B Insert is also labelled INSERT #P1-7.

Name of RFP Bidder

DUE TO EMERGENCY MEASURES ENACTED IN THE WAKE OF COVID-19, THE INDEPENDENT EVALUATOR IS ACCEPTING DIGITALLY SIGNED INSERTS.

This Insert may be:

- Printed, signed, notarized, scanned, and uploaded to the online Part 1 Form;
- Submitted with a digital signature along with an additional document or information that verifies the identity of the signatory. If digitally signed, the signature line for the Notary Public may be left blank.

Electronic signatures (e.g., a picture of an individual signature by opposition to a digital signature entered through software such as that offered by DocuSign) are not acceptable.

# P1 CERTIFICATIONS (B) INSERT (#P1-7)

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

I certify that:

(1) (2) (3) (4)	I understand the terms of the Uniform SMA. The Uniform SMA without modifications, and the RFI the Transaction Confirmation(s) for all Bids approx The submission of this Part 1 Proposal constitut acceptance of all the terms and conditions of the RFI or the outcome of such Proposal.  The RFP Bidder has no actions at law, suits in equ RFP Bidder's knowledge, threatened against it bet tribunal or governmental agency or authority that RFP Bidder's performance of its obligations under The RFP Bidder is not bankrupt or insolvent and contemplated by it or, to its knowledge, threatened becoming bankrupt or insolvent.	P Bidder will execute the Uniform SMA and yed by the Commission.  The set he RFP Bidder's acknowledgement and P, regardless of the outcome of the solicitation with the proceedings or claims pending or, to the fore any federal, state, foreign or local court, might materially delay, prevent or hinder the the Uniform SMA.  The there are no proceedings pending or being
	Signature of Officer	 Date
	Printed Name	 Date
	Signature and Seal from Notary Public	 Date
	tem: Load Serving Entity time service begins, a Default Supplier must be a Loa	ad Serving Entity ("LSF") in good standing in
PJM, aı	and must be a signatory of all applicable PJM Agrant ("RAA").	
Is the R	RFP Bidder an LSE in PJM?  S	

∑ Yes		
THE RFP BIDDER MUST PROVIDE A COPY OF THE SIGNATURE PAGE OF THE RELIABILITY ASSURANCE AGREEMENT ("RAA").		
Signature Page of RAA		
If the name of the signatory is not the same as the RFP Bidder, please provide evidence of a name change.		
Evidence of name change (if necessary)		



THE OFFICER OF THE RFP BIDDER MUST MAKE THE CERTIFICATIONS DETAILED IN THE RFP RULES BY COMPLETING THE LSE REPRESENTATION INSERT. The LSE Representation Insert is also labelled INSERT #P1-9.

Name of RFP Bidder

DUE TO EMERGENCY MEASURES ENACTED IN THE WAKE OF COVID-19, THE INDEPENDENT EVALUATOR IS ACCEPTING DIGITALLY SIGNED INSERTS.

This Insert may be:

- Printed, signed, scanned, and uploaded to the online Part 1 Form;
   or
- Submitted with a digital signature along with an additional document or information that verifies the identity of the signatory.

Electronic signatures (e.g., a picture of an individual signature by opposition to a digital signature entered through software such as that offered by DocuSign) are not acceptable.

# LSE REPRESENTATION INSERT (#P1-9) Please note! ONLY RFP Bidders that are NOT PJM LSEs are required to submit this Insert.

I, \_\_\_\_\_ (the Officer of the RFP Bidder), certify that the RFP Bidder has investigated the requirements to become an LSE in PJM and that there exist no impediments for the RFP Bidder to become an LSE by the start of the supply period and to remain an LSE

for the duration of the supply period. The RFP Bidder undertakes to be qualified as a PJM LSE by the start of the supply period should the RFP Bidder become a Default Supplier.					
Signature of Officer	 Date				

# 5. Foreign RFP Bidders and Foreign Entities

DING OF A FO DSAL UNDER RED TO PROVI RULES BY COMI	HAT IS A FOREIGN RFP BIDDER, OR THAT IS RELYING ON THE FINANCE PREIGN ENTITY AS RFP GUARANTOR, OR RFP BIDDERS SUBMITTING AN AGENCY AGREEMENT WITH A FOREIGN ENTITY AS PRINCIPALIDE ADDITIONAL INFORMATION AS SPECIFIED IN THE SECTION IV.5 OF THE SECT
OSAL UNDER IRED TO PROVI RULES BY COMI	AN AGENCY AGREEMENT WITH A FOREIGN ENTITY AS PRINCIPALIDE ADDITIONAL INFORMATION AS SPECIFIED IN THE SECTION IV.5 OF T
RED TO PROVI	IDE ADDITIONAL INFORMATION AS SPECIFIED IN THE SECTION IV.5 OF
	PLETING THE APPLICABLE INSERT AND UPLOADING ASSOCIATED DOCUME Ider that is a Foreign RFP Bidder is required to complete the P1 Foreign Bid
	NSERT #P1-10. An RFP Bidder relying on the financial standing of a Fore
Suarantor is req	uired to complete the P1 Foreign Guarantor Insert, also labelled INSERT #
	submitting a Proposal under an Agency Agreement with a Foreign Entity to complete the P1 Foreign Principal Insert, also labelled INSERT #P1-12
par is required	to complete the 1 1 Toleigh 1 Thielpal hisert, also labelled hysEk 1 #1 1-12
	T
0	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
of RFP Bidder	
1	Guarantor is required is required

Submitted with a digital signature along with an additional document or information that verifies the identity of the signatory. Electronic signatures (e.g., a picture of an individual signature by opposition to a digital signature entered through software such as that offered by DocuSign) are not acceptable. 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? | Yes 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. (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?  Yes No
PLEASE UPLOAD ANY SUCH DOCUMENTS IN THE SPACES RESERVED FOR THAT PURPOSE IN THE ONLINE PART ${f 1}$ FORM.

Name of RFP Bidder

DUE TO EMERGENCY MEASURES ENACTED IN THE WAKE OF COVID-19, THE INDEPENDENT EVALUATOR IS ACCEPTING DIGITALLY SIGNED INSERTS.

This Insert may be:

- Printed, signed, scanned, and uploaded to the online Part 1 Form;
- Submitted with a digital signature along with an additional document or information that verifies the identity of the signatory.

Electronic signatures (e.g., a picture of an individual signature by opposition to a digital signature entered through software such as that offered by DocuSign) are not acceptable.

## 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?  Yes  No		
PLEASE UPLOAD ANY SUCH DOCUMENTS IN THE SPACES RESERVED FOR THAT PURPOSE IN THE ONLINE PART ${f 1}$ FORM.		

Name of RFP Bidder DUE TO EMERGENCY MEASURES ENACTED IN THE WAKE OF COVID-19, THE INDEPENDENT EVALUATOR IS ACCEPTING DIGITALLY SIGNED INSERTS. This Insert may be: *Printed, signed, scanned, and uploaded to the online Part 1 Form;* Submitted with a digital signature along with an additional document or information that verifies the identity of the signatory. Electronic signatures (e.g., a picture of an individual signature by opposition to a digital signature entered through software such as that offered by DocuSign) are not acceptable. 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? Yes 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. (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 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 doct  Yes  No	uments for evaluation?			
PLEASE UPLOAD ANY SUCH DOCUMENTS IN THE SPACES RIONLINE PART 1 FORM.	ESERVED FOR THAT PURPOSE IN THE			
∑ No				
The requirements of this section do not apply to you.				

#### 6. Justification of Omissions

any omissions in the space provided below.					

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.

Ø	File upload
Ø	File upload
Q	File upload