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 www.PECOprocurement.com.

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 RFP Bidder

[pre-populated]

Street Address

[pre-populated]

[pre-populated]

City	*State*	*Zip Code*
[pre-populated]	*[pre-populated]*	*[pre-populated]*

IF THE LEGAL NAME OF THE RFP BIDDER HAS CHANGED, PLEASE PROVIDE EVIDENCE OF THE CHANGE.

	Evidence of name change (if necessary)

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]*

Business Phone No.	*Cell Phone No.*	*Email Address*
[pre-populated]	*[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-populated]*

Title

[pre-populated]

Street Address

[pre-populated]

[pre-populated]

City	*State*	*Zip Code*
[pre-populated]	*[pre-populated]*	*[pre-populated]*

Business Phone No.	*Cell Phone No.*	*Email Address*
[pre-populated]	*[pre-populated]*	*[pre-populated]*

Has the individual who will serve as Representative changed?

☒ Yes ☐ No

If the individual who will serve as Representative has changed since you last submitted a successful Part 1 Proposal under DSP IV, **THE OFFICER OF THE RFP BIDDER MUST DESIGNATE THE INDIVIDUAL NAMED IN THE ONLINE PART 1 FORM TO SERVE AS THE REPRESENTATIVE OF THE RFP BIDDER BY COMPLETING THE REPRESENTATIVE INSERT.** The Representative Insert is also labelled INSERT #P1-1.

_____

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.

REPRESENTATIVE 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 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.

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;*
  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.

NOMINEE INSERT (#P1-2)

Please note! This insert is optional.

I, _____ (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*

Title

Business 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 Nominee #3

First Name *Last Name*

Title

Business Phone No.	*Cell Phone No.*	*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.

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.

	Most recent quarterly financial information (or, if unavailable, most recent monthly or bi-annual 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

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 the RFP Bidder rated by S&P Global Ratings ("S&P")?

☒ **Yes** ☐ **No**

RFP Bidder's rating: ____

Type of rating (**check one**): ☐ Senior unsecured debt rating ☐ Corporate issuer rating

Is the RFP Bidder rated by Moody's Investors Service, Inc. ("Moody's")?

☒ **Yes** ☐ **No**

RFP Bidder's rating: ____

Type of rating (**check one**): ☐ Senior unsecured debt rating ☐ Corporate issuer rating

Is the RFP Bidder rated by Fitch, Inc. ("Fitch")?

☒ **Yes** ☐ **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 RFP Guarantor

You previously elected the RFP Guarantor whose information is below as the entity on whose financial standing the RFP Bidder is relying. **IF THE ENTITY UPON WHOSE FINANCIAL STANDING THE RFP BIDDER IS RELYING HAS CHANGED, YOU MUST USE THE STANDARD PART 1 FORM. IF THERE WAS A CHANGE IN THE CORPORATE STRUCTURE OF THE RFP GUARANTOR, THROUGH A MERGER FOR EXAMPLE, 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: Name and Address of RFP Guarantor

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

Legal Name of RFP Guarantor

[pre-populated]

Street Address

[pre-populated]
[pre-populated]

City	*State*	*Zip Code*
[pre-populated]	*[pre-populated]*	*[pre-populated]*

IF THE LEGAL NAME OF THE RFP GUARANTOR HAS CHANGED, PLEASE PROVIDE EVIDENCE OF THE CHANGE.

	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 bi-annual 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 the RFP Guarantor rated by S&P Global Ratings ("S&P")?

☒ **Yes** ☐ **No**

RFP Guarantor's rating: _____

Type of rating (**check one**): ☐ Senior unsecured debt rating ☐ Corporate issuer rating

Is the RFP Guarantor rated by Moody's Investors Service, Inc. ("Moody's")?

☒ **Yes** ☐ **No**

RFP Guarantor's rating: _____

Type of rating (**check one**): ☐ Senior unsecured debt rating ☐ Corporate issuer rating

Is the RFP Guarantor rated by Fitch, Inc. ("Fitch")?

☒ **Yes** ☐ **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 PECOPROCUREMENT@NERA.COM 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-populated]

Second Item: Agency Agreement

Has the Agency Agreement changed since the RFP Bidder last submitted a successful Part 1 Proposal?

☒ Yes ☐ No

A copy of the Agency Agreement is required. **PLEASE UPLOAD ONE (1) COPY OF THE AGENCY 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.

Legal Name of RFP Principal

[pre-populated]

Street Address

[pre-populated]

[pre-populated]

City

[pre-populated]

State

[pre-populated]

Zip Code

[pre-populated]

IF THE LEGAL NAME OF THE PRINCIPAL HAS CHANGED, MORE INFORMATION MAY BE REQUIRED.

Fourth Item: Financial Information

Financial information must be available for the Principal on whose financial standing the RFP Bidder is relying.

PLEASE PROVIDE THE MOST RECENT QUARTERLY FINANCIAL INFORMATION FOR THE PRINCIPAL ON WHOSE FINANCIAL STANDING THE RFP BIDDER IS RELYING, 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 bi-annual financial information accompanied by an attestation by the Chief Financial Officer)
	Attestation from Chief Financial Officer (if necessary)

Fifth Item: Credit Ratings

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

Is the Principal rated by S&P Global Ratings ("S&P")?

☒ **Yes** ☐ **No**

Principal's rating: _____
Type of rating (**check one**): ☐ Senior unsecured debt rating ☐ Corporate issuer rating

Is the Principal rated by Moody's Investors Service, Inc. ("Moody's")?

☒ **Yes** ☐ **No**

Principal's rating: _____
Type of rating (**check one**): ☐ Senior unsecured debt rating ☐ Corporate issuer rating

Is the Principal rated by Fitch, Inc. ("Fitch")?

☒ **Yes** ☐ **No**

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 IS REQUIRED TO MAKE A CERTAIN REPRESENTATION BY COMPLETING THE P1 AGENCY CERTIFICATIONS (#P1-3). The P1 Agency Certifications Insert is also labelled INSERT #P1-3.

_____
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.

P1 AGENCY CERTIFICATIONS (PREV QUAL) INSERT (#P1-3)

Please note! Only RFP Bidders submitting a Proposal under an Agency Agreement are required to 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 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

RFP Bidders that have submitted a successful Part 1 Proposal for a prior solicitation under DSP IV previously acknowledged 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.

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.

Is the RFP Bidder submitting a draft Officers' Certificate?

☒ **Yes** ☐ **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.

Is 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 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. 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 Post-Bid Letter of Credit?

☒ **Yes** ☐ **No**

A Draft Post-Bid Letter of Credit that is not substantially in the form of the Standard Post-Bid Letter of Credit will not be considered or evaluated. **PLEASE UPLOAD THE DRAFT POST-BID LETTER OF 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?

☐ **Yes** ☐ **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.

1. 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*

(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;*
  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.

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**

☒ **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.

_____

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 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**

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.

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:

(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, 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

_____

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 (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.

	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?
☐ **Yes** ☐ **No**

PLEASE UPLOAD SUCH ADDITIONAL EVIDENCE OF CREDITWORTHINESS IN THE SPACES RESERVED FOR THAT PURPOSE IN THE ONLINE PART 1 FORM.

Second 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.

_____
Name of RFP Bidder

P1 FOREIGN GUARANTOR INSERT (#P1-11)

Please note! 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?
☐ **Yes** ☐ **No**

PLEASE UPLOAD SUCH ADDITIONAL EVIDENCE OF CREDITWORTHINESS IN THE SPACES RESERVED FOR THAT PURPOSE IN THE ONLINE PART 1 FORM.

Second 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 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?
☐ **Yes** ☐ **No**

PLEASE UPLOAD SUCH ADDITIONAL EVIDENCE OF CREDITWORTHINESS IN THE SPACES RESERVED FOR THAT PURPOSE IN THE ONLINE PART 1 FORM.

Second 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.

☒ **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 justify fully 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.

	File upload
	File upload
	File upload