CAPE LIGHT COMPACT JPE

Request for Proposals Second Addendum All-Requirements Retail Electric Power Supply for Municipal and Government Accounts August 23, 2023

Section 4.1 (e) Credit Requirements is amended as follows (changes underlined and in bold):

Credit Requirements. Evidence that bidder or its affiliate or parent if such entity is providing financial surety to the Participants under the MCESA has a current, investment grade bond rating by Moody's Investor Services or other similar rating agencies. For purposes of this provision, the "investment grade" rating is determined by the rating agency (e.g., Moody's defines an investment grade rating as Baa3 or higher). For the avoidance of doubt, the requirement to have a current, investment grade bond rating is a requirement applicable to the entity providing the financial surety to the Participants as required under the MCESA. This entity may be the bidder or may be a parent or an affiliate of bidder. Bidders may also propose a commercially reasonable Letter of Credit as an alternative form of security to be provided for the term of the MCESA. The Letter of Credit must be issued by an entity with an investment grade bond rating. Bidders proposing this alternative form of security must identify as part of their written proposals the entity that will issue the Letter of Credit, identify the dollar amount proposed for the Letter of Credit, and include a form of the proposed Letter of Credit. The Compact and bidder will revise the MCESA Section 14.3 accordingly to reflect this alternative form of security and the Letter of Credit will replace the payment guarantee in Exhibit C to the MCESA.