

STATE OF [STATE])
)
) SS.
)
COUNTY OF [COUNTY])

AFFIDAVIT WARRANTING ELIGIBILITY

I, [NAME], being first duly sworn, depose and state under oath and subject to the penalties of perjury as follows:

1. I am the [TITLE] of [RES NAME] (“RES”). I am authorized by RES to make this Affidavit and submit it to Commonwealth Edison Company (“ComEd”).

2. RES represents and warrants to ComEd that it is taking service under ComEd’s Rate RESS-Retail Electric Supplier Service (Rate RESS) and that as to every individual residential retail customer for whom it submits a Rider RMUD Election Form, it: (a) is providing the customer electric power and energy supply service with either a time-of-use (TOU) pricing or a demand response (DR) product, as those terms are defined in Rider RMUD, ILL. C.C. No. 10, 1st Revised Sheet No. 448, (b) possesses an authorization from the customer allowing the RES to have access to the customer’s sixty (60) minute interval meter usage data on a (i) monthly basis or (ii) monthly and daily basis, as applicable, (c) requires such interval meter usage data to determine amounts to be charged or credited to such customer, and (d) commits to abiding by the provisions of this Rider RMUD pertaining to the treatment of confidential information.

3. RES understands that the representations and warranties contained herein remain in force so long as RES takes service under Rider RMUD. RES will immediately notify ComEd if any retail customer for whom it is receiving data under Rider RMUD (a) ceases to be an energy supply service customer of RES, (b) ceases to be either (i) subject to TOU pricing or (ii) to take a DR product from RES, or (c) revokes authority for RES to receive interval meter usage data under Rider RMUD. RES agrees to indemnify and hold ComEd harmless from any losses, claims, or liabilities arising out of any customer or third-party claim alleging any omission or wrongful act of RES in connection with the performance of its obligations hereunder.

Subscribed and sworn to before me this _____ day of _____, 20____.

NOTARY PUBLIC