

NYSERDA
Attn: Large-Scale Renewable Program
17 Columbia Circle
Albany, NY 12203
e-mail address: res@nyserda.ny.gov

SUBJECT: Operational Certification Request Letter

Dear _____ :

Reference is made to that certain RES Standard Form Agreement No. _____ between New York State Energy Research and Development Authority ("NYSERDA") and _____ dated _____

(the "Agreement"). All capitalized terms, unless defined herein, have the meaning assigned to them in the meanings ascribed to them in the Agreement.

The purpose of this letter is to provide you notice of the commencement of Commercial Operations at _____ ("Bid Facility") with NYGATS GEN ID _____ as of _____ .

1. As of today, the Bid Facility currently has an Installed Capacity of _____ MW. The Bid Facility is available and physically producing energy and such energy output satisfies the eligibility requirements for qualifying for Tier-1 RECs. Further, as of today, Seller has obtained all rights, abilities, permits and approvals required in order to operate the Bid Facility, including Seller-owned interconnection facilities, and schedule and deliver energy to the Injection Point. By achieving this state of operational readiness, the Bid Facility has achieved Commercial Operation in accordance with Section 2.07 and 17.04 of the Agreement. Pursuant to Article I of the Agreement, the Contract Delivery Term will commence on the first day of the month after the Bid Facility commences Commercial Operation, which will be _____ .

2. In fulfillment of Section _____ Site Control of the Agreement, that as of today:

- a) Seller has secured all real property rights necessary to own, maintain, and operate the Bid Facility, including Seller-owned interconnection facilities, for the duration of the Contract Delivery Term; and
- b) Seller has provided a completed Operational Certification Form C that contains all secured real property rights associated with the Bid Facility site acreage, including Seller-owned interconnection facilities; and
- c) If available, Seller has provided a survey, performed by a licensed land surveyor, of the constructed facility area of the Bid Facility to NYSERDA in shapefile and pdf form.

Lastly, Seller has furnished to NYSERDA all documentation listed on the Operational Certification checklist provided by NYSERDA, which has been uploaded to the NYSERDA project portal and is available for your review.

Should you have any questions, please contact _____ at _____ or at _____ .

_____, Authorized Representative Date: _____