

**RIPUC Use Only**

Date Application Received: \_\_\_/\_\_\_/\_\_\_  
Date Review Completed: \_\_\_/\_\_\_/\_\_\_  
Date Commission Action: \_\_\_/\_\_\_/\_\_\_  
Date Commission Approved: \_\_\_/\_\_\_/\_\_\_

GIS Certification #:  
\_\_\_\_\_

## RENEWABLE ENERGY RESOURCES ELIGIBILITY FORM

### The Standard Application Form

Required of all Applicants for Certification of Eligibility of Renewable Energy Resource  
(Version 8 – December 5, 2012)

### STATE OF RHODE ISLAND PUBLIC UTILITIES COMMISSION

#### Pursuant to the Renewable Energy Act

#### Section 39-26-1 et. seq. of the General Laws of Rhode Island

**NOTICE:**

When completing this Renewable Energy Resources Eligibility Form and any applicable Appendices, please refer to the State of Rhode Island and Providence Plantations Public Utilities Commission Rules and Regulations Governing the Implementation of a Renewable Energy Standard (RES Regulations, Effective Date: January 1, 2006), and the associated RES Certification Filing Methodology Guide. All applicable regulations, procedures and guidelines are available on the Commission's web site: [www.ripuc.org/utilityinfo/res.html](http://www.ripuc.org/utilityinfo/res.html). Also, all filings must be in conformance with the Commission's Rules of Practice and Procedure, in particular, Rule 1.5, or its successor regulation, entitled "Formal Requirements as to Filings."

- Please complete the Renewable Energy Resources Eligibility Form and Appendices using a typewriter or black ink.
- Please submit one original and three copies of the completed Application Form, applicable Appendices and all supporting documentation to the Commission at the following address:

Rhode Island Public Utilities Commission  
Attn: Luly E. Massaro, Commission Clerk  
89 Jefferson Blvd  
Warwick, RI 02888

In addition to the paper copies, electronic/email submittals are required under Commission regulations. Such electronic submittals should be sent to [Res.filings@puc.ri.gov](mailto:Res.filings@puc.ri.gov).

- In addition to filing with the Commission, Applicants are required to send, electronically or electronically and in paper format, a copy of the completed Application including all attachments and supporting documentation, to the Division of Public Utilities and Carriers and to all interested parties. A list of interested parties can be obtained from the Commission's website at [www.ripuc.org/utilityinfo/res.html](http://www.ripuc.org/utilityinfo/res.html).
- Keep a copy of the completed Application for your records.
- The Commission will notify the Authorized Representative if the Application is incomplete.
- Pursuant to Section 6.0 of the RES Regulations, the Commission shall provide a thirty (30) day period for public comment following posting of any administratively complete Application.
- Please note that all information submitted on or attached to the Application is considered to be a public record unless the Commission agrees to deem some portion of the application confidential after consideration under section 1.2(g) of the Commission's Rules of Practice and Procedure.
- In accordance with Section 6.2 of the RES Regulations, the Commission will provide prospective reviews for Applicants seeking a preliminary determination as to whether a facility would be eligible prior to the formal certification process described in Section 6.1 of the RES Regulations. Please note that space is provided on the Form for applicant to designate the type of review being requested.
- Questions related to this Renewable Energy Resources Eligibility Form should be submitted in writing, preferably via email and directed to: Luly E. Massaro, Commission Clerk at [Res.filings@puc.ri.gov](mailto:Res.filings@puc.ri.gov).

**SECTION I: Identification Information**

1.1 Name of Generation Unit (sufficient for full and unique identification):

TRAWLWORKS DG SOLAR

1.2 Type of Certification being requested (check one):

Standard Certification     Prospective Certification (Declaratory Judgment)

1.3 This Application includes: (Check all that apply)<sup>1</sup>

- APPENDIX A: Authorized Representative Certification for Individual Owner or Operator
- APPENDIX B: Authorized Representative Certification for Non-Corporate Entities Other Than Individuals
- APPENDIX C: Existing Renewable Energy Resources
- APPENDIX D: Special Provisions for Aggregators of Customer-sited or Off-grid Generation Facilities
- APPENDIX E: Special Provisions for a Generation Unit Located in a Control Area Adjacent to NEPOOL
- APPENDIX F: Fuel Source Plan for Eligible Biomass Fuels

1.4 Primary Contact Person name and title: Steve Taber

1.5 Primary Contact Person address and contact information:  
Address: 30 WALTERS WAY  
NARRAGANSETT RI 02882

Phone: 401-789-3964 Fax: \_\_\_\_\_  
Email: TRAWL@TRAWLWORKS.COM

1.6 Backup Contact Person name and title: Anthony Barzo, Developer

1.7 Backup Contact Person address and contact information:  
Address: 02501 LLC  
10 DORRANCE ST. Suite 700  
PROVIDENCE RI 02903  
Phone: 401-489-2273 Fax: \_\_\_\_\_  
Email: abarzo@02501.com

<sup>1</sup> Please note that all Applicants are required to complete the Renewable Energy Resources Eligibility Standard Application Form and all of the Appendices that apply to the Generation Unit or Owner or Operator that is the subject of this Form. Please omit Appendices that do not apply.

- 1.8 Name and Title of Authorized Representative (i.e., the individual responsible for certifying the accuracy of all information contained in this form and associated appendices, and whose signature will appear on the application):

Anthony Baro, Developer EZSOL LLC

Appendix A or B (as appropriate) completed and attached?  Yes  No  N/A

- 1.9 Authorized Representative address and contact information:

Address: EZSOL LLC  
10 DORRANCE ST Suite 700  
PROVIDENCE RI 02903  
Phone: 401-489-2273 Fax: \_\_\_\_\_  
Email: abar@ezsol.com

- 1.10 Owner name and title: STEVE TABER, OWNER

- 1.11 Owner address and contact information: TRAWLWORKS LLC

Address: 30 WALTERS WAY  
NARRAGANSETT RI 02882  
Phone: 401-789-3964 Fax: \_\_\_\_\_  
Email: TRAWL@TRAWLWORKS.COM

- 1.12 Owner business organization type (check one):

Individual  
 Partnership  
 Corporation  
 Other: \_\_\_\_\_

- 1.13 Operator name and title: Steve Taber, Owner

- 1.14 Operator address and contact information:

Address: TRAWLWORKS Inc.  
30 WALTERS WAY  
NARRAGANSETT RI 02882  
Phone: 401-789-3964 Fax: \_\_\_\_\_  
Email: TRAWL@TRAWLWORKS.COM

- 1.15 Operator business organization type (check one):

Individual  
 Partnership  
 Corporation  
 Other: \_\_\_\_\_

**SECTION II: Generation Unit Information, Fuels, Energy Resources and Technologies**

2.1 ISO-NE Generation Unit Asset Identification Number or NEPOOL GIS Identification Number (either or both as applicable): MSS68356

2.2 Generation Unit Nameplate Capacity: ,3540 MW

2.3 Maximum Demonstrated Capacity: 14341 MW

2.4 Please indicate which of the following Eligible Renewable Energy Resources are used by the Generation Unit: (Check ALL that apply) – per RES Regulations Section 5.0

- Direct solar radiation
- The wind
- Movement of or the latent heat of the ocean
- The heat of the earth
- Small hydro facilities
- Biomass facilities using Eligible Biomass Fuels and maintaining compliance with all aspects of current air permits; Eligible Biomass Fuels may be co-fired with fossil fuels, provided that only the renewable energy fraction of production from multi-fuel facilities shall be considered eligible.
- Biomass facilities using unlisted biomass fuel
- Biomass facilities, multi-fueled or using fossil fuel co-firing
- Fuel cells using a renewable resource referenced in this section

2.5 If the box checked in Section 2.4 above is "Small hydro facilities", please certify that the facility's aggregate capacity does not exceed 30 MW. – per RES Regulations Section 3.32

← check this box to certify that the above statement is true

N/A or other (please explain) \_\_\_\_\_

2.6 If the box checked in Section 2.4 above is "Small hydro facilities", please certify that the facility does not involve any new impoundment or diversion of water with an average salinity of twenty (20) parts per thousand or less. – per RES Regulations Section 3.32

← check this box to certify that the above statement is true

N/A or other (please explain) \_\_\_\_\_

2.7 If you checked one of the Biomass facilities boxes in Section 2.4 above, please respond to the following:

A. Please specify the fuel or fuels used or to be used in the Unit: N/A

B. Please complete and attach Appendix F, Eligible Biomass Fuel Source Plan.

Appendix F completed and attached?

Yes  No  N/A

- 2.8 Has the Generation Unit been certified as a Renewable Energy Resource for eligibility in another state's renewable portfolio standard?
- Yes  No If yes, please attach a copy of that state's certifying order.
- Copy of State's certifying order attached?  Yes  No  N/A

### SECTION III: Commercial Operation Date

Please provide documentation to support all claims and responses to the following questions:

- 3.1 Date Generation Unit first entered Commercial Operation: 10/02/19 at the site.

If the commercial operation date is after December 31, 1997, please provide independent verification, such as the utility log or metering data, showing that the meter first spun after December 31, 1997. This is needed in order to verify that the facility qualifies as a New Renewable Energy Resource.

Documentation attached?  Yes  No  N/A

- 3.2 Is there an Existing Renewable Energy Resource located at the site of Generation Unit?

Yes  
 No

- 3.3 If the date entered in response to question 3.1 is earlier than December 31, 1997 or if you checked "Yes" in response to question 3.2 above, please complete Appendix C.

Appendix C completed and attached?  Yes  No  N/A

- 3.4 Was all or any part of the Generation Unit used on or before December 31, 1997 to generate electricity at any other site?

Yes  
 No

- 3.5 If you checked "Yes" to question 3.4 above, please specify the power production equipment used and the address where such power production equipment produced electricity (attach more detail if the space provided is not sufficient):

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### SECTION IV: Metering

- 4.1 Please indicate how the Generation Unit's electrical energy output is verified (check all that apply):

ISO-NE Market Settlement System  
 Self-reported to the NEPOOL GIS Administrator

Other (please specify below and see Appendix D: Eligibility for Aggregations):

Appendix D completed and attached?

Yes  No  N/A

### SECTION V: Location

5.1 Please check one of the following that apply to the Generation Unit:

- Grid Connected Generation
- Off-Grid Generation (not connected to a utility transmission or distribution system)
- Customer Sited Generation (interconnected on the end-use customer side of the retail electricity meter in such a manner that it displaces all or part of the metered consumption of the end-use customer)

5.2 Generation Unit address: 30 WALTERS WAY  
NARRAGANSETT RI 02882

5.3 Please provide the Generation Unit's geographic location information:

A. Universal Transverse Mercator Coordinates: \_\_\_\_\_

B. Longitude/Latitude: 41.428007 -71.477690

5.4 The Generation Unit located: (please check the appropriate box)

- In the NEPOOL control area
- In a control area adjacent to the NEPOOL control area
- In a control area other than NEPOOL which is not adjacent to the NEPOOL control area ← *If you checked this box, then the generator does not qualify for the RI RES – therefore, please do not complete/submit this form.*

5.5 If you checked "In a control area adjacent to the NEPOOL control area" in Section 5.4 above, please complete Appendix E.

Appendix E completed and attached?

Yes  No  N/A

**SECTION VI: Certification**

6.1 Please attach documentation, using one of the applicable forms below, demonstrating the authority of the Authorized Representative indicated in Section 1.8 to certify and submit this Application.

**Corporations**

If the Owner or Operator is a corporation, the Authorized Representative shall provide **either**:

- (a) Evidence of a board of directors vote granting authority to the Authorized Representative to execute the Renewable Energy Resources Eligibility Form, **or**
- (b) A certification from the Corporate Clerk or Secretary of the Corporation that the Authorized Representative is authorized to execute the Renewable Energy Resources Eligibility Form or is otherwise authorized to legally bind the corporation in like matters.

Evidence of Board Vote provided?  Yes  No  N/A

Corporate Certification provided?  Yes  No  N/A

**Individuals**

If the Owner or Operator is an individual, that individual shall complete and attach APPENDIX A, or a similar form of certification from the Owner or Operator, duly notarized, that certifies that the Authorized Representative has authority to execute the Renewable Energy Resources Eligibility Form.

Appendix A completed and attached?  Yes  No  N/A

**Non-Corporate Entities**

(Proprietorships, Partnerships, Cooperatives, etc.) If the Owner or Operator is not an individual or a corporation, it shall complete and attach APPENDIX B or execute a resolution indicating that the Authorized Representative named in Section 1.8 has authority to execute the Renewable Energy Resources Eligibility Form or to otherwise legally bind the non-corporate entity in like matters.

Appendix B completed and attached?  Yes  No  N/A

6.2 Authorized Representative Certification and Signature:

I hereby certify, under pains and penalties of perjury, that I have personally examined and am familiar with the information submitted herein and based upon my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate and complete. I am aware that there are significant penalties, both civil and criminal, for submitting false information, including possible fines and punishment. My signature below certifies all information submitted on this Renewable Energy Resources Eligibility Form. The Renewable Energy Resources Eligibility Form includes the Standard Application Form and all required Appendices and attachments. I acknowledge that the Generation Unit is obligated to and will notify the Commission promptly in the event of a change in a generator's eligibility status (including, without limitation, the status of the air permits) and that when and if, in the Commission's opinion, after due consideration, there is a material change in the characteristics of a Generation Unit or its fuel stream that could alter its eligibility, such Generation Unit must be re-certified in accordance with Section 9.0 of the RES Regulations. I further acknowledge that the Generation Unit is obligated to and will file such quarterly or other reports as required by the Regulations and the Commission in its certification order. I understand that the Generation Unit will be immediately de-certified if it fails to file such reports.

Signature of Authorized Representative:

SIGNATURE:

DATE:

  
\_\_\_\_\_  
*Anthony Baro, Developer E2S2 LLC*  
(Title)

*July 14 2020*  
\_\_\_\_\_

**APPENDIX C**  
**(Revised 6/11/10)**  
**(Required of all Applicants with Generation Units at the Site of Existing Renewable Energy Resources)**

**STATE OF RHODE ISLAND**  
**PUBLIC UTILITIES COMMISSION**

**RENEWABLE ENERGY RESOURCES ELIGIBILITY FORM**

Pursuant to the Renewable Energy Act  
Section 39-26-1 et. seq. of the General Laws of Rhode Island

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If the Generation Unit: (1) first entered into commercial operation before December 31, 1997; or (2) is located at the exact site of an Existing Renewable Energy Resource, please complete the following and attach documentation, as necessary to support all responses:

- C.1 Is the Generating Unit seeking certification, either in whole or in part, as a New Renewable Energy Resource?  Yes  No
- C.2 If you answered "Yes" to question C.1, please complete the remainder of Appendix C. If you answered "No" and are seeking certification entirely as an Existing Renewable Energy Resource, you do NOT need to complete the remainder of Appendix C.
- C.3 If an Existing Renewable Energy Resource is/was located at the site, has such Existing Renewable Energy Resource been retired and replaced with the new Generation Unit at the same site?  Yes  No
- C.4 Is the Generation Unit a Repowered Generation Unit (as defined in Section 3.29 of the RES Regulations) which uses Eligible Renewable Energy Resources and which first entered commercial operation after December 31, 1997 at the site of an existing Generation Unit?  Yes  No
- C.5 If you checked "Yes" to question C.4 above, please provide documentation to support that the entire output of the Repowered Generation Unit first entered commercial operation after December 31, 1997.
- C.6 Is the Generation Unit a multi-fuel facility in which an Eligible Biomass Fuel is first co-fired with fossil fuels after December 31, 1997?  Yes  No

- C.7 If you checked "Yes" to question C.6 above, please provide documentation to support that the renewable energy fraction of the energy output first occurred after December 31, 1997.
- C.8 Is the Generation Unit an Existing Renewable Energy Resource other than an Intermittent Resource (as defined in Sections 3.10 and 3.15 of the RES Regulations)?  Yes  No
- C.9 If you checked "Yes" to question C.8 above, please attach evidence of completed capital investments after December 31, 1997 attributable to efficiency improvements or additions of capacity that are sufficient to, were intended to, and can be demonstrated to increase annual electricity output in excess of ten percent (10%). As specified in Section 3.23.v of the RES Regulations, the determination of incremental production shall not be based on any operational changes at such facility **not directly** associated with the efficiency improvements or additions of capacity.

Please provide the single proposed percentage of production to be deemed incremental, attributable to the efficiency improvements or additions of capacity placed in service after December 31, 1997. Please make this calculation by comparing actual electrical output over the three calendar years 1995-1997 (the "Historical Generation Baseline") with the actual output following the improvements. The incremental production above the Historical Generation Baseline will be considered "New" generation for the purposes of RES. Please give the percentage of the facility's total output that qualifies as such to be considered "New" generation.

- C.10 Is the Generating Unit an Existing Renewable Energy Resource that is an Intermittent Resource?  Yes  No
- C.11 If you checked "Yes" to question C.10 above, please attach evidence of completed capital investments after December 31, 1997 attributable to efficiency improvements or additions of capacity that are sufficient to, were intended to, and have demonstrated on a normalized basis to increase annual electricity output in excess of ten percent (10%). The determination of incremental production shall not be based on any operational changes at such facility **not directly** associated with the efficiency improvements or additions of capacity. In no event shall any production that would have existed during the Historical Generation Baseline period in the absence of the efficiency improvements or additions to capacity be considered incremental production. Please refer to Section 3.23.vi of the RES Regulations for further guidance.
- C.12 If you checked "Yes" to C.10, provide the single proposed percentage of production to be deemed incremental, attributable to the efficiency improvements or additions of capacity placed in service after December 31, 1997. The incremental production above the Historical Generation Baseline will be considered "New" generation for the purposes of RES. Please make this calculation by comparing actual monthly electrical output over the three calendar years 1995-1997 (the "Historical Generation Baseline") with the actual output following the improvements on a normalized basis. Please provide back-up

information sufficient for the Commission to make a determination of this incremental production percentage.

For example, for small hydro facilities, please use historical river flow data to create a monthly normalized comparison (e.g. average MWh produced per cubic foot/second of river flow for each month) between actual output values post-improvements with the Historical Generation Baseline. For solar and wind facilities, please use historical solar irradiation, wind flow, or other applicable data to normalize the facility's current production against the Historical Generation Baseline.

C.13 If you checked "no" to both C.3 and C.4 above, please complete the following:

- a. Was the Existing Renewable Energy Resource located at the exact site at any time during calendar years 1995 through 1997?  Yes  No
- b. If you checked "yes" in Subsection (a) above, please provide the Generation Unit Asset Identification Number and the average annual electrical production (MWhs) for the three calendar years 1995 through 1997, or for the first 36 months after the Commercial Operation Date if that date is after December 31, 1994, for each such Generation Unit.
- c. Please attach a copy of the derivation of the average provided in (b) above, along with documentation support (such as ISO reports) for the information provided in Subsection (b) above. Data must be consistent with quantities used for ISO Market Settlement System.

**APPENDIX E  
(Revised 6/11/10)****(Required of all Applicants Located in a Control Area Adjacent to NEPOOL)****STATE OF RHODE ISLAND  
PUBLIC UTILITIES COMMISSION****RENEWABLE ENERGY RESOURCES ELIGIBILITY FORM  
Pursuant to the Renewable Energy Act  
Section 39-26-1 et. seq. of the General Laws of Rhode Island**

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Please complete the following and attach documentation, as necessary to support all responses:

E.1 Please indicate in which Control Area adjacent to NEPOOL the Generation Unit is located:

- New York  
 Hydro Quebec  
 Maritimes (including Northern Maine Independent System Administrator)

E.2 Applicant must provide to the Commission by July 1<sup>st</sup> of each year assurances that the Generation Unit's New Renewable Energy Resources used for compliance with the Rhode Island's Renewable Energy Act during the previous Compliance Year have not otherwise been, nor will be, sold, retired, claimed or represented as part of electrical energy output or sales, or used to satisfy obligations in jurisdictions other than Rhode Island. Such assurances may consist of a report from a neighboring Generation Attribute accounting system or an affidavit from the Generation Unit.

- ← please check this box to acknowledge this requirement  
 N/A or other (please explain) \_\_\_\_\_

E.3 Applicant must acknowledge and provide evidence to support that, in accordance with Section 5.1.(ii) of the RES Regulations, the Generation Attributes associated with the Generation Unit shall be applied to the Rhode Island Renewable Energy Standard only to the extent of the energy produced by the Generation Unit that is or will be actually delivered into NEPOOL for consumption by New England customers. Verification of the delivery of such energy from the Generation Unit into NEPOOL will be performed in accordance with subparagraphs (a), (b) and (c) of RES Regulations Section 5.1.(ii)

- ← please check this box to acknowledge this requirement.

- (a) Under subparagraph 5.1.(ii)(a), Applicant must verify that the energy produced by the Generation Unit is actually delivered into NEPOOL via “a unit-specific bilateral contract for the sale and delivery of such energy into NEPOOL”.

← please check this box to acknowledge the requirement for Applicant to provide ongoing evidence of one or more unit-specific bilateral contract(s) for all energy delivery into NEPOOL for which Applicant seeks RI RES certification, prior to creation of certificates in each quarter, and:

- i. Please describe the type of evidence to be provided to the GIS Administrator to demonstrate the existence of such unit-specific bilateral contract(s) for the sale and delivery of such energy into NEPOOL, including duration, quantity and counter-party in NEPOOL:

NATIONAL GRID - TRAWL WORKS INC.  
LMP AGREEMENT

(attach more detail if the space provided is not sufficient)

N/A or other (please explain): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

# Multiple Year Energy Report

TrawlWorks  
Narragansett, RI

This report provides up to five years energy production ending with the year 2020.

Month	2019	2020
January		2.28 MWh
February		2.75 MWh
March		3.89 MWh
April		3.86 MWh
May		5.83 MWh
June		5.44 MWh
July		2.36 MWh
August		
September		
October	232 kWh	
November	1,433 kWh	
December	1,408 kWh	
<b>Total</b>	<b>3,073 kWh</b>	<b>26.40 MWh</b>

- English



## Language

*[Note that this LMP Agreement is for the RE Growth Program]*

October 12, 2019

Trawl Works Inc.  
30 Walts Way, Narragansett, Rhode Island 02882

Re: Certificate of Eligibility dated as of October 2, 2019 (the "COE") between The Narragansett Electric Company, d/b/a National Grid ("National Grid") and Trawl Works Inc. ("Seller" and together with National Grid, the "Parties")

[Click here to enter Seller Notice Party.:](#)

As one of the conditions for receiving performance based incentive payments under the Rhode Island Renewable Energy (RE) Growth Program, the RE Growth Program for Non-Residential Customers Tariff ("Tariff") at Section 8(a) requires that the DG Project be registered with the ISO-NE and NEPOOL-GIS. A Seller<sup>1</sup> may enter into an agreement with an ISO-NE Market Participant pursuant to which that ISO-NE Market Participant will perform all of the Seller's ISO-NE-related obligations under the RE Growth Program, including but not limited to designation as the Lead Market Participant for the Facility.

National Grid is an ISO-NE Market Participant and is willing to perform those functions for the Seller on the terms described below, but solely as it relates to the Tariff and the Facility described in the COE. Accordingly and without limiting the terms of the COE and Tariff, Seller and National Grid agree as follows:

1. National Grid will be the "Project Sponsor" for the Facility under the ISO-NE Rules.
2. National Grid will be designated as the "Lead Market Participant", "Resource Lead Market Participant" and, if and as necessary under the ISO-NE Rules, the "Asset Lead Market Participant" for the Facility. National Grid will register the Facility as a "settlement only generator" in the ISO-NE Settlement Market System and shall register the Facility in the GIS, in each case in the name of National Grid.
3. If and to the extent a "Designated Entity" is required under ISO-NE Rules, Seller or its designee (which shall not be National Grid) will be designated as the "Designated Entity" for the Facility and as such will be the only entity to which ISO-NE will communicate dispatch instructions. Seller or its designee will have the sole responsibility to respond to authorized dispatch instructions for the generator. Seller or its designee will comply with all requirements imposed upon such Designated Entity, including, but not limited to, satisfying the revenue metering and applicable communication and control requirements set forth in ISO-NE Operating Procedure No. 14. Whether or not a "Designated Entity" is required under ISO-NE Rules, Seller will comply with all revenue quality metering

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<sup>1</sup> As used in this agreement, the term "Seller" also means "Applicant," as used in the Tariff.

requirements set forth in ISO-NE Operating Procedure No. 18.

4. Seller will promptly provide National Grid any information reasonably requested in conjunction with the services National Grid will perform under this Agreement.
5. Seller will indemnify National Grid for all costs (including any additional financial assurance required), charges and liabilities incurred by National Grid as a result of the transactions contemplated by this Agreement, except liability incurred by National Grid solely as a result of its own gross negligence or intentional misconduct. National Grid shall have no liability to Seller for any action or failure to act under this Agreement, except to the extent caused solely by National Grid's gross negligence or willful misconduct.
6. Seller waives its claim to any rights to reimbursement as a result of any decrease in the amounts due from, or financial assurance required from, National Grid as a result of the transactions contemplated by this Agreement.
7. Either National Grid or Seller may terminate this Agreement at any time in its sole discretion upon written notice of such termination no less than sixty (60) days prior to the date selected by National Grid or Seller, as the case may be, for such termination. No amounts paid to National Grid under this Agreement will be refunded upon such termination.
8. Unless terminated by National Grid or Seller, this Agreement shall remain in full force and effect until the termination of the COE pursuant to the Tariff.
9. Capitalized terms not otherwise defined herein have the meanings given to them in the Tariff.
10. Good and valuable consideration has been provided, the receipt and sufficiency of which are hereby acknowledged by the Parties.
11. The terms and provisions of this Agreement may not be modified or amended without the written consent of each of the Parties.
12. Facsimile signatures on this Agreement shall be deemed to have the same effect as original signatures.
13. This Agreement shall be governed by and construed in accordance with the laws of the State of Rhode Island.

*[Signature Page Follows]*

Very truly yours,

THE NARRAGANSETT ELECTRIC  
COMPANY, D/B/A NATIONAL GRID

ACCEPTED AND AGREED:  
Trawl Works Inc.

By:   
Steve Taber:  
Owner: