

Bulk Power Energy Storage Scheduling and Dispatch Rights Request for Proposals

APPENDIX D5

Instructions

Con Edison and Orange & Rockland expect that bidders will submit commercially viable bids on the basis of terms and conditions substantially the same as those reflected in the Term Sheet (Appendix D4) published with this RFP on December 21, 2022. The Term Sheet will be followed by an Energy Storage Services Agreement expected to be published by March 28, 2023 at the beginning of Phase Two. This Appendix is meant for the bidder to explain changes to the substantial terms published with the Term Sheet.

Indication of Changes. If bidder determines that changes to Term Sheet should be made, then the bidder shall provide:

- (1) a mark-up of the Term Sheet to indicate proposed changes, with specific additions (**bold and underlined**) and deletions (~~strike through~~) marked, and
- (2) a separate document with a table in the format provided below explaining each change the bidder included in its mark-up.

Table 1. Proposed Changes to the Term Sheet

| Term # | Proposed Change | Explanation of Change |
|--------|-----------------|-----------------------|
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Additional Notes

Any revisions to the Term Sheet not explained in the table provided by bidder may be disregarded by Con Edison and Orange & Rockland.

Any proposed changes, especially changes to material terms, may negatively impact the competitiveness of a bid. This includes changes that would affect the value of bidder's proposal, modify the risks and benefits provided for in the response, or are commercially or legally unacceptable in the sole judgment of Con Edison and Orange & Rockland.