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To: Springer, Darren

Subject: amendment #3 of 4, IBM

Attachments: Proposed IBM Amendment to 30 VSA 209j.doc

Sec 15 30 V.S.A. section 209 (j) is amended to add a new paragraph (5) to read:

(5) A transferee of all, or substantially all, of the assets, at the served property, of an entity approved to participate in the self managed energy efficiency program class, shall be authorized to continue as a participant in the self managed energy efficiency program class in the same manner and under the same terms and conditions that the transferor participant was authorized to participate in such class, as long as: (i) the transferor participant met the requirements of section (j)(4)(A) of this subdivision; (ii) to the extent the transferor participant has an outstanding commitment under section (j)(4)(D) of this subdivision, the transferee satisfies such outstanding commitment; and (iii) the transferee complies with all of the other provisions set forth in this subdivision (j).