

Bidder Registration Agreement

This Bidder Registration Agreement (“Agreement”) is entered into and provided by Bidder in connection with the 2021 Request for Proposals for Solar Photovoltaic Resources for Entergy Texas, Inc. (the “RFP”). Initially capitalized terms used but not defined in this Agreement have the meanings ascribed to such terms in the RFP.

Bidder acknowledges that it is the legal entity described in the Bidder Registration Form(s) (each, a “Bidder Registration Form”) submitted along with this Agreement and each such Bidder Registration Form submitted by Bidder is incorporated herein by reference. Bidder acknowledges and accepts that, once this Agreement is executed by Bidder and delivered to Entergy Texas, Inc. (“ETI”), ETI is an intended beneficiary of and entitled to rely on the terms set forth herein and the information provided by Bidder in the Bidder Registration Form(s) submitted along with this Agreement. Bidder hereby waives and disclaims any legal or equitable defense or claim derived from or otherwise arising out of ETI not being a signatory to this Agreement or the Bidder Registration Form(s) submitted along with this Agreement.

Bidder acknowledges and accepts the RFP requirements that (i) a signed and appropriately dated version of this Agreement, duly executed by an authorized representative of Bidder, and, *for each proposal that Bidder wishes to register in the RFP*, a completed Bidder Registration Form must be delivered to the Bid Event Coordinator via the ETI RFP inbox at etirfp@entergy.com by the Bidder Registration Deadline (copying the IM at MerrimackIM@merrimackenergy.com), and (ii) a Proposal Submission Fee of Ten Thousand Dollars (US\$10,000) per proposal (additional battery and O&M options may be included as part of a proposal at a cost of \$1,000 for each additional option proposal) must be paid in full by the Proposal Submission Fee Payment Deadline. Bidder further acknowledges and accepts that each of the requirements in clauses (i) and (ii) above are requirements for Bidder’s continued participation in the RFP process, only Bidders registered in accordance with the RFP will be permitted to submit proposals in the RFP, and only resources registered in accordance with the RFP will be eligible for submission.

By no later than three (3) Business Days after the last day of the Bidder Registration Period, ETI will invoice Bidder for the aggregate amount of the Proposal Submission Fee(s) due and owing to ETI. Bidder will remit to ETI, by wire transfer to the wire address set forth in such invoice, full payment of such invoiced amount by the Proposal Submission Fee Payment Deadline (Section 4.1 of the Main Body sets forth the schedule in effect at the time the RFP was issued). Bidder acknowledges and accepts that in the event Bidder does not pay the Proposal Submission Fee for a proposal, the proposal will be considered non-conforming and eliminated from further consideration in the RFP.

IN WITNESS WHEREOF, Bidder has executed this Agreement as of _____, 2021.

Name of Bidder

Authorized Signature

Name