



MidAmerican Energy Services, LLC  
4299 NW Urbandale Drive  
Urbandale, Iowa 50322

January 11, 2016

Pennsylvania Public Utility Commission Secretary  
Keystone Building, 2nd Floor, Room N201  
400 North Street  
Harrisburg, PA 17120

Re: Pennsylvania Electric Generation Supplier Application, 52 Pa. Code §§ 54.31-54.43,  
**Docket A-2015-2496354**

This letter is to inform you of changes to the website address and e-mail addresses of certain contacts listed in MidAmerican’s application, effective January 1, 2016. I have identified the instances where information was provided directly in the application below:

- 1a. Identity of Applicant, Website: [www.MidAmericanEnergyServices.com](http://www.MidAmericanEnergyServices.com)
- 1c. Regulatory Contact, e-mail: [cforristall@midamericanenergyservices.com](mailto:cforristall@midamericanenergyservices.com)
- 2b. Contacts – Customer Service
  - Main contact e-mail: [jatubbs@midamericanenergyservices.com](mailto:jatubbs@midamericanenergyservices.com)
  - Secondary contact e-mail: [jhdillavou@midamericanenergyservices.com](mailto:jhdillavou@midamericanenergyservices.com)

A revised Attachment 8.a.i “Experience & Plans”; an updated Supplier Company Contacts list; and an updated Disclosure Statement are attached, demonstrating similar address changes.

Second, I am including an updated listing of the states in which MidAmerican Energy Services, L.L.C. has received a supplier certification:

Jurisdiction	Docket Number	Date Filed	License reference	Approval Date
Iowa (natural gas)	CGP-2015-0006	6/2/2015	G-0044	8/11/2015
Nebraska (natural gas)	NG-0082	6/2/2015	NG-0082	7/21/2015
Ohio (electric)	15-1299-EL-CRS	7/14/2015	15-1001E (1)	8/14/2015
Illinois (electric)	15-0440	7/28/2015	15-0440	8/18/2015
Texas (electric)	44826	6/11/2015	10233	8/24/2015
Maryland (electric)	IR-3548	6/29/2015	IR-3548	8/26/2015
Michigan (electric)	U-17888	6/19/2015	U-17888	9/10/2015
Pennsylvania (electric)	A-2015-2496354	7/8/2015	A-2015-2496354	10/1/2015
D.C. (electric)	EA2015-11	6/22/2015	Order 17996	10/5/2015
Delaware (electric)	15-1122	7/15/2015	Order 8809	11/3/2015

If any additional information is needed, please contact me at (515) 242-3488 or [cforristall@MidAmericanEnergyServices.com](mailto:cforristall@MidAmericanEnergyServices.com).

**RECEIVED**

Sincerely,

JAN 12 2016

Carrie Baird-Forristall  
Regulatory Analyst

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

MidAmerican Energy Services, L.L.C. is a licensed retail electric supplier/provider in Delaware (Order 8809), Illinois (15-0440), Maryland (IR-3548) Michigan (Case U-17888), Pennsylvania (A-2015-2496354), Ohio (15-1001E), Texas (10233) and Washington D.C. (Order 17996).

MidAmerican Energy Company's unregulated retail services initially entered competitive retail energy markets in 1999 as a division within MidAmerican Energy Company, whose primary business is to provide regulated electric & gas utility service. Due to the evolution of the unregulated business plan & market expansion since that time, corporate leadership has determined this division will be transferred to a non-regulated affiliate within Berkshire Hathaway Energy. This new company is MidAmerican Energy Services, LLC.

MidAmerican Energy Services, LLC. ("MidAmerican") currently provides competitive retail electric and gas services as MidAmerican Energy Company to approximately 60,000 customers. MidAmerican is or is applying to be registered to serve electric and gas customers in the following markets:

<u>Service Territory</u>	<u>State</u>
Ameren	Illinois
Commonwealth Edison	Illinois
MidAmerican Energy	Illinois
Nicor Gas	Illinois
Peoples Gas Light and Coke	Illinois
North Shore	Illinois
Alliant Energy	Iowa
MidAmerican Energy	Iowa
Liberty	Iowa
Baltimore Gas & Electric	Maryland
Delmarva Power	Maryland, Delaware
Potomac Edison	Maryland
Potomac Electric Power Co.	Maryland, District of Columbia
Consumers Energy (gas only)	Michigan
DTE	Michigan
MidAmerican Energy	Nebraska
AEP Ohio Power	Ohio
Dayton Power & Light	Ohio
Duke Energy	Ohio
The Illuminating Co.	Ohio
Ohio Edison	Ohio
Toledo Edison	Ohio
MidAmerican Energy	South Dakota
AEP Texas Central Company	Texas
AEP Texas North Company	Texas
CenterPoint Energy	Texas
Oncor Electric Delivery	Texas
Sharyland McAllen	Texas
Sharyland Utilities	Texas
Texas-New Mexico Power	Texas
Duquesne Light Company	Pennsylvania
Metropolitan Edison	Pennsylvania

## MidAmerican Energy Services, LLC

Pennsylvania Electric  
Pennsylvania Power  
PECO  
PP&L, Inc.  
West Penn Power

## Attachment 8.a.i

*Experience & Plans (revised 1/7/2016)*

Pennsylvania  
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Pennsylvania

As part of providing competitive retail electric services in these markets, MidAmerican has developed extensive understanding and awareness of the specific requirements for each region. Specific scheduling, planning, registration, settlement, operation rules, and operating guidelines are uniquely defined by the incumbent utility, state, and/or reliability region. MidAmerican is able to comply with and address these differing requirements by:

1. Maintaining a staff of dedicated, experienced and capable individuals.
2. Writing and maintaining extensive operating and compliance procedures whereby expectations, process, and comprehension is documented. These procedures act as a *solid foundation for performing tasks and help to train new staff.*
3. Monitoring changes filed and approved at public utility commissions. MidAmerican monitors each incumbent tariff and has a process in place whereby changes are communicated throughout MidAmerican when they occur.
4. Participating in ongoing operational work groups within each state to address problems and concerns.

MidAmerican's staff performs the necessary tasks in order to provide electric supply to its competitive electric service customers. Some of the tasks MidAmerican performs for its competitive customers are

- Profiling and forecasting customer usage,
- Scheduling,
- Calculating and scheduling energy losses,
- Procuring energy supply, capacity and Renewable Energy Credits,
- Partnering with demand response providers,
- Procuring transmission service,
- Procuring ancillary services,
- Balancing and settling with the incumbent utilities,
- Billing Services, and
- Customer Service.

MidAmerican procures wholesale electric and gas supply through its internal trading team. The trading team procures energy at the best competitive market price.

MidAmerican currently has 24-hour on-call support staff to ensure coordination with control centers for scheduling changes, reserves implementation, curtailment orders and interruption plan implementation.

MidAmerican has completed four external reviews finding no substantive violations regarding FERC, NERC, PJM and MISO tariffs and rules.

Providing competitive electric provider services involves meeting requirements at three different levels: the incumbent utility, the state, and the reliability region. In each competitive market in which it has entered, MidAmerican has complied with these requirements.

As an experienced competitive retail electric provider, MidAmerican has experience in purchasing, maintaining, and reporting capacity requirements.

MidAmerican already tracks and reports the environmental characteristics of the electric energy provided to its competitive customers. Where MidAmerican is obligated to purchase renewable energy, the process for procuring and documenting renewable energy is very similar to procuring and documenting non-renewable energy and is well within MidAmerican's current capabilities.

MidAmerican's success in deregulated electric markets is driven by its commitment to customer service and its position as a long-term competitive retail electric provider.

Beginning in 2001 as part of MidAmerican Energy Company, the Unregulated Retail Services division made significant capital investments in automating business processes. Data transfers between internal departments and with local utilities are highly automated to ensure both quality and efficiency. These intense automation efforts give MidAmerican the ability to quickly respond to customer requests while maintaining all-time high customer satisfaction ratings in Quarter One of 2015.

MidAmerican currently acts as a point of contact for its competitive retail electric energy customers in all active states. MidAmerican's call center personnel are trained to respond to customer outage and emergency requests. Further, MidAmerican provides emergency and contact information to its competitive retail customers through bill messaging.

MidAmerican assigns an individual account manager to medium to large commercial customers to assist customers in managing their energy goals. For all customers, MidAmerican provides 24-hour telephone customer support services via a toll-free number 800-432-8574, through its call center support staff. Additional customer service support is offered via email at "CustomerService-Retail@MidAmericanEnergyServices.com". In order to ensure a high degree of confidence in energy scheduling, MidAmerican provides its customers with a 24-hour contact for reporting significant unplanned load changes.

## SUPPLIER COMPANY CONTACTS

**Company Name:** MidAmerican Energy Services, LLC

**Date Submitted:** January 11, 2016

**Company d/b/a:**  

**Company License Number:** A-2015-2496354

	M.	First Name	Last Name	Prof. Title	Street	City	State	Zip	Phone	FAX	E-Mail
<b>EXAMPLE:</b>	Mr.	Robert	Bennett	Manager	P.O. Box 3265	Harrisburg	PA	17105-3265	(717) 787-5553	(717) 772-1933	bennett@pac.state.pa.us
<b>1 Statutory Agent:</b>		CT Corporation		Registered Agent	116 Pine St, Ste 320	Harrisburg	PA	17101	(717) 234-6004	(717) 234-6024	
<b>2 CEO/President:</b>	Mr.	Jack	Kelleher	President	4299 NW Urbandale Dr.	Urbandale	IA	50322	(515) 281-2339	(515) 281-2994	<a href="mailto:jackkelleher@midamericanenergyservices.com">jackkelleher@midamericanenergyservices.com</a>
<b>3 Regulatory Contact:</b>	Mr.	Jay	Dillavou	Regulatory Affairs Manager	4299 NW Urbandale Dr	Urbandale	IA	50322-7916	(515) 281-2319	(515) 281-2927	<a href="mailto:jaydillavou@midamericanenergyservices.com">jaydillavou@midamericanenergyservices.com</a>
<b>4 Tariff Contact:</b>	N/A										
<b>5 Annual Reports:</b>	Ms.	Carrie	Forristall	Regulatory Analyst	4299 NW Urbandale Dr	Urbandale	IA	50322-7916	(515) 242-3488	(515) 281-2927	<a href="mailto:cforristall@midamericanenergyservices.com">cforristall@midamericanenergyservices.com</a>
<b>6 Assessments:</b>	Ms.	Carrie	Forristall	Regulatory Analyst	4299 NW Urbandale Dr	Urbandale	IA	50322-7916	(515) 242-3488	(515) 281-2927	<a href="mailto:cforristall@midamericanenergyservices.com">cforristall@midamericanenergyservices.com</a>
<b>7 PEMA Contact:</b>	Ms.	Judy	Tubbs	Manager, Customer Service, URS	320 LeClaire	Davenport	IA	52801	(563) 333-8581	(563) 333-8563	<a href="mailto:jatubbs@midamericanenergyservices.com">jatubbs@midamericanenergyservices.com</a>
<b>8 Customer Service:</b>	Ms.	Judy	Tubbs	Manager, Customer Service, URS	320 LeClaire	Davenport	IA	52801	(563) 333-8581	(563) 333-8563	<a href="mailto:jatubbs@midamericanenergyservices.com">jatubbs@midamericanenergyservices.com</a>
<b>9 Legal Counsel:</b>	Ms.	Carla	Meiners	Senior Attorney	4299 NW Urbandale Dr	Urbandale	IA	50322-7916	(515) 281-2782	(515) 242-4398	<a href="mailto:csmeiners@midamericanenergyservices.com">csmeiners@midamericanenergyservices.com</a>
<b>10 Complaints Contact:</b>	Ms.	Judy	Tubbs	Manager, Customer Service, URS	320 LeClaire	Davenport	IA	52801	(563) 333-8581	(563) 333-8563	<a href="mailto:jatubbs@midamericanenergyservices.com">jatubbs@midamericanenergyservices.com</a>
<b>11 EDI Transactions:</b>	Ms.	Beth	Johnston	Manager, Retail Transaction Systems	320 LeClaire	Davenport	IA	52801	(563) 333-8745	(563) 333-8563	<a href="mailto:bjohnston@midamericanenergyservices.com">bjohnston@midamericanenergyservices.com</a>
<b>12 Electric Phase-In Committee:</b>											

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

JAN 12 2016

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# Electric Generation Supplier Contract Summary

MidAmerican Energy Services, LLC

<DATE>

Electric Generation Supplier Information	<p>MidAmerican Energy Services, LLC                  P.O. Box 4290                  Davenport, IA 52808</p> <p>MidAmerican is responsible for generation charges under this agreement.</p>	<p>phone: (800) 342-3346                  fax: (866) 890-0370                  www.midamericanenergyservices.com                  e-mail: <a href="mailto:customerservice-retail@midamericanenergyservices.com">customerservice-retail@midamericanenergyservices.com</a></p>																								
Price Structure	Fixed																									
Generation/Supply Price	\$#/###/kWh or #.##¢/kWh																									
Statement Regarding Savings	MidAmerican's supply price may not always provide savings to the customer. For additional information on your price to compare, access <a href="http://www.PAPowerSwitch.com">www.PAPowerSwitch.com</a> .																									
Deposit Requirements	MidAmerican will not require a security deposit.																									
Incentives	Not Applicable																									
Contract Start Date	The term of the contract will begin upon successful enrollment with your EDC. Please reference your enrollment confirmation for the estimated start date.																									
Contract Term/Length	[Through MMM YYYY. Please reference your enrollment confirmation for the number of months in the term.]CEFI																									
Cancellation/Early Termination Fees	No																									
Renewal Terms	After the primary term, your agreement renews annually unless cancelled by either you or MidAmerican. MidAmerican will send you two notifications 30-60 days before the end of the primary term. MidAmerican may propose changes to your fixed price or terms of service at that time and your options will be explained in the notice. You may cancel at any time without penalty.																									
Electric Distribution Company Information	Your EDC will continue to be responsible for distribution charges and will respond to emergencies or outages.																									
	<table border="1"> <thead> <tr> <th>EDC</th> <th>Phone Number (Outages &amp; Emergencies)</th> <th>Website</th> </tr> </thead> <tbody> <tr> <td>Duquesne Light</td> <td>888-393-7000</td> <td><a href="https://www.duquesnelight.com/">https://www.duquesnelight.com/</a></td> </tr> <tr> <td>Met-Ed</td> <td>888-544-4877</td> <td><a href="https://www.firstenergycorp.com/content/customer/met_edison.html">https://www.firstenergycorp.com/content/customer/met_edison.html</a></td> </tr> <tr> <td>PECO</td> <td>800-841-4141</td> <td><a href="https://www.peco.com">https://www.peco.com</a></td> </tr> <tr> <td>Penelec</td> <td>888-544-4877</td> <td><a href="https://www.firstenergycorp.com/content/customer/penelec.html">https://www.firstenergycorp.com/content/customer/penelec.html</a></td> </tr> <tr> <td>Penn Power</td> <td>888-544-4877</td> <td><a href="https://www.firstenergycorp.com/content/customer/penn_power.html">https://www.firstenergycorp.com/content/customer/penn_power.html</a></td> </tr> <tr> <td>PP&amp;L</td> <td>800-342-5775 (option 1)</td> <td><a href="https://www.pplelectric.com/">https://www.pplelectric.com/</a></td> </tr> <tr> <td>West Penn Power</td> <td>888-544-4877</td> <td><a href="https://www.firstenergycorp.com/content/customer/west_penn_power.html">https://www.firstenergycorp.com/content/customer/west_penn_power.html</a></td> </tr> </tbody> </table>		EDC	Phone Number (Outages & Emergencies)	Website	Duquesne Light	888-393-7000	<a href="https://www.duquesnelight.com/">https://www.duquesnelight.com/</a>	Met-Ed	888-544-4877	<a href="https://www.firstenergycorp.com/content/customer/met_edison.html">https://www.firstenergycorp.com/content/customer/met_edison.html</a>	PECO	800-841-4141	<a href="https://www.peco.com">https://www.peco.com</a>	Penelec	888-544-4877	<a href="https://www.firstenergycorp.com/content/customer/penelec.html">https://www.firstenergycorp.com/content/customer/penelec.html</a>	Penn Power	888-544-4877	<a href="https://www.firstenergycorp.com/content/customer/penn_power.html">https://www.firstenergycorp.com/content/customer/penn_power.html</a>	PP&L	800-342-5775 (option 1)	<a href="https://www.pplelectric.com/">https://www.pplelectric.com/</a>	West Penn Power	888-544-4877	<a href="https://www.firstenergycorp.com/content/customer/west_penn_power.html">https://www.firstenergycorp.com/content/customer/west_penn_power.html</a>
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PECO	800-841-4141	<a href="https://www.peco.com">https://www.peco.com</a>																								
Penelec	888-544-4877	<a href="https://www.firstenergycorp.com/content/customer/penelec.html">https://www.firstenergycorp.com/content/customer/penelec.html</a>																								
Penn Power	888-544-4877	<a href="https://www.firstenergycorp.com/content/customer/penn_power.html">https://www.firstenergycorp.com/content/customer/penn_power.html</a>																								
PP&L	800-342-5775 (option 1)	<a href="https://www.pplelectric.com/">https://www.pplelectric.com/</a>																								
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MidAmerican Energy Services, LLC is a licensed retail electric supplier/provider in Delaware (Order 8809), Illinois (15-0440), Maryland (1R-3548) Michigan (Case U-17888), Pennsylvania (A-2015-2496354), Ohio (15-1001E), Texas (10233) and Washington D.C. (Order 17996).

**Terms of Service  
Residential & Small Business Disclosure Statement  
Fixed Rate Program**

**These terms of service (Agreement) apply to your electric service with MidAmerican Energy Services, LLC. The words “MidAmerican” “we”, “us”, and “our” refer to MidAmerican Energy Services, LLC, and the words “Customer,” “you” and “your” refer to the customer enrolling in this service. Please retain this Agreement for your records. If you have any questions, please call MidAmerican’s customer service department at 1-800-342-3346 between the hours of 7:00 a.m. and 5:00 p.m. (Central Time), Monday-Friday.**

**Definitions:**

**Distribution Charges:** Part of the basic service charges on every customer’s bill for delivering electricity from the electric distribution company to your home or business. This charge will vary according to how much electricity you use. The Public Utility Commission regulates distribution prices and services.

**Electric Distribution Company (EDC):** The public utility that provides facilities for the transmission and distribution of electricity to retail customers.

**Generation Charges:** Part of the basic service charges on every customer’s bill for producing electricity. Generation service is competitively priced and is not regulated by the Public Utility Commission. Generation prices and charges are set by the electric generation supplier you have chosen.

**Transmission Charges:** Part of the basic service charges on every customer’s bill for transporting electricity from the source of supply to the EDC. The Federal Energy Regulatory Commission regulates transmission prices and services.

**Right to Rescission:** Customer may cancel this agreement at any time before midnight of the third business day after receiving this disclosure. To rescind this Agreement, contact MidAmerican’s customer service team by phone at 1-800-342-3346, by fax at 1-866-890-0370, by e-mail at [customerservice-retail@midamericanenergyservices.com](mailto:customerservice-retail@midamericanenergyservices.com), or in writing at MidAmerican Energy Services, LLC, P.O. Box 4290, Davenport, IA, 52808-4290.

**Basic Service Prices:** MidAmerican will arrange for delivery of 100% of Customer’s electric supply service. Customer agrees to pay MidAmerican’s fixed price per kilowatt hour of X.XX¢. MidAmerican’s fixed price includes Generation Charges, Transmission Charges and the estimated state taxes including gross receipts tax. Price does not include EDC distribution charges, other taxes (including state or local sales taxes) or fees billed by the EDC.

**Donations:** If Customer is participating in an affinity program with an associated donation, a one-time payment is made to the applicable organization after approximately 90 days of continuous service with MidAmerican. The donation level is based on customer fulfilling the full contract term. Customer will not incur any fees for early termination but future donations to the recipient may be impacted to account for payments already applied.

**Term:** This Agreement is effective upon acceptance by MidAmerican. Service will begin upon successful enrollment with the EDC and will end with the Customer’s regularly scheduled meter read date in XXXX (Primary Term). **AFTER THE PRIMARY TERM, THIS AGREEMENT SHALL CONTINUE ANNUALLY THEREAFTER UNLESS TERMINATED BY EITHER THE CUSTOMER OR MIDAMERICAN PER THESE TERMS & CONDITIONS.**

**Renewal/Contract Expiration/Changes Notification:** If you have a fixed term contract approaching the expiration date, or whenever we propose to change the terms of service in any type of contract, you will receive two separate written notifications that precede either the expiration date or the effective date of the proposed changes. These notifications will explain your options going forward.

**Termination of Service:** If MidAmerican cancels the agreement it will provide the required regulatory notice. Customer may elect another supplier or MidAmerican will return all accounts to EDC service on the next available meter read date. No early termination fees apply.

**Non-Payment** – If your electric service is terminated by your EDC, then this agreement is cancelled on the date that your electric service is terminated. You will owe us for amounts unpaid for our charges for electric generation service up to the date of termination.

**Customer-Initiated Cancellation** – If you cancel this agreement before the end of the initial term, you will owe us for amounts unpaid up to the date of cancellation.

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**Customer Move** – If the customer moves from the address listed above, this agreement is cancelled.

**Eligibility:** This Agreement is only applicable to residential and small business customers less than 25 kW as designated by rate class and/or historical usage levels at the time of enrollment. MidAmerican reserves the right not to initiate service under this Agreement if, at MidAmerican's sole discretion, Customer is ineligible for this offer.

**Billing and Payment:** Customer will continue to receive a single bill from the EDC each month that will include charges from MidAmerican. Payment will be due in full on the due date listed on the invoice.

**Authorization for Customer Information:** By executing this agreement, Customer authorizes MidAmerican to obtain information from the EDC related to, but not limited to: Customer's electric usage data, account number(s), meter number(s), service name and addresses(s), transition rates, rate class, types of service, and other billing and invoice information relevant to the Customer's accounts. MidAmerican will keep all such information confidential unless specifically authorized by the Customer, in writing, to provide data to a third party.

**Independent Seller:** MidAmerican Energy Services, LLC is an independent seller of power and energy service and is certified by the Pennsylvania Public Utility Commission. MidAmerican is not representing or acting on behalf of the EDC, governmental bodies or consumer groups.

**Universal Service Program:** The EDC has programs available to assist customers on a limited or fixed income with utility bills. For more information, contact the EDC at the phone number listed below.

**Outages, Service Calls, Emergencies:** The EDC remains responsible for the delivery of power and energy to your home or business and will continue to respond to any service calls or emergencies. Switching to a retail supplier will not impact the reliability of your electric service in any way.

**Contact Information:**

**Electric Generation Supplier (EGS)**  
MidAmerican Energy Services, LLC  
PUC License #: A-2010-2201370

**Phone Number /Website/Email**  
Phone: 800-342-3346  
Email: [customerservice-retail@midamericanenergyservices.com](mailto:customerservice-retail@midamericanenergyservices.com)  
[www.midamericanenergyservices.com](http://www.midamericanenergyservices.com)

**Address**  
P.O. Box 4290  
Davenport, IA, 52808-4290

**Pennsylvania Public Utility Commission (PUC)**

Phone: 800-692-7380

PO Box 3265  
Harrisburg, PA 17105-3265

<b>Electric Distribution Company/Default Service Provider</b>	<b>Phone Number (Outages &amp; Emergencies)</b>	<b>Universal Service Program</b>	<b>Address</b>
Duquesne Light	888-393-7000	412-393-7100	411 Seventh Avenue (6-1) Pittsburgh, PA 15219
Met-Ed	888-544-4877	800-545-7741	P.O. Box 3687 Akron, Ohio 44309-3687
PECO	800-841-4141	800-494-4000	2301 Market Street P.O. Box 8699 Philadelphia, PA 19101
Penelec	888-544-4877	800-545-7741	P.O. Box 3687 Akron, Ohio 44309-3687
Penn Power	888-544-4877	800-545-7741	P.O. Box 16001 Reading, PA 19612-6001
PP&L	800-342-5775 (option 1)	800-342-5775	827 Hausman Road Allentown, PA 18104
West Penn Power	888-544-4877	800-686-0021	800 Cabin Hill Drive Greensburg, PA 15601-1689

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**Unexpected Catastrophe:** If a party is unable to perform under this Agreement because of circumstances not reasonably within its control, including suspension, curtailment or service disruption, acts of God, breakage of generation or transmission and delivery facilities or weather disasters, it will provide notice to the other party, and the parties' performance is excused for the catastrophe's duration.

**Limitation of Liability:** The EDC continues to provide delivery services under this Agreement; therefore, MidAmerican will not be liable for any injury, loss, claim, expense, liability or damage resulting from failure by the EDC or transmission provider. MidAmerican is also not liable for any injury, loss or damage resulting from interruption, insufficiency or irregularities of service. In no event will either party be liable to the other party or to any third-party, for any special, incidental, indirect, consequential, punitive or exemplary damages or for any damages of a similar nature arising out of or in connection with this Agreement.

**Dispute Resolution:** All inquiries, questions, complaints or disputes about the supply portion of your energy bill may be directed to MidAmerican Energy Services, LLC, P.O. Box 4290, Davenport, IA, 52808-4290 or by phone at (800) 432-8574. The Pennsylvania Public Utility Commission is also available for assistance at (800) 692-7380 if you are not satisfied after discussing the terms of service with MidAmerican.

**Change in Law or Tariff:** If a change in law, tariff or business practice affecting the cost to provide electric service under this agreement, MidAmerican may amend the terms of the Agreement at any time by providing notice to Customer as described in the Renewal/Contract Expiration/Changes Notification. Customer will be given the opportunity to affirmatively accept the amended terms of Agreement or will be returned to the EDC with no penalty.

**Miscellaneous:** This agreement replaces in its entirety any prior agreement currently in effect between Customer and MidAmerican, relating to Customer's properties identified on the Enrollment & Authorization Form, effective with Customer's beginning meter read. Both parties agree that the laws of the State of Pennsylvania shall govern this Agreement. Customer cannot assign this Agreement. If there is a change in law, regulation or applicable tariffs or regulatory interpretation thereof that affects MidAmerican's provision of service to Customer, MidAmerican may cancel the agreement and will provide the required regulatory notice. This Agreement is a forward contract under applicable bankruptcy laws. **To the fullest extent permitted by law, each of the parties hereto waives any right it may have to a trial by jury in respect of litigation directly or indirectly arising out of, under or in connection with this Agreement. Each party further waives any right to consolidate any action in which a jury trial has been waived with any other action in which a jury trial cannot be or has not been waived.**

**CERTIFIED MAIL®**



7015 0640 0004 5984 8416

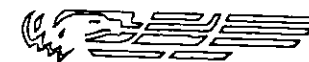
**merican**

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