

AMENDMENT No. 1 (“Amendment”) is entered into on February 23, 2023 between the Town of Salisbury (“Town”) and First Point Power, LLC (“Competitive Supplier”).

WITNESSETH:

WHEREAS, the Town and the Competitive Supplier are parties to the Competitive Electric Service Agreement dated May 20, 2021 (“ESA”); and

WHEREAS, the Town and the Competitive Supplier have agreed to amend the ESA pursuant to the provisions of Articles 18.5 (last sentence) in order to update the pricing of the ESA to reflect an increase in the cost of the requirements of the Massachusetts’ Clean Energy Standard (including but not limited to the Clean Energy Standard Expansion).

NOW, THEREFORE, in consideration of the mutual covenants hereinafter set forth and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Town and the Competitive Supplier agree as follows:

1. Exhibit A (“Prices and Terms”) is deleted in its entirety and the attached Exhibit A inserted.
2. All capitalized terms used but not defined herein shall have the meaning ascribed to them in the ESA.
3. This Amendment contains the entire understanding of the Parties with respect to the amendment contained herein. All other provisions of the ESA remain in full force and effect.
4. This Amendment may be executed in counterparts without the necessity that both Parties execute the same counterpart, each of which will be deemed an original but which together will constitute one and the same agreement. The exchange of copies of this Amendment by email or facsimile will constitute effected execution and delivery of this Amendment and may be used in lieu of the original for all purposes. Signatures of representatives of the Parties transmitted by email or facsimile will be deemed to be original signatures for all purposes.

IN WITNESS WHEREOF, the Town and the Competitive Supplier have executed this Amendment effective as of the date first written above.

TOWN OF SALISBURY

By: Neil J. Harrington
Name: Neil J. Harrington
Title: Town Manager
Address: 5 Beach Road
Salisbury, MA 01952

Dated: 2/28/2023

FIRST POINT POWER, LLC

By: Peter Schieffelin
Name: Peter Schieffelin
Title: CEO
Address: 2000 Chapel View Blvd, Suite 450
Cranston, RI 02920

Dated: 03/16/2023