

**EMERGENCY COMMERCIAL AND INDUSTRIAL DEMAND RESPONSE CUSTOMER AMENDMENT**



Amendment Number: One (1)

Effective Date: 06/01/2022

This is Amendment # One (1) to the Emergency Commercial and Industrial Demand Response Customer Agreement with an effective date of 06/01/2021 (the "Agreement") between Consumers Energy Company and Muskegon County Board of Public Works (the "Customer") 990 Terrace St, 4th Floor Address Muskegon, MI 49442 City, State and ZIP Code.

Check below if **NOT** applicable: The parties agree to the following revisions:

- 1. Under Program rules, the Language in the row for Event Frequency and Duration for Emergency Events shall be deleted in its entirety and replaced with the following:

**Emergency Events** – Up to (10) events during the Program Period, up to four Hours each"

- 2. Under Program rules, the Language in the row for Advanced Notifications for Emergency Events shall be deleted in its entirety and replaced with the following:

**Emergency Events** – Customers will receive at least a thirty (30) minutes but

No more than a six (6) hour notice in advance of an Emergency Event. Customers are advised to estimate load reduction capability over a twelve (12) hour time frame for planning purposes.

- 3. On page seven (7) of the above referenced agreement, Contracted Capacity for account number 100000219921 located at 698 N Maple Island Rd, Muskegon will be changed from 1,000 kW to 1,250 kW as of the signed date of this amendment.

- 4. On page      of the above referenced agreement, the Initial Term for account number      located at      will be changed from      years to      years as of the signed date of this amendment.

In all other respects the terms and conditions of the Agreement remain effective.

**In WITNESS WHEREOF, and intending to be legally bound, the parties have duly executed this Amendment by their authorized representatives as of the dates below.**

**Consumers Energy Company**

Muskegon County Board of Public Works  
Customer

**X** David Zokoe

Consumers Energy Employee Signature

**X** [Handwritten Signature]  
Customer Signature

~~Erik Luthers~~ David Zokoe  
Print Name

Malinda Pego  
Print Name

~~4/6/2021~~ 05/11/2021  
Date

5/10/21  
Date

