

Wells Fargo Bank, N.A.
U.S. Trade Services
Standby Letters of Credit
401 N. Research Pkwy, 1st Floor
MAC D4004-017,
Winston-Salem, NC 27101-4157
Phone: 1(800) 776-3862 Option 2
E-Mail: sblc-new@wellsfargo.com

## Amendment To Irrevocable Standby Letter Of Credit

Number: IS0047725U

**Amendment Number: 002** 

NHPUC 120CT'17AM9:47

Amend Date: October 11, 2017

**BENEFICIARY** 

**APPLICANT** 

NEW HAMPSHIRE PUBLIC UTILITIES
COMMISSION
21 SOUTH FRUIT STREET, SUITE 10
CONCORD, NEW HAMPSHIRE 03301-2429

XOOM ENERGY NEW HAMPSHIRE, LLC 11208 STATESVILLE RD, SUITE 200 HUNTERSVILLE, NORTH CAROLINA 28078

## LADIES AND GENTLEMEN:

AT THE REQUEST AND FOR THE ACCOUNT OF THE ABOVE REFERENCED APPLICANT, WE HEREBY AMEND OUR IRREVOCABLE STANDBY LETTER OF CREDIT (THE "WELLS CREDIT") IN YOUR FAVOR AS FOLLOWS:

IN REFERENCE TO OUR STANDBY LETTER OF CREDIT DATED JUNE 21, 2013, THE FOLLOWING DOCUMENT IS NOW ADDED:

3. A DATED STATEMENT ISSUED ON THE LETTERHEAD OF THE BENEFICIARY AND PURPORTEDLY SIGNED BY AN AUTHORIZED REPRESENTATIVE STATING: XOOM ENERGY NEW HAMPSHIRE, LLC HAS FAILED TO MAKE REQUIRED PAYMENT(S) AND/OR PAYMENT ARRANGEMENTS IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF AN ORDER ISSUED BY THE NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION ON (INSERT DATE). WE THEREFORE DEMAND PAYMENT IN THE AMOUNT OF (INSERT AMOUNT) AS SAME IS DUE AND OWING.

THE AMOUNT OF THIS LETTER OF CREDIT IS INCREASED BY USD 70000.00 (USD SEVENTY THOUSAND AND 00/100). THE CURRENT AVAILABLE AMOUNT OF THIS LETTER OF CREDIT NOW TOTALS USD 170000.00 (USD ONE HUNDRED SEVENTY THOUSAND AND 00/100).

ALL OTHER TERMS AND CONDITIONS REMAIN UNCHANGED.

THIS AMENDMENT IS TO BE ATTACHED TO THE ORIGINAL WELLS CREDIT AND IS AN INTEGRAL PART THEREOF.

THE KINEY



Very Truly Yours,

## **WELLS FARGO BANK, N.A.**

By:

AUREA C. BALENBIN ASSISTANT VICE PRESIDENT

Authorized Signature

The original of the Letter of Credit contains an embossed seal over the Authorized Signature.

Please direct any written correspondence or inquiries regarding this Letter of Credit, always quoting our reference number, to **Wells Fargo Bank, National Association,** Attn: U.S. Standby Trade Services

at either

794 Davis Street, 2nd Floor MAC A0283-023, San Leandro, CA 94577-6922 401 N. Research Pkwy, 1st Floor MAC D4004-017, WINSTON-SALEM, NC 27101-4157

Phone inquiries regarding this credit should be directed to our Standby Customer Connection Professionals

1-800-776-3862 Option 2

1-800-776-3862 Option 2

(Hours of Operation: 8:00 a.m. PT to 5:00 p.m. PT)

(Hours of Operation: 8:00 a.m. EST to 5:00 p.m. EST)

Consent to Amendment **002** on Standby Letter of Credit No. **IS0047725U** is required to become effective. *Please date and sign below and return a copy via e-mail to standbylc@wellsfargo.com or return an original signed copy to our office located at either:* 

794 Davis Street, 2nd Floor MAC A0283-023, San Leandro, CA 94577-6922 or Fax to 844-879-2898. 401 N. Research Pkwy, 1st Floor
 MAC D4004-017,
 WINSTON-SALEM, NC 27101-4157
 or Fax to 844-879-2898.

Amendment accepted in its entirety

Amendment rejected in its entirety

11/17/201

Date

Authorized Signature - NEW HAMPSHIRE PUBLIC UTILITIES

(603) 271-6008

Telephone Number

Printed Name of Authorized Signer

