July 16, 2020

Dear Sir/Madam:

Request for Offers from Interested Buyers of California Renewable Energy Portfolio Content Category 1 Renewable Energy

The Metropolitan Water District of Southern California (MWD) is soliciting offers for a three-year, five-year or 10-year sale of renewable output from five of its existing small conduit hydroelectric power plants (HEP) (combined total nameplate capacity is 51 MW) all located in the local southern California zone. The five plants are certified Renewable Portfolio Standard by the California Energy Commission and qualify as bundled renewable or Portfolio Content Category 1 (PCC 1)\(^1\) products. This renewable product includes scheduling coordinator services and all associated resource attributes. The sales would begin January 1, 2021 and end either on December 31\(^{st}\) of the years 2023, 2025, or 2030, or as agreed between the parties. The attached Request for Offers (RFO) provides information on this solicitation as well as the process to submit offers. The RFO is also available on the MWD website under the RFO tab at http://www.mwdh2o.com/Doing-Business/Pages/default.aspx.

If your organization intends to make an offer, please review the RFO and complete the Offer Response Template (Exhibit 3). Your response of a completed Offer Response Template must be received via email to PResources@mwdh2o.com by 3:00 pm Pacific Prevailing Time on August 27, 2020.

If you have any questions concerning this RFO, please contact Mr. Shawn Bailey at 213-217-7381 or sbailey@mwdh2o.com, or Ms. Jenny Li at 213-217-7374 or jli@mwdh2o.com and responses will be posted on the MWD website listed above.

MWD appreciates your consideration of this solicitation and looks forward to your response.

Sincerely,

Shawn Bailey
Manager of Power Operations and Planning

\(^1\) Established in Section 399.16(b)(1) of the California Public Utilities Code.
The Metropolitan Water District of Southern California
Request for Offers (RFO)
Sale of Renewable Energy Portfolio Content Category 1 Product
July 16, 2020

RFO Responses are to be received no later than
3:00 pm PPT, August 27, 2020 at
PResources@mwdh2o.com
1 Purpose
The Metropolitan Water District of Southern California (MWD) is soliciting offers for the sale of renewable Portfolio Content Category 1 (PCC 1) energy from five of its small conduit hydroelectric power plants (HEP) located in the local southern California zone.

2 Terminology
Throughout this RFO, respondents, proposed bidders or buyers shall be identified as “Buyers”.

3 Term
MWD is considering one of the following preferred delivery terms listed below:

Option 1: A three-year term commencing January 1, 2021 and ending on December 31, 2023.
Option 2: A five-year term commencing January 1, 2021 and ending on December 31, 2025.
Option 3: A ten-year term commencing January 1, 2021 and ending on December 31, 2030.

MWD may consider alternative delivery terms. However, such alternatives may only be considered if at least one of the three preferred options above are also submitted.

4 Background Information
4.1 Metropolitan Water District of Southern California Overview
MWD is a public agency and quasi-municipal corporation created in 1928 by vote of the electorates of several southern California cities. MWD’s primary purpose is to provide a supplemental supply of water for domestic and municipal uses and purposes at wholesale rates to its member agencies. MWD is one of the country’s largest water wholesalers, providing supplemental water to its 26 member public agencies for approximately 19 million residents in southern California. MWD is governed by a 38-member Board of Directors made up from the member agencies. MWD’s service area comprises 5,200 square miles and includes portions of the six counties of Los Angeles, Orange, Riverside, San Bernardino, San Diego, and Ventura. Existing MWD facilities include a 242-mile-long Colorado River Aqueduct with five pumping plants, a distribution system utilizing eight functional reservoirs, five water treatment plants, 43 pressure control structures, fifteen hydroelectric plants, 305 miles of 230 kV transmission lines, and approximately 830 miles of large diameter pipelines. More detailed information regarding MWD can be found at the Internet site http://www.mwdh2o.com/.

4.2 Hydroelectric Plants Overview
The five HEPs include Corona, Diamond Valley Lake, Red Mountain, Temescal and Venice. Attributes of these five HEPs include:

a) Certified Renewable Portfolio Standard by the California Energy Commission (CEC);
b) Qualified as bundled renewable or RPS Portfolio Content Category 1\(^2\) and the Renewable Energy Credits (REC) tracked and transferred in the Western Renewable Energy Generation Information System (WREGIS);

c) Interconnected to the Southern California Edison Company (SCE) distribution system;

d) Delivered to the California Independent System Operator (CAISO) grid through SCE’s Wholesale Distribution Access Tariff (WDAT) and measured/settled using CAISO certified meters;

e) Located along MWD’s water distribution system, refer to Exhibit 1 for their general location; and

f) Maintained on a routine basis and have been in service since the commercial operation dates shown below.

Table 1 below provides additional details on the renewable attributes of the HEPs:

<table>
<thead>
<tr>
<th>Hydroelectric Plant</th>
<th>Nameplate Capacity (MW)</th>
<th>Commercial Operations (Month &amp; Year)</th>
<th>Southern California City Location</th>
<th>FERC Conduit Project Number</th>
<th>CEC RPS ID</th>
<th>WREGIS ID</th>
</tr>
</thead>
<tbody>
<tr>
<td>Corona</td>
<td>2.85</td>
<td>August-83</td>
<td>Corona</td>
<td>6010</td>
<td>60621E</td>
<td>W471</td>
</tr>
<tr>
<td>Diamond Valley Lake</td>
<td>29.70</td>
<td>May-01</td>
<td>Hemet</td>
<td>11867</td>
<td>60901A</td>
<td>W1287</td>
</tr>
<tr>
<td>Red Mountain</td>
<td>5.90</td>
<td>March-86</td>
<td>Fallbrook</td>
<td>8552</td>
<td>60625E</td>
<td>W473</td>
</tr>
<tr>
<td>Temescal</td>
<td>2.85</td>
<td>July-83</td>
<td>Corona</td>
<td>5938</td>
<td>60622E</td>
<td>W475</td>
</tr>
<tr>
<td>Venice</td>
<td>10.12</td>
<td>August-82</td>
<td>Culver City</td>
<td>5197</td>
<td>60620E</td>
<td>W467</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>51.42</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Table 2 below provides additional details on the interconnection of the HEPs connected to SCE’s distribution system under long-term interconnection agreements:

<table>
<thead>
<tr>
<th>Hydroelectric Plant</th>
<th>SCE WDAT ID</th>
<th>Pt of Delivery with CAISO (POD)</th>
<th>Pricing Node with CAISO (Pnode)</th>
<th>Local Area</th>
</tr>
</thead>
<tbody>
<tr>
<td>Corona</td>
<td>WDT133</td>
<td>Mira Loma 230 kV Bus</td>
<td>MIRALOMA_6_n009</td>
<td>LA Basin</td>
</tr>
<tr>
<td>Diamond Valley Lake</td>
<td>WDT075 (#34)</td>
<td>Valley 500 kV Bus</td>
<td>DMDVL Y 1 Units-APND</td>
<td>LA Basin</td>
</tr>
<tr>
<td>Red Mountain</td>
<td>WDT133</td>
<td>Valley 500 kV Bus</td>
<td>VALLEYSC_1_n102</td>
<td>LA Basin</td>
</tr>
<tr>
<td>Temescal</td>
<td>WDT133</td>
<td>Mira Loma 230 kV Bus</td>
<td>MIRALOMA_6_n010</td>
<td>LA Basin</td>
</tr>
<tr>
<td>Venice</td>
<td>WDT133</td>
<td>La Cienega 230 kV Bus</td>
<td>LCIENEGA_6_n005</td>
<td>LA Basin</td>
</tr>
</tbody>
</table>

MWD’s water supply for these HEPs is sourced from either the State Water Project (SWP), the Colorado River Aqueduct (CRA), or a blend of both sources. Depending on the allocation of water provided to MWD by the State Water Project (SWP), and MWD’s use of the CRA, MWD’s water operations are optimized to provide the most effective water delivery to serve the region’s needs.

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\(^2\) Renewable Energy is comprised of energy and the equivalent quantity of renewable attributes generated by the HEPs which meets the criteria for Section 399.16(b)(1) of the California Public Utilities Code.
Water for MWD’s Venice HEP is sourced from the SWP, while the Corona and Temescal HEPs are sourced from the CRA. In years with high SWP allocation, it is expected that the Venice HEP will have greater generation with more water provided by the SWP pipelines, whereas in years of lower SWP allocation, the Corona and Temescal HEPs will be expected to generate more, as MWD switches operations to pipelines delivering CRA water. The Diamond Valley Lake HEP generation is dependent on the Diamond Valley Lake reservoir operation, and the Red Mountain HEP is dependent on downstream water demands.

4.3 Net Qualifying Capacity

Table 3 below shows the Net Qualifying Capacity for Compliance Year 2020 for each HEP based on MWD’s most recent outlook provided to the CAISO and as shown on the CAISO website. These values differ from the California Public Utilities Commission’s calculated NQC values based on historical operations that are shown in Table 4 below. This information is provided as a convenience to potential Buyers to show MWD’s current supply plan for 2020. MWD will provide forecasts of available capacity based on expected operations as described in the draft Power Purchase and Sale Agreement.

**Table 3: CAISO Net Qualifying Capacity for Compliance Year 2020**

<table>
<thead>
<tr>
<th>Resource ID</th>
<th>Local Area</th>
<th>Generator Name</th>
<th>JAN</th>
<th>FEB</th>
<th>MAR</th>
<th>APR</th>
<th>MAY</th>
<th>JUN</th>
<th>JUL</th>
<th>AUG</th>
<th>SEP</th>
<th>OCT</th>
<th>NOV</th>
<th>DEC</th>
<th>Dispatchable</th>
<th>Path Designation</th>
<th>Deliverability Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>DMDVLY_1_UNITS</td>
<td>LA Basin</td>
<td>DIAMOND VALLEY LAKE PUMP-GEN PLANT</td>
<td>0.38</td>
<td>1.13</td>
<td>1.4</td>
<td>3.5</td>
<td>3.6</td>
<td>4.3</td>
<td>3.7</td>
<td>7.1</td>
<td>8.8</td>
<td>5.6</td>
<td>3.5</td>
<td>3.3</td>
<td>N</td>
<td>South</td>
<td>FC</td>
</tr>
<tr>
<td>MIRLOM_2_CORONA</td>
<td>LA Basin</td>
<td>MWD Corona Hydroelectric Recovery Plant</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>N</td>
<td>South</td>
<td>FC</td>
</tr>
<tr>
<td>VALLEY_5_REDMTN</td>
<td>LA Basin</td>
<td>MWD Red Mountain Hydroelectric Recovery Plant</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>2.1</td>
<td>2.6</td>
<td>2.9</td>
<td>3.3</td>
<td>3.8</td>
<td>3.5</td>
<td>2.6</td>
<td>2.3</td>
<td>1.5</td>
<td>N</td>
<td>South</td>
<td>FC</td>
</tr>
<tr>
<td>MIRLOM_2_TEMESC</td>
<td>LA Basin</td>
<td>MWD Temescal Hydroelectric Recovery Plant</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>N</td>
<td>South</td>
<td>FC</td>
</tr>
<tr>
<td>LACIEN_2_VENICE</td>
<td>LA Basin</td>
<td>MWD Venice Hydroelectric Recovery Plant</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>1.8</td>
<td>3.1</td>
<td>3</td>
<td>2.2</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>N</td>
<td>South</td>
<td>FC</td>
</tr>
</tbody>
</table>

**Table 4: CPUC Net Qualifying Capacity As of May 2020**

<table>
<thead>
<tr>
<th>Resource ID</th>
<th>Local Area</th>
<th>Generator Name</th>
<th>JAN</th>
<th>FEB</th>
<th>MAR</th>
<th>APR</th>
<th>MAY</th>
<th>JUN</th>
<th>JUL</th>
<th>AUG</th>
<th>SEP</th>
<th>OCT</th>
<th>NOV</th>
<th>DEC</th>
<th>Dispatchable</th>
<th>Path Designation</th>
<th>Deliverability Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>DMDVLY_1_UNITS</td>
<td>LA Basin</td>
<td>DIAMOND VALLEY LAKE PUMP-GEN PLANT</td>
<td>0.38</td>
<td>1.03</td>
<td>0.96</td>
<td>0.96</td>
<td>1</td>
<td>1.66</td>
<td>2.5</td>
<td>1.5</td>
<td>0.01</td>
<td>0</td>
<td>N</td>
<td>South</td>
<td>FC</td>
<td></td>
<td></td>
</tr>
<tr>
<td>MIRLOM_2_CORONA</td>
<td>LA Basin</td>
<td>MWD Corona Hydroelectric Recovery Plant</td>
<td>1.12</td>
<td>0.59</td>
<td>0.85</td>
<td>0.89</td>
<td>0.86</td>
<td>0.6</td>
<td>1.2</td>
<td>1.7</td>
<td>1.7</td>
<td>1.59</td>
<td>0.63</td>
<td>N</td>
<td>South</td>
<td>FC</td>
<td></td>
</tr>
<tr>
<td>VALLEY_5_REDMTN</td>
<td>LA Basin</td>
<td>MWD Red Mountain Hydroelectric Recovery Plant</td>
<td>2.36</td>
<td>0.04</td>
<td>0.55</td>
<td>0.72</td>
<td>2.6</td>
<td>3.0</td>
<td>3.3</td>
<td>2.2</td>
<td>3.3</td>
<td>3.6</td>
<td>4.1</td>
<td>1.0</td>
<td>2.6</td>
<td>N</td>
<td>South</td>
</tr>
<tr>
<td>MIRLOM_2_TEMESC</td>
<td>LA Basin</td>
<td>MWD Temescal Hydroelectric Recovery Plant</td>
<td>0.96</td>
<td>0.41</td>
<td>0.55</td>
<td>0.85</td>
<td>0.6</td>
<td>0.0</td>
<td>0.0</td>
<td>0.2</td>
<td>0.4</td>
<td>1.2</td>
<td>1.6</td>
<td>1.75</td>
<td>0.56</td>
<td>N</td>
<td>South</td>
</tr>
<tr>
<td>LACIEN_2_VENICE</td>
<td>LA Basin</td>
<td>MWD Venice Hydroelectric Recovery Plant</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0.2</td>
<td>0.8</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>N</td>
<td>South</td>
<td>FC</td>
</tr>
</tbody>
</table>

4.4 Historical Generation and Outage Information

Graphic 1 and Table 5 below provide a snapshot of the five HEPs’ average monthly generation over a six year period (2014 through 2019). Additionally, hourly historical generation data over the six year period for each of the HEPs is posted to the MWD website at [http://www.mwdh2o.com/Doing-Business/Pages/default.aspx](http://www.mwdh2o.com/Doing-Business/Pages/default.aspx) under the RFO tab. Power production from these HEPs is dependent on water flows that are based on operational needs. Recent outage data is also provided.
4.5 Operations

a) MWD’s obligation to use its water distribution system to deliver water to its member public agencies shall have priority and is the determining factor in the amount of energy generated from the HEPs.

b) MWD will provide information on planned outages in advance of the HEP being taken off-line for planned maintenance as described in the draft Power Purchase and Sale Agreement.

c) MWD will, whenever possible and consistent with prudent operating practice, perform all scheduled maintenance on the HEPs during the non-summer months.

d) MWD, through its Scheduling Coordinator, manages HEP forced outages and charges through its submittal of outage cards to CAISO.

Table 5: Average Monthly Generation For All Five HEPs Years 2014-2019

<table>
<thead>
<tr>
<th>Month</th>
<th>MWH</th>
</tr>
</thead>
<tbody>
<tr>
<td>January</td>
<td>4,220</td>
</tr>
<tr>
<td>February</td>
<td>4,010</td>
</tr>
<tr>
<td>March</td>
<td>3,587</td>
</tr>
<tr>
<td>April</td>
<td>3,850</td>
</tr>
<tr>
<td>May</td>
<td>4,130</td>
</tr>
<tr>
<td>June</td>
<td>4,983</td>
</tr>
<tr>
<td>July</td>
<td>4,310</td>
</tr>
<tr>
<td>August</td>
<td>4,403</td>
</tr>
<tr>
<td>September</td>
<td>5,221</td>
</tr>
<tr>
<td>October</td>
<td>5,797</td>
</tr>
<tr>
<td>November</td>
<td>4,082</td>
</tr>
<tr>
<td>December</td>
<td>3,041</td>
</tr>
</tbody>
</table>
e) MWD will make every reasonable effort, consistent with its water delivery obligations and prudent operating practice, to maximize delivery of renewable energy from the HEPs.

f) Buyer will receive all energy, capacity, and renewable attributes from the HEPs.

4.6 Scheduling & Settlement

a) MWD shall be responsible for providing Scheduling Coordinator services and for scheduling the HEPs’ energy and outages with the CAISO.

b) Bundled energy from the HEPs shall be deemed delivered to the Buyer at the CAISO grid Point of Delivery and MWD will provide a summary of the total hourly metered energy that was delivered as a supplemental report in the monthly invoices. Charges to the Buyer will be calculated as the product of the metered hourly quantity in megawatt hours (MWh) and the Contract Price (described in Section 5 below).

c) Invoices and payment will be submitted monthly.

d) MWD will transfer the RECs to Buyer's designated WREGIS account.

5 Contract Price

Preferred prices quoted must be clearly stated in $(US)/MWh. Fixed nominal prices should be quoted for each year of the applicable contract term. Pricing should take into account the value of the energy, capacity, and RECs.

Preferred prices must be quoted for at least one contract term; however, the bidder can submit prices for any two or all three contract terms:

Option 1: A three-year term commencing January 1, 2021 and ending on December 31, 2023.
Option 2: A five-year term commencing January 1, 2021 and ending on December 31, 2025.
Option 3: A ten-year term commencing January 1, 2021 and ending on December 31, 2030.

MWD may consider alternative price structures. However, such alternatives may only be considered if at least one of the three preferred options above are also submitted.

By submitting an offer, Buyer acknowledges and agrees that each of its offers reflect a firm price. Short-listed Buyer(s) will be selected based on the criteria identified in Section 10.

6 Credit Requirements

6.1 MWD Credit

The credit rating for MWD's fixed rate revenue bonds is AA+ by Fitch, Aa2 by Moody's, and AAA by Standard & Poor's. MWD's general obligation bonds are rated AAA by Fitch, Aaa by Moody's, and AAA by Standard & Poor's.

MWD's annual financial report and recent official statements are available at:
6.2 Counterparty Credit

All transactions are contingent upon the Buyer meeting and maintaining the credit requirements as established below:

a) Buyer’s must have at a minimum one investment grade credit rating of at least: BBB with an outlook designation of “stable” from Standard and Poor’s (S&P), BBB with an outlook designation of “stable” from Fitch, or Baa2 with an outlook designation of “stable” from Moody’s Investor Services, Inc. (Moody’s). If a Buyer is not rated, or Buyer’s credit is lower than: BBB by S&P, BBB by Fitch, or Baa2 by Moody’s, then said Buyer must provide either a Letter of Credit or Guaranty by a Guarantor acceptable to MWD.

The U.S. commercial bank issuing the Letter of Credit and the U.S. based Guarantor must have at a minimum investment grade credit rating of at least: BBB+ with an outlook designation of “stable” from S&P, BBB+ with an outlook designation of “stable” from Fitch, or Baa1 with an outlook designation of “stable” from Moody’s.

b) MWD will, in its sole discretion, determine which type of counterparty credit is acceptable in reviewing responses submitted by respondents.

c) Buyer consents to allow an independent third party contracted by MWD to prepare a financial evaluation.

7 Enabling Agreement

The award of a contract is contingent upon the successful negotiation of terms and formal approval by MWD and its Board of Directors. The sale agreement of renewable energy PCC 1 product shall be in accordance with and subject to the terms and conditions of the Power Purchase and Sale Agreement, as negotiated and executed by the both parties. The Buyer shall be prepared to provide documentary evidence, following the award of contract, that its signatory has been duly authorized to sign the Agreement on the Buyer’s behalf and has the legal authority to bind the Buyer to the Agreement’s terms and conditions. The template for the Power Purchase and Sale Agreement can be found in Exhibit 2.

8 Required Contract Provisions

a) Buyers must comply with all applicable federal and state laws.

b) Governing law shall be the law of the State of California.

c) Venue for dispute resolution and litigation shall be Los Angeles County, California.

d) Credit requirements as described in Section 6.2 above.

e) Payment provisions that allow payments to be made not more than 15 days after the last day of the month in which energy was delivered and the WREGIS RECs were transferred to the Buyer.
9 Offer Evaluation

A review panel will evaluate all offers received by the deadline in accordance with the criteria identified below. MWD will develop a short list of offers from which MWD will select the most competitive offers for direct negotiations. MWD reserves the right to evaluate and select offers in a manner that ultimately produces the most value for MWD.

10 Evaluation Criteria

MWD may conduct oral interviews as necessary to develop a short list of offers that best meet MWD’s needs. Criteria upon which RFO responses will be evaluated include, but are not limited to, the following:

a) Contract Price and material economic terms;
b) Buyer’s proposed term;
c) Buyer’s financial stability;
d) Buyer’s experience and past contract performance; and
e) MWD’s exposure to risk.

11 Timeline

For Buyer’s reference, a preliminary timeline is provided below. MWD reserves the right to change the timeline at any time and to delete or add to events shown below.

<table>
<thead>
<tr>
<th>Date/Time</th>
<th>Event</th>
</tr>
</thead>
<tbody>
<tr>
<td>July 16, 2020</td>
<td>MWD issues RFO</td>
</tr>
<tr>
<td>July 30, 2020</td>
<td>Deadline for Buyers to submit questions</td>
</tr>
<tr>
<td>August 6, 2020</td>
<td>Deadline for MWD to post responses</td>
</tr>
<tr>
<td>August 27, 2020</td>
<td>3:00 pm deadline for MWD to receive offers</td>
</tr>
<tr>
<td>September 10, 2020</td>
<td>MWD notifies Buyers of evaluation results</td>
</tr>
<tr>
<td>Mid- to late-September 2020</td>
<td>Contract negotiation period</td>
</tr>
<tr>
<td>November – December 2020</td>
<td>MWD Board approval period</td>
</tr>
<tr>
<td>January 1, 2021</td>
<td>Deliveries of HEPs to commence</td>
</tr>
</tbody>
</table>

12 Offer Submittal

a) Buyer is encouraged to carefully review this RFO to ensure it has submitted all required information. MWD reserves the right to reject any or all offers or select the offer most advantageous to MWD. MWD reserves the right to verify all information submitted in the offer.

b) Offers must remain valid through the date on which the MWD Board of Directors approves the Power Purchase and Sale Agreement.
c) MWD reserves the right to amend this RFO or issue a Notice of Amendment to address questions for clarification.

d) Buyer may modify or amend its offer only if MWD receives the amendment prior to the deadline stated herein for receiving an offer.

e) An offer may be considered non-responsive if it is conditional, incomplete, or contains alterations of form that may constitute a material change to the offer.

f) MWD is subject to the California Public Records Act (PRA), California Government Code §6250 et. seq. Consequently, all submittal information is subject to disclosure to the general public. Buyer may request confidential treatment of certain information provided that the information qualifies for exemption from public disclosure under California Government Code §6254. If Buyer seeks confidential treatment for information meeting the foregoing requirement, any such information shall be clearly marked “Confidential.” If MWD receives a request for the release of information marked by the Buyer as “Confidential” and determines that such information is not exempt from disclosure under the PRA, MWD shall notify the Buyer in advance of releasing the information.

g) Offers shall be submitted to Metropolitan in accordance with the requirement of this RFO, on or before the time and date as listed below. Offers received by Metropolitan after the time specified will be returned unopened as required by California Government Code §53068.

h) Offers are to be submitted only via email to PResources@mwdh2o.com. Submit one (1) Portable Document Format (pdf) copy of the completed Offer Response Template (Exhibit 3) including:

- Intent letters, if applicable, as described in the Evidence of Financial Creditworthiness section, and
- Financial statements as described in the last three rows of Page 2 in Exhibit 3.

Emails must be received at the email address shown below by 3:00 p.m. PPT August 27, 2020. Late emails received will be deemed non-responsive and the bidder will be notified by email. Bidder accepts the responsibility and risk of email not being received by MWD at the above email address. To obtain confirmation that an offer was received by MWD, contact Ms. Jenny Li below by email or telephone before the August 27, 2020 3:00 p.m. PPT submittal deadline.

i) MWD’s contact person for this solicitation is as follows:

   Ms. Jenny Li
   Resource Specialist
   Power Operations and Planning Section
   Phone: (213) 217-7374
   Email: jli@mwdh2o.com

j) Please direct questions concerning the interpretation of this RFO to Ms. Li by email no later than July 30, 2020 by 3:00 p.m. PPT.
13 Conditions

a) MWD reserves the right to modify or cancel, in part or entirety, this RFO for any reason. All material submitted in response to this RFO shall become the property of MWD and will not be returned.

b) This RFO shall not be construed as an offer, and MWD is not bound to sell energy to any Buyer pursuant to this RFO. No rights shall be vested in any Buyer, individual or entity by virtue of its preparation to participate in, or its participation in, such process.

c) MWD reserves the right to obtain additional information from Buyer including, but not limited to, affiliated entities and joint ventures, Buyer’s financial strength, litigation and penalties.

d) MWD reserves the right to reject any and all offers, to terminate the process at any time, or to reject all offers and/or resolicit offers, all as determined in its sole discretion.

e) MWD shall not be responsible for any costs incurred by Buyer to prepare, submit, negotiate, or participate in this RFO process.

14 List of Exhibits

Exhibit 1: Location of Hydroelectric Power Plants in Southern California
Exhibit 2: Draft Power Purchase and Sale Agreement
Exhibit 3: Offer Response Template
Exhibit 1: Location of Hydroelectric Power Plants in Southern California Included in Request for Offers
Exhibit 2: Draft Power Purchase and Sale Agreement

Exhibit 2 is posted to the MWD website at http://www.mwdh2o.com/Doing-Business/Pages/default.aspx under the RFO tab.
Exhibit 3: Offer Response Template

Complete and submit Exhibit 3: Offer Response Template in accordance with Section 12 (h) of this Request for Offers.

Exhibit 3 is posted to the MWD website at http://www.mwdh2o.com/Doing-Business/Pages/default.aspx under the RFO tab.