

5 Easy Steps to receive your Ameren Illinois Utilities incentive:

1. Is your project eligible?

Equipment must be new and installed in a non-residential business, commercial, or industrial building, or in common areas of a multi-family building. Public buildings such as government, municipal and public schools are not eligible under this program and should contact the Illinois Department of Commerce and Economic Opportunity (DCEO) Program (www.illinoisenergy.org). The energy efficient equipment or services purchased, contracted for, or the work conducted must occur on or after June 23, 2008. The program participant must be an electric customer of Ameren Illinois Utilities under rates DS-2, DS-3, DS-4 or DS-5.

2. Is the equipment you intend to buy eligible?

There are many styles and combinations of lighting products. The exact product types listed in this form (Table 1) are eligible for standard incentives. However, other lighting measures not listed here may be eligible for custom incentives using the Ameren Illinois Utilities' Custom Incentive Application. Call the Act On Energy™ Business Program if you have any questions.

3. Complete and sign this Application.

Incomplete applications will delay review and payment. Please be sure to provide **all** requested information. Review the Application Checklist on page 2.

4. Submit your Application for Pre-approval:

Pre-installation approval **IS REQUIRED** for incentive requests of \$25,000 and above. Pre-approval is not required for incentive requests less than \$25,000. However, it is **HIGHLY RECOMMENDED** that you submit for pre-approval to ensure a) that your project is eligible, and b) to reserve the incentive funds. Send the following to Act On Energy to receive a "pre-approved" incentive letter:

1. Your application with all requested information completed;
2. Manufacturer's technical specification sheets ("cut sheets") for each type of eligible equipment purchased.

5. Submit your project completion documentation:

After you have purchased and installed the qualified equipment, return the following to Act On Energy:

1. This Application (with revisions if details of the project have changed);
2. Manufacturer's technical specification sheets ("cut sheets") for each type of eligible equipment purchased;
3. A *signed* copy of your "pre-approved" incentive letter; and
4. A copy of your invoice showing the date and place of purchase and model/part numbers of the equipment installed.



Ameren Illinois Utilities provides incentives to reduce the purchase price of premium, reliable, energy efficient lighting products.

Ameren Illinois Utilities cash incentives lower your purchase costs, but the real savings come as this premium equipment reduces your energy costs in the future. When you purchase efficient lighting products, you lower your electric bill, provide quality lighting for your staff and customers, and help Ameren Illinois Utilities avoid costly, new electric generation.

The cash incentives under this Ameren Illinois Utilities program are offered on a first-come, first-served basis and are subject to project and Customer eligibility, and the availability of funds. Customers are advised to read the Terms and Conditions on page 8 and ask questions regarding eligibility and availability before purchasing and installing any equipment.

If you have questions, or if you would like assistance in completing this form, call us at 866-800-0747.

Mail/Fax Application to:

Ameren Illinois Utilities, Act On Energy™ Business Program, 300 Liberty Street, Peoria, IL 61602

Fax: 309-677-7950 • Toll-free: 866-800-0747 • ActOnEnergy.net

Standard Cash Incentives Lighting Application

We are available to assist you with completing this Application. **Call us at 866-800-0747.**

ALL INFORMATION ON THIS PAGE IS REQUIRED.

AMEREN ILLINOIS UTILITIES CUSTOMER INFORMATION

Company Name:	Tax Status: <input type="checkbox"/> Individual <input type="checkbox"/> Partnership <input type="checkbox"/> Corporation <input type="checkbox"/> Exempt	Tax ID (SSN/FEIN):	# of Employees:	Ameren Illinois Utilities Electric Acct #: _____
Mailing Address:	Town:	State:	Zip Code:	
Contact Name/Title:				
Email Address:	Telephone:	Fax:		
Physical Installation Address (where measures are installed):	Town:	Zip Code:		
<input type="checkbox"/> Owner <input type="checkbox"/> Tenant (If Tenant, please complete the Landlord Consent Form that can be found on our website under Applications.)				

APPLICABLE CONTRACTOR INFORMATION

Contractor Company Name:	Contact Name/Title:			
Mailing Address:	Town:	State:	Zip Code:	
Email Address:	Telephone:	Fax:		

FACILITY DESCRIPTION

Facility Type (check one): <input type="checkbox"/> Office <input type="checkbox"/> Medical <input type="checkbox"/> Restaurant <input type="checkbox"/> Grocery <input type="checkbox"/> School/College <input type="checkbox"/> Warehouse <input type="checkbox"/> Retail/Service <input type="checkbox"/> Manufacturing/Industrial <input type="checkbox"/> Hotel/Motel <input type="checkbox"/> Other (Please Specify): _____	Project Description: <input type="checkbox"/> New Construction <input type="checkbox"/> Replacement of Failed Equipment <input type="checkbox"/> Replacement of Operating Equipment (Retrofit)	Is Facility Air Conditioned? <input type="checkbox"/> Yes <input type="checkbox"/> No													
		Facility Size in Sq. Ft.:	Business Hours: (circle am or pm) <table border="1"> <thead> <tr> <th>Enter Times</th> <th>M-F</th> <th>Sat</th> <th>Sun</th> </tr> </thead> <tbody> <tr> <td>Open am / pm</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Close am / pm</td> <td></td> <td></td> <td></td> </tr> </tbody> </table>			Enter Times	M-F	Sat	Sun	Open am / pm				Close am / pm	
Enter Times	M-F	Sat	Sun												
Open am / pm															
Close am / pm															

COMPLETE APPLICATION CHECKLIST

This Application is for:

Pre-Approval Enter the **ESTIMATED** Project Completion Date: _____

Final Application Enter the **ACTUAL** Project Completion Date: _____

Note: Final Application should be submitted within 60 days of project completion to ensure incentive funding

Please review and check that the following are complete:

Table 1 on pages 4-7 has been filled out completely. **(REQUIRED)**

Manufacturer's technical specification sheets ("cut sheets") for fixtures, lamps, ballasts and controls are attached to the Application. **(REQUIRED)**

If Final Application, proof of purchase (invoices) including the date and place of purchase as well as size, type, make, model or part number of the equipment are attached to the Application.

By signing below, I acknowledge that I have read and approve of this Application, and I agree to be bound by all program Terms and Conditions. Additionally, I certify that I have not and will not apply for an incentive for the measures on this Application from any other Ameren Illinois Utilities program. Falsifying any of the information in this Application will void this cash incentive application and any future cash incentive applications.

Customer Signature: _____ Date: _____

Mail/Fax Application to:

Ameren Illinois Utilities, Act On Energy™ Business Program, 300 Liberty Street, Peoria, IL 61602

Fax: 309-677-7950 • Toll-free: 866-800-0747 • ActOnEnergy.net



Standard Cash Incentives Lighting Application

PAYMENT RELEASE AUTHORIZATION - OPTIONAL

Complete this section **ONLY** if incentive payment is to be paid to an entity other than the Ameren Illinois Utilities customer of record (listed on the Application information).

I am authorizing the payment of the incentive to the third party named below and I understand that I will not be receiving the incentive payment from Ameren Illinois Utilities. I also understand that my release of the payment to a third party does not exempt me from the program requirements outlined Table 1 and Terms and Conditions.

Authorized By:

Customer Signature
(Ameren Illinois Utilities Customer)

Print Name

Date

Check should be made payable to:

Payee (Company/Individual Name):

Mailing Address:

Town:

State:

Zip Code:

Telephone:

Fax:

Email Address:

Tax ID (SSN/FEIN):

Tax Status:

- Individual Partnership Corporation Exempt

Mail/Fax Application to:








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Standard Cash Incentives Lighting Application

STANDARD INCENTIVES FOR LIGHTING

TABLE 1: LIGHTING SYSTEMS INCENTIVE AND ELIGIBILITY REQUIREMENTS







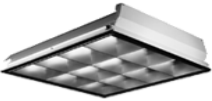

Measure	Code	Eligible Installations	Eligibility Criteria	Unit Incentive (A)	# of Units (B)	Total Incentive (A x B)
Incandescent Replacements						
 CFL lamps	BPL80	Replace 100 Watts or less incandescent	<ul style="list-style-type: none"> CFLs up to 25 Watts Screw in base only ENERGY STAR® -rated 	\$1.50/lamp		
 Cold-cathode or LED lamps	BPL81	Replace 100 Watts or less incandescent	<ul style="list-style-type: none"> CC/LED up to 8 Watts Screw in base only 	\$3/bulb		
 High-wattage CFL lamps	BPL82	Replace >100 Watts incandescent	<ul style="list-style-type: none"> CFLs greater than 25 Watts Screw in base only ENERGY STAR® -rated 	\$2/lamp		
 CFL reflector flood lamps	BPL83	Replace 100 Watts or less incandescent	<ul style="list-style-type: none"> CFL with integrated reflector up to 30 Watts Screw in base only ENERGY STAR® -rated 	\$4/lamp		
 LED Recessed down lamps	BPL84	Replace 60-100 Watts incandescent	<ul style="list-style-type: none"> LED recessed downlight ≤ 18 Watts Must provide documentation that product meets ENERGY STAR® criteria Minimum luminaire efficiency of 35 lumens/Watt 	\$30/unit		
Low Wattage Ceramic Metal Halide (CMH)						
 CMH Fixtures	BPL85	Replace incandescent fixtures	<ul style="list-style-type: none"> CMH fixtures must be between 20 and 200 Watts Permanently-wired NEW fixtures Containing UL and cUL listed CMH lamps and ballasts <p>→ Wattage Removed _____ (Higher)</p> <p>→ Wattage Installed _____ (Lower)</p>	\$40/fixture		
 CMH Integral ballast lamps	BPL86	Replace existing 70-100 Watts incandescent or flood lamps	<ul style="list-style-type: none"> CMH lamps ≤ 25 Watts CMH lamps must be UL and cUL listed Requires reflector lamp and integrated ballast 	\$10/lamp		

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Standard Cash Incentives Lighting Application

TABLE 1 CONTINUED: LIGHTING SYSTEMS INCENTIVE AND ELIGIBILITY REQUIREMENTS

Measure	Code	Eligible Installations	Eligibility Criteria	Unit Incentive (A)	# of Units (B)	Total Incentive (A x B)
	BPL87	Replace incandescent with permanently-wired CFL	<ul style="list-style-type: none"> Permanently-wired NEW fixtures with Electronic Ballast Up to 30 Watts 	\$25/fixture		
	BPL88	Replace incandescent with permanently-wired CFL	<ul style="list-style-type: none"> Permanently-wired NEW fixtures with Electronic Ballast >30 Watts 	\$50/fixture		
Linear Fluorescent and Occupancy Sensors						
	BPL60	Upgrade an existing T12 fixture with new High-Performance T8 Lamps and Ballasts	<ul style="list-style-type: none"> Lamp and Ballast combination must be listed on the CEE List www.cee1.org Must be an upgrade of an existing T12 fixture 	\$7 per 4-ft lamp		
				\$10 per 8-ft lamp		
	BPL61	Upgrade an existing T12 or T8 fixture with new Low-wattage T8 Lamps and Ballasts	<ul style="list-style-type: none"> Lamp and Ballast combination must be listed on the CEE List www.cee1.org Must be an upgrade of an existing T12 fixture or 4-foot T8 fixture with 32-Watt lamps or 8-foot T8 fixture with 59-Watt lamps 	\$7 per 4-ft lamp		
				\$10 per 8-ft lamp		
	BPL62	2 to 4 ft. New Lighting Fixture with T5 or High-Performance T8 Lamps and Ballasts Replacing T12 fixture	<ul style="list-style-type: none"> T5 and High Performance T8 Systems are eligible T8 Lamp and Ballast combination must be listed on the CEE List www.cee1.org Must be new fixtures replacing existing T12 fixtures 	\$7 per 4-ft lamp		
				\$10 per 8-ft lamp		
	BPL63	4ft/8 ft. Open Systems with T5 or High-Performance T8 Lamps and Ballasts	<ul style="list-style-type: none"> T5 and High Performance T8 Systems are eligible T8 Lamp and Ballast combination must be listed on the CEE List www.cee1.org Each unit must include an aluminum/silver or new white integral reflector with a minimum surface reflectivity of 87% 	\$9 per 4-ft lamp		
				\$12 per 8-ft lamp		
	BPL64	Recessed or Surface Mounted High Efficiency Troffer Fixture with High-Performance T8 Lamps and Ballasts Replacing T12 fixture	<ul style="list-style-type: none"> T8 Lamp and Ballast combination must be listed on the CEE List www.cee1.org 1 Unit = 1 new fixture with 2 to 3 lamps and 1 ballast Overall fixture efficiency must exceed 83% for prismatic lensed fixtures and 75% for parabolic fixtures Must be new fixtures replacing existing T12 fixtures 	\$35/Fixture		
	BPL65	T5 or High Performance T8 Fixture with Low Glare Features Replacing T12 fixture	<ul style="list-style-type: none"> T5 and High Performance T8 Systems are eligible T8 Lamp and Ballast combination must be listed on the CEE List www.cee1.org 1 Unit = 1 new fixture with 2 lamps and 1 ballast Overall fixture efficiency must exceed 80% Must be new fixtures replacing existing T12 fixtures Must be a new fixture incorporating advanced glare control features 	\$50/Fixture		

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Standard Cash Incentives Lighting Application

TABLE 1 CONTINUED: LIGHTING SYSTEMS INCENTIVE AND ELIGIBILITY REQUIREMENTS

Measure	Code	Eligible Installations	Eligibility Criteria	Unit Incentive (A)	# of Units (B)	Total Incentive (A x B)
 <p>Pendant Mounted Indirect Fluorescent Fixtures</p>	BPL70	Indirect and Direct/Indirect T5 or High Performance T8 Fixtures	<ul style="list-style-type: none"> T5 and High Performance T8 Systems are eligible T8 Lamp and Ballast combination must be listed on the CEE List www.cee1.org Overall fixture efficiency must exceed 80% Pendant length must be a minimum of 12" Ceiling must have a reflectivity of 80% or greater Must be a new fixture Uplight component must be 80% or greater 	\$7 per 4-ft lamp		
				\$10 per 8-ft lamp		
 <p>High Intensity Fluorescent (H.I.F.)</p>	BPL71	New Fluorescent or Compact Fluorescent Fixture for High and Low Bay Applications Replacing HID fixture	<ul style="list-style-type: none"> T8 Lamp and Ballast combination must be listed on the CEE List www.cee1.org Each unit must have a wattage greater than 125 Watts Must be installed in areas with ceiling heights of 16' or greater Overall fixture efficiency must exceed 80% Must be a new fixture replacing an HID fixture <p>→ Wattage Removed _____ (Higher)</p> <p>→ Wattage Installed _____ (Lower)</p>	\$7 per 4-ft lamp		
				\$10 per 8-ft lamp		
 <p>Controls for H.I.F. Systems</p>	BPL72	Occupancy controlled (Hi/Lo-HIF) or Daylight Dimming Systems (DDS-HIF)	<ul style="list-style-type: none"> Ballast must be automatically controlled based on occupancy or daylight Each unit must control a wattage greater than 125 Watts Controls must be: <ul style="list-style-type: none"> Microprocessor controlled, all digital PIR sensor Multiple output Unique Smart Cycling™ for improved lamp life Single and dual timer operation Selectable lamp switching Zero Arc Point Switching Supports mounting heights from 12' to 50' 4 interchangeable PIR lens options UL and cUL listed <p>→ Wattage Controlled _____</p>	\$40/Control		
 <p>Remote Mounted Occupancy Sensors</p>	BPL73	Remote Mounted Occupancy Sensor	<ul style="list-style-type: none"> Each unit must control a wattage total greater than 125 Watts Wall switchplate mounted sensors are not eligible <p>→ Wattage Controlled _____</p>	\$50/Control		
 <p>Occupancy Sensors</p>	BPL74	Manual On/Auto Off Occupancy Sensor	<ul style="list-style-type: none"> Each unit must control a wattage total greater than 125 Watts Wall and ceiling mounted units are eligible Sensors must operate on a manual on/automatic off basis <p>→ Wattage Controlled _____</p>	\$25/Control		





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Standard Cash Incentives Lighting Application

TABLE 1 CONTINUED: LIGHTING SYSTEMS INCENTIVE AND ELIGIBILITY REQUIREMENTS

Measure	Code	Eligible Installations	Eligibility Criteria	Unit Incentive (A)	# of Units (B)	Total Incentive (A x B)
Pulse Start Metal Halide (PSMH) and Occupancy Sensors						
 250W/320W PSMH/CMH	BPL75	Replace 400 Watt HID with NEW 250 Watt or 320 Watt electronic ballast and PSMH or CMH lamps Check one: ___250Watt ___320Watt	→ Wattage Removed _____(Higher) → Wattage Installed _____(Lower)	\$40/Fixture		
 750W PSMH	BPL76	Replace 1000 Watt HID with NEW 750 Watt PSMH	→ Wattage Removed _____(Higher) → Wattage Installed _____(Lower)	\$75/Fixture		
 Controls for H.I.D. Systems	BPL77	Occupancy controlled High-Low (Hi/Lo-HIF) or Daylight Dimming Systems (DDS-HIF)	<ul style="list-style-type: none"> Ballast must be automatically controlled based on occupancy or daylight Must provide for continuous dimming or stepped dimming of at least 50% <ul style="list-style-type: none"> Integrated HID control module and passive infrared occupancy sensor Supports 175-Watt to 1,650-Watt CWA type ballast Guaranteed lamp warm-up intelligence Continuous lamp monitoring Zero Arc Point Switching → Wattage Controlled _____	\$40/Control		
Miscellaneous and Specialty Equipment						
 LED Exit Signs	BPL78	LED, T-1 or Electroluminescent Exit Signs Retrofit of existing incandescent or fluorescent fixture Only	<ul style="list-style-type: none"> Signs may be one- or two-sided Signs must replace an existing incandescent or fluorescent exit sign 	\$22/Sign		
Permanent Lamp Removal	BPL90	Remove linear fluorescent lamps	Must Call for pre-approval	Up to \$15/lamp depending on lamp type removed		
Alternate Highbay Fixture Replacement Option	BPL91	T8/T5 New fluorescent fixtures with electronic ballasts	Must Call for pre-approval → Wattage Removed _____(Higher) → Wattage Installed _____(Lower)	\$0.40/Watt reduced		
Reduced wattage 4-FOOT and 8-FOOT LAMP ONLY	BPL92	Replace T12 or T8 lamps with qualifying reduced wattage lamps	<ul style="list-style-type: none"> Must be replacing T12 or 32-Watt T8 4-foot lamp T8 4-foot lamp must be 28 or 25 Watts and must be listed on the CEE List www.cee1.org Must be replacing T12 or 59-Watt T8 8-foot lamp 	\$1.00/lamp		
Date Installed:	_____		Total Incentive Requested (All line items): Must not exceed \$25,000 unless pre-approved by Ameren Illinois Utilities			\$

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Standard Cash Incentives Lighting Application

TERMS AND CONDITIONS

1. ELIGIBILITY: The Ameren Illinois Utilities will award cash incentives to Eligible Customers for the purchase and installation of Qualifying EEMs, subject to these Terms and Conditions.

a) "Qualifying EEMs" are Standard Electric Efficiency Measures (EEMs) identified in official program materials and site-specific Custom Measures approved by Ameren Illinois Utilities. Energy efficient equipment or services purchased, contracted for or work conducted prior to June 23, 2008 are not eligible for incentives under the Ameren Illinois Utilities' program. Technologies that purport to save energy through reduction of voltage, demand, or power conditioning are not eligible EEMs. EEMs that displace electrical energy use to another fuel (fuel switching) are not eligible. Unless explicitly pre-approved, EEMs must be new and covered by warranties. Energy savings from EEMs must occur on a meter with an eligible electric rate schedule.

b) "Eligible Customers" are non-residential customers of electric utilities in the Ameren Illinois Utilities service territory including Central Illinois Light Company (CILCO), Central Illinois Public Service (CIPS), and Illinois Power (IP) who fall under Rate DS-2, DS-3, DS-4 or DS-5. Customer organizations that are supported by public tax funds (either federal, state or local) are not eligible for the Ameren Illinois Utilities programs, but may qualify under programs operated by the Illinois Department of Commerce and Economic Opportunity (DCEO). Ameren Illinois Utilities incentives are awarded only to Eligible Customers for equipment that is owned by them and installed in the Ameren Illinois Utilities service area at the location identified in this Application, and such Customers are ultimately responsible for compliance with these Terms and Conditions.

c) EEMs must be purchased and installed between June 23, 2008 and May 31, 2009 and eligible applications must be postmarked no later than May 31, 2009.

2. OWNERSHIP OF CAPACITY AND/OR ENVIRONMENTAL CREDITS:

a) EEMs purchased and installed in part through incentives provided by this program are the property of the Customer, subject to any limitations contained within these Terms and Conditions. **b) Not**withstanding the above, Ameren Illinois Utilities holds sole rights to any electric system capacity credits and environmental credits that may be associated with EEMs for which incentives were received, and Ameren Illinois Utilities can dispose of these credits in any manner authorized by law or regulation. **c) In** no event shall activity associated with any energy or environmental credits noted in Section 2(b) result in interference with the Customer's sole discretion to operate EEMs as approved in his/her incentive award.

3. PRE-INSTALLATION ANALYSIS, APPROVAL AND SURVEY:

a) For all Standard Incentive Applications above \$25,000 of incentive value, and for certain Standard EEMs as specified in EEM details of the Application, and for all Custom Incentive Applications, Ameren Illinois Utilities is not obligated to award any incentives unless it pre-approves the Customer's Incentive Application and completes a pre-installation survey of the Customer's facilities, unless it has explicitly waived this latter requirement. **b) In** addition to completing a Custom Incentive Application and all required worksheets, the Customer will be required to provide an analysis of the energy and demand reduction potential of the proposed EEMs. Ameren Illinois Utilities may require that this analysis be prepared by a licensed Professional Engineer whose competency and experience to perform the requisite analysis has been approved in advance by Ameren Illinois Utilities. **c) Ameren** Illinois Utilities may independently review the Custom Incentive Application and analysis to verify the energy saving and demand reduction potential, and the project, measure and installation cost estimates. Ameren Illinois Utilities reserves the right to reject or modify any Customer estimates or calculations, based on its analysis. **d) Ameren** Illinois Utilities has complete discretion to approve or disapprove of any proposed EEMs. Ameren Illinois Utilities will only approve Custom Incentive Applications for EEMs that Ameren Illinois Utilities believes have reliable and cost-effective energy savings potential in the proposed use and site. **e) Projects** that require pre-installation approval must not start work prior to receipt of the approval notification from Ameren Illinois Utilities.

4. PRE-INSTALLATION APPROVAL LETTER: After an Application is approved, the Customer will receive written notification of a maximum pre-approved incentive amount. Ameren Illinois Utilities will not pay incentives for any EEMs installed prior to the date of the Pre-Installation Approval Incentive Letter.

5. POST-INSTALLATION VERIFICATION: Ameren Illinois Utilities is not obligated to pay any pre-approved incentive awards until it has performed a satisfactory post-installation verification, unless it has explicitly waived this requirement. If Ameren Illinois Utilities determines that EEMs were not installed in a manner consistent with the approved application, or if unapproved EEMs were installed, or if the installation was not consistent with generally accepted engineering practices, it may require changes before making payment. Also, Ameren Illinois Utilities will not make payment until it verifies that the Customer has received, as appropriate, final drawings, operation and maintenance manuals, and operator training. Ameren Illinois Utilities also reserves the right to inspect installations at facilities which were the recipients of incentives that were not pre-approved and seek recovery of incentives paid if Qualifying EEMs cannot be located or are not installed in a manner consistent with the provisions of these Terms and Conditions.

6. INDEPENDENT TESTING: Ameren Illinois Utilities reserves the right to deny incentives for any EEMs or equipment that have not been favorably assessed or approved by recognized, independent public

authorities, such as the Underwriter's Laboratory (UL), Intertek ETL, American Refrigeration Institute (ARI) Ameren Illinois Utilities may, at its discretion, require the Customer to undertake, at their own expense, testing of a proposed EEM that does not carry the Listing Mark by UL, or an equivalent independent testing facility approved in advance by Ameren Illinois Utilities.

7. INCENTIVE AMOUNTS: **a) The** maximum incentive is \$100,000 per facility per program year combined for both the Standard Incentives and the Custom Incentives. For the Custom Incentives, the individual EEM incentive payments will not exceed 50% of the incremental EEM cost. Incremental cost is the additional cost (labor and materials) to install higher energy efficiency equipment or design above a baseline that considers typical practice for existing buildings and code requirements for new construction. A facility is a contiguous property for which a single customer is responsible for paying the Ameren Illinois Utilities electricity bill. **b) Ameren** Illinois Utilities reserves the right to adjust and/or negotiate the incentive amount, based upon its independent assessment of appropriate savings or cost estimates. **c) Once** an incentive is pre-approved, Ameren Illinois Utilities will pay no more than the approved fraction of the incremental cost to the Customer of purchasing the EEM, or the pre-approved incentive amount, whichever is less. Ameren Illinois Utilities may, at its discretion, recognize incremental installation labor costs that are unique to the proposed EEM to the extent that they are reasonable, verifiable, and actually incurred by the Customer. Ameren Illinois Utilities has the right to lower the incentive amount if the quantity and/or cost of EEMs actually installed by the Customer differ from the pre-approved amounts. Ameren Illinois Utilities has the right to seek a refund for incentives paid if, at any time, it learns that the EEMs were not actually and properly installed or were subsequently disconnected within 36 months after installation.

8. EEM COSTS: The Customer must provide copies of all invoices or other reasonable documentation that verify the costs of purchasing and installing the EEMs, including all materials, labor, and equipment discounts. Internal customer labor costs are not eligible. Invoices must indicate a verifiable breakout of all EEMs purchased for installation under this Application. Ameren Illinois Utilities also has the right at any time to require invoices from the contractor to determine the price paid by the contractor (including any discounts or incentives) from his or her supplier for the EEMs.

9. SCHEDULE FOR INCENTIVE PAYMENTS: **a) Ameren** Illinois Utilities expects to pay all incentives within 60 days after project completion. Project completion requires: (1) submission to Ameren Illinois Utilities of all documentation; (2) completed installation of the approved EEMs; and (3) Ameren Illinois Utilities acceptance of (1) and (2) above, all in accordance with the specifications outlined elsewhere in these Terms and Conditions. **b) Ameren** Illinois Utilities reserves the right to apply cash incentives to any of the Customer's unpaid or overdue accounts.

10. MONITORING AND EVALUATION FOLLOW-UP VISITS: Ameren Illinois Utilities reserves the right to make follow-up visits to Customer's facility during the 36 months following the actual completion date of the project at a time convenient to the Customer, and with at least one-week advance notice. The purpose of the visit(s) is to review the operation of the EEMs for program evaluation purposes, including monitoring their energy performance. The scope of review is limited to determining whether program conditions have been met. The Customer must allow access to the EEMs and related project documentation.

11. CHANGES/IN CANCELLATION OF THE PROGRAM: **a) Ameren** Illinois Utilities may change the program requirements, incentives, or Terms & Conditions at any time without notice, including suspending acceptance of applications or terminating the program. Ameren Illinois Utilities is not obligated to approve any submitted application that may result in Ameren Illinois Utilities exceeding its program budget. **b) In** the event of program change, pre-approved applications will be processed to completion under the Terms & Conditions in effect at the time of the pre-approval by Ameren Illinois Utilities. **c) Submission** of a completed application does not entitle the Customer to program participation. **d) Cash** incentives under the Ameren Illinois Utilities programs are offered on a first-come, first-served basis and are subject to project and Customer eligibility, and the availability of funds.

12. PUBLICITY OF CUSTOMER PARTICIPATION: Ameren Illinois Utilities may wish to publicize information relating to the Customer's participation in the program, including such data as: projected project energy savings, the incentive amount, and other information that does not compromise reasonable Customer expectations of confidentiality of proprietary or competitive information. In such instances, Ameren Illinois Utilities will obtain Customer permission to make such information public.

13. INSTALLATION SCHEDULE REQUIREMENTS: **a) If** the Customer has (1) not engaged in installation of the approved project, and has (2) not applied to Ameren Illinois Utilities for a project extension within one year from the date Ameren Illinois Utilities pre-approves the project, Ameren Illinois Utilities may cancel this Application without liability. **b) A** Customer who fails to advise Ameren Illinois Utilities that a project is complete, or who fails to provide required post-installation documentation as described elsewhere in these Terms and Conditions, within 60 days of project installation may be denied incentive payment.

14. LIMITATION OF LIABILITY AND INDEMNIFICATION: **a) Ameren** Illinois Utilities' liability under this Application will be limited to paying the incentive amounts specified in this Application. The Ameren Illinois

Utilities and any of its affiliates or contractors shall not be liable to the Customer for any special, indirect, consequential or incidental damages or for any damages in tort (including negligence) caused by any activities associated with this Application. By participating in the Ameren Illinois Utilities program, Customer agrees to waive any claims and fully releases Ameren Illinois Utilities from any damages, of any kind. **b) The** Customer shall protect, indemnify, and hold harmless Ameren Illinois Utilities from and against all liabilities, losses, claims, damages, judgments, penalties, causes of action, costs and expenses (including, without limitation, attorney's fees and costs) incurred by or assessed against the Ameren Illinois Utilities arising out of or relating to the performance of this Application.

15. NO WARRANTIES: **a) AMEREN ILLINOIS UTILITIES OR ITS CONSULTANTS DO NOT ENDORSE, GUARANTEE, OR WARRANT ANY PARTICULAR MANUFACTURER OR PRODUCT, AND IT PROVIDES NO WARRANTIES, EXPRESSED OR IMPLIED, INCLUDING ANY IMPLIED WARRANTY OF MERCHANTABILITY OR IMPLIED WARRANTY OF FITNESS FOR ANY PRODUCT OR SERVICES. AMEREN ILLINOIS UTILITIES IS NOT LIABLE OR RESPONSIBLE FOR ANY ACT OR OMISSION OF ANY CONTRACTOR (IF ANY) THE CUSTOMER'S RELIANCE ON WARRANTIES IS LIMITED TO ANY WARRANTIES THAT MAY BE PROVIDED BY CONTRACTORS, VENDORS, ETC. b) NEITHER AMEREN ILLINOIS UTILITIES NOR ITS CONSULTANTS ARE RESPONSIBLE FOR ASSURING THAT THE DESIGN, ENGINEERING AND CONSTRUCTION OF THE FACILITY OR INSTALLATION OF THE EEMS IS PROPER OR COMPLIES WITH ANY PARTICULAR LAWS, CODES, OR INDUSTRY STANDARDS. AMEREN ILLINOIS UTILITIES DOES NOT MAKE ANY REPRESENTATIONS OF ANY KIND REGARDING THE RESULTS TO BE ACHIEVED BY THE EEMS OR THE ADEQUACY OR SAFETY OF SUCH MEASURES.**

16. CUSTOMER MUST PAY ALL TAXES: Incentives received by the Customer under this Application may be taxable by the federal, state, and local government. The Customer is responsible for declaring and paying all such taxes.

17. VENDOR SELECTION: The Customer may select any vendor or contractor to perform the work contemplated by this Application, even after the Application is submitted for pre-approval by Ameren Illinois Utilities. However, Ameren Illinois Utilities has the right to prohibit specific vendors or contractors from program participation, in its sole discretion.

18. REMOVAL OF EQUIPMENT: The Customer agrees, as a condition of participation in the program, to remove and dispose of the equipment being replaced by the EEMs in accordance with all laws, rules, and regulations. The Customer agrees not to reinstall any of this equipment anywhere in Illinois, or transfer it to any other party for installation in Illinois.

19. MISCELLANEOUS: **a) The** entire agreement between the Customer and Ameren Illinois Utilities is composed of an approved, signed application, these Terms and Conditions and any pre-installation approval letters from Ameren Illinois Utilities. **b) Paragraph** headings are for the convenience of the parties only and are not to be construed as part of these Terms and Conditions. **c) The** Customer acknowledges that the only individuals authorized to bind Ameren Illinois Utilities under the Ameren Illinois Utilities program are Ameren Illinois Utilities staff and authorized agents of Ameren Illinois Utilities. **d) If** either Ameren Illinois Utilities or the Customer desires to modify these Terms and Conditions, the modification must be in writing and signed by an authorized representative of the party against which enforcement of the modification is sought. **e) If** any provision of the Terms and Conditions is deemed invalid by any court or administrative body having jurisdiction, such ruling shall not invalidate any other provision, and the remaining Terms and Conditions shall remain in full force and effect in accordance with their terms. **f) If** a dispute arises out of, or relates to this Application, or the breach thereof, and if the dispute cannot be settled through negotiation, Ameren Illinois Utilities and the Customer agree first to try in good faith to settle the dispute by mediation administered by the American Arbitration Association under its Commercial Mediation Procedures before resorting to arbitration, litigation, or some other dispute resolution procedure. If they do not reach such solution within a period of 10 days, then, upon notice by either party to the other, all disputes, claims, questions, or differences shall be finally settled by arbitration administered by the American Arbitration Association in accordance with the provisions of its Commercial Arbitration Rules. Resolution of disputes concerning these Terms and Conditions, or any other requirement of this Application or condition of incentive award, resolution will be governed in all respects by the laws, statutes, and regulations of the State of Illinois. **g) AMEREN ILLINOIS UTILITIES AND CUSTOMER HEREBY IRREVOCABLY AND UNCONDITIONALLY WAIVE ANY RIGHT EITHER SUCH PARTY MAY HAVE TO A TRIAL BY JURY OR TO INITIATE OR BECOME A PARTY TO ANY CLASS ACTION CLAIMS IN RESPECT OF ANY ACTION, SUIT OR PROCEEDING DIRECTLY OR INDIRECTLY ARISING OUT OF OR RELATING TO THIS APPLICATION OR THE TRANSACTIONS CONTEMPLATED BY THIS APPLICATION. h) Customer** shall not assign any rights it may have under this Application without the prior written consent of Ameren Illinois Utilities, except for the optional assignment of cash incentives as provided for in the Application. Any assignment in violation hereof shall be deemed null and void.

Mail/Fax Application to:

Ameren Illinois Utilities, Act On Energy™ Business Program, 300 Liberty Street, Peoria, IL 61602

Fax: 309-677-7950 • Toll-free: 866-800-0747 • ActOnEnergy.net

