

FEDERAL LOAN GUARANTEES FOR COMMERCIAL TECHNOLOGY RENEWABLE
ENERGY GENERATION PROJECTS UNDER THE FINANCIAL INSTITUTION
PARTNERSHIP PROGRAM

Solicitation Number: DE-FOA-0000166 (the "Solicitation")

Based on the experience DOE has gained in connection with the Solicitation and in light of the programmatic objectives of the FIPP (as defined in the Solicitation), the Department of Energy ("DOE") has clarified its interpretation of the "Voting Rights" provision in Attachment I to the Solicitation as follows:

The provision in the Attachment I that states that DOE "shall have the exclusive right to exercise all voting and control rights usually and customarily provided to lenders in similar project finance transactions" allows DOE, within its sole discretion and in appropriate circumstances as determined by DOE, to provide limited voting and related rights to minority creditors. In making such determination, DOE may consider such factors as (but not limited to) risk allocation among the credit providers, market considerations, and protection of the interests of the United States in the case of default.