



Case No.: ____-____-EL-EEC

Mercantile Customer: Cincinnati Bell Telephone

Electric Utility: Duke Energy

**Program Title or
Description:** Chiller Tune-ups

Rule 4901:1-39-05(F), Ohio Administrative Code (O.A.C.), permits a mercantile customer to file, either individually or jointly with an electric utility, an application to commit the customer's existing demand reduction, demand response, and energy efficiency programs for integration with the electric utility's programs. The following application form is to be used by mercantile customers, either individually or jointly with their electric utility, to apply for commitment of such programs in accordance with the Commission's pilot program established in Case No. [10-834-EL-POR](#)

Completed applications requesting the cash rebate reasonable arrangement option (Option 1) in lieu of an exemption from the electric utility's energy efficiency and demand reduction (EEDR) rider will be automatically approved on the sixty-first calendar day after filing, unless the Commission, or an attorney examiner, suspends or denies the application prior to that time. Completed applications requesting the exemption from the EEDR rider (Option 2) will also qualify for the 60-day automatic approval so long as the exemption period does not exceed 24 months. Rider exemptions for periods of more than 24 months will be reviewed by the Commission Staff and are only approved up the issuance of a Commission order.

Complete a separate application for each customer program. Projects undertaken by a customer as a single program at a single location or at various locations within the same service territory should be submitted together as a single program filing, when possible. Check all boxes that are applicable to your program. For each box checked, be sure to complete all subparts of the question, and provide all requested additional information. Submittal of incomplete applications may result in a suspension of the automatic approval process or denial of the application.

Any confidential or trade secret information may be submitted to Staff on disc or via email at ee-pdr@puc.state.oh.us.

Section 1: Mercantile Customer Information

Name: **Cincinnati Bell Telephone**

Principal address: **209 West 7th Street, Cincinnati, Ohio 45202**

Address of facility for which this energy efficiency program applies:

209 - 229 West 7th Street, Cincinnati, Ohio 45202

Name and telephone number for responses to questions:

Grady Reid, Jr. 513-287-1038

Electricity use by the customer (check the box(es) that apply):

- The customer uses more than seven hundred thousand kilowatt hours per year at the above facility. **(See Attachment 1 - Appendix 1)**
- The customer is part of a national account involving multiple facilities in one or more states. (Please attach documentation.)

Section 2: Application Information

A) The customer is filing this application (choose which applies):

- Individually, without electric utility participation.
- Jointly with the electric utility.**

B) The electric utility is: **Duke Energy.**

C) The customer is offering to commit (check any that apply):

- Energy savings from the customer's energy efficiency program. (Complete Sections 3, 5, 6, and 7.)
- Capacity savings from the customer's demand response/demand reduction program. (Complete Sections 4, 5, 6, and 7.)
- Both the energy savings and the capacity savings from the customer's energy efficiency program. (Complete all sections of the Application.)

Section 3: Energy Efficiency Programs

A) The customer's energy efficiency program involves (check those that apply):

- Early replacement of fully functioning equipment with new equipment. (Provide the date on which the customer replaced fully functioning equipment, and the date on which the customer would have replaced such equipment if it had not been replaced early. Please include a brief explanation for how the customer determined this future replacement date (or, if not known, please explain why this is not known)).
- Installation of new equipment to replace equipment that needed to be replaced. The customer installed new equipment on the following date(s):
- Installation of new equipment for new construction or facility expansion. The customer installed new equipment on the following date(s):

Behavioral or operational improvement.

B) Energy savings achieved/to be achieved by the energy efficiency program:

- 1) If you checked the box indicating that the project involves the early replacement of fully functioning equipment replaced with new equipment, then calculate the annual savings [(kWh used by the original equipment) - (kWh used by new equipment) = (kWh per year saved)]. Please attach your calculations and record the results below:

Annual savings: _____kWh

- 2) If you checked the box indicating that the customer installed new equipment to replace equipment that needed to be replaced, then calculate the annual savings [(kWh used by less efficient new equipment) - (kWh used by the higher efficiency new equipment) = (kWh per year saved)]. Please attach your calculations and record the results below:

Annual savings: _____ kWh

Please describe any less efficient new equipment that was rejected in favor of the more efficient new equipment.

- 3) If you checked the box indicating that the project involves equipment for new construction or facility expansion, then calculate the annual savings [(kWh used by less efficient new equipment) - (kWh used by higher efficiency new equipment) = (kWh per year saved)]. Please attach your calculations and record the results below:

Annual savings:

Please describe the less efficient new equipment that was rejected in favor of the more efficient new equipment.

- 4) If you checked the box indicating that the project involves behavioral or operational improvements, provide a description of how the annual savings were determined. **Chiller tune-ups - preventative maintenance performed resulting in energy savings.**
-

Section 4: Demand Reduction/Demand Response Programs

- A) The customer's program involves (check the one that applies):
- Coincident peak-demand savings from the customer's energy efficiency program.**
 - Actual peak-demand reduction. (Attach a description and documentation of the peak-demand reduction.)
 - Potential peak-demand reduction (check the one that applies):
 - The customer's peak-demand reduction program meets the requirements to be counted as a capacity resource under a tariff of a regional transmission organization (RTO) approved by the Federal Energy Regulatory Commission.
 - The customer's peak-demand reduction program meets the requirements to be counted as a capacity resource under a program that is equivalent to an RTO program, which has been approved by the Public Utilities Commission of Ohio.
- B) On what date did the customer initiate its demand reduction program?

- C) What is the peak demand reduction achieved or capable of being achieved (show calculations through which this was determined):

288 KW (See Attachment 1 - Appendix 2)

Section 5: Request for Cash Rebate Reasonable Arrangement (Option 1) or Exemption from Rider (Option 2)

Under this section, check the box that applies and fill in all blanks relating to that choice.

Note: If Option 2 is selected, the application will not qualify for the 60-day automatic approval. All applications, however, will be considered on a timely basis by the Commission.

A) The customer is applying for:

Option 1: A cash rebate reasonable arrangement.

OR

Option 2: An exemption from the energy efficiency cost recovery mechanism implemented by the electric utility.

OR

Commitment payment

B) The value of the option that the customer is seeking is:

Option 1: A cash rebate reasonable arrangement, which is the lesser of (show both amounts):

A cash rebate of **\$28,800.00 (See Attachment 1 - Appendix 3)**. (Rebate shall not exceed 50% project cost. Attach documentation showing the methodology used to determine the cash rebate value and calculations showing how this payment amount was determined.)

Option 2: An exemption from payment of the electric utility's energy efficiency/peak demand reduction rider.

An exemption from payment of the electric utility's energy efficiency/peak demand reduction rider for ___ months (not to exceed 24 months). (Attach calculations showing how this time period was determined.)

OR

A commitment payment valued at no more than

\$_____. (Attach documentation and calculations showing how this payment amount was determined.)

OR

- Ongoing exemption from payment of the electric utility's energy efficiency/peak demand reduction rider for an initial period of 24 months because this program is part of the customer's ongoing efficiency program. (Attach documentation that establishes the ongoing nature of the program.) In order to continue the exemption beyond the initial 24 month period, the customer will need to provide a future application establishing additional energy savings and the continuance of the organization's energy efficiency program.)

Section 6: Cost Effectiveness

The program is cost effective because it has a benefit/cost ratio greater than 1 using the (choose which applies):

- Total Resource Cost (TRC) Test. The calculated TRC value is: _____ (Continue to Subsection 1, then skip Subsection 2)
- Utility Cost Test (UCT) . The calculated UCT value is: **2.21** (See **Attachment 1 - Appendix 4**) (Skip to Subsection 2.)

Subsection 1: TRC Test Used (please fill in all blanks).

The TRC value of the program is calculated by dividing the value of our avoided supply costs (generation capacity, energy, and any transmission or distribution) by the sum of our program overhead and installation costs and any incremental measure costs paid by either the customer or the electric utility.

The electric utility's avoided supply costs were _____.

Our program costs were _____.

The incremental measure costs were _____.

Subsection 2: UCT Used (please fill in all blanks).

We calculated the UCT value of our program by dividing the value of our avoided supply costs (capacity and energy) by the costs to our electric utility (including administrative costs and incentives paid or rider exemption costs) to obtain our commitment.

Our avoided supply costs were **\$100,800 (See Attachment 1 - Appendix 5).**

The utility's program costs were **\$17,550.72 (See Attachment 1 - Appendix 6).**

The utility's incentive costs/rebate costs were **\$28,800 (See Attachment 1 - Appendix 3)**

Section 7: Additional Information

Please attach the following supporting documentation to this application:

Narrative description of the program including, but not limited to, make, model, and year of any installed and replaced equipment.

A copy of the formal declaration or agreement that commits the program or measure to the electric utility, including:

- 1) any confidentiality requirements associated with the agreement;
- 2) a description of any consequences of noncompliance with the terms of the commitment;
- 3) a description of coordination requirements between the customer and the electric utility with regard to peak demand reduction;
- 4) permission by the customer to the electric utility and Commission staff and consultants to measure and verify energy savings and/or peak-demand reductions resulting from your program; and,
- 5) a commitment by the customer to provide an annual report on your energy savings and electric utility peak-demand reductions achieved.

Refer to Rebate Offer Letter following this application

A description of all methodologies, protocols, and practices used or proposed to be used in measuring and verifying program results. Additionally, identify and explain all deviations from any program measurement and verification guidelines that may be published by the Commission.



DUKE ENERGY CORPORATION
Mercantile Self Direct Program
139 East Fourth Street
Cincinnati, OH 45202
513 629 5572 fax

February 21, 2012

C/O Mr. Kevin Daniel
Cincinnati Bell Telephone
229 West 7th Street
Mail Location 121-1200
Cincinnati, Ohio 45202

Subject: Your Application for a Duke Energy Mercantile Self-Direct Rebate

Dear Mr. Daniel:

Thank you for your Duke Energy Mercantile Self Direct rebate application. As noted in the Energy Conservation Measure (ECM) chart on page two, a total rebate of \$28,800 has been proposed for your chiller tune-up projects completed in the 2009, 2010 and 2011 calendar years. All Self Direct Rebates are contingent upon approval by the Public Utilities Commission of Ohio (PUCO).

At your earliest convenience, please indicate if you accept this rebate by

- providing your signature on page two
- completing the PUCO-required affidavit on page three.

Please return the documents to my attention via fax at 513-629-5572 or e-mail to SelfDirect@Duke-Energy.com. Upon receipt, Duke Energy will submit the necessary documentation to PUCO. Following PUCO's approval, Duke Energy will remit payment.

At Duke Energy, we value your business and look forward to working with you on this and future energy efficiency projects. We hope you will consider our Smart Saver® incentives, when applicable. Please contact me if you have any questions.

Sincerely,

Grady Reid, Jr
Product Manager
Mercantile Self Direct Rebates

cc: Mike Harp, Duke Energy
Rob Jung, WECC
Carol Paxton, Johnson Controls

Please indicate your response to this rebate offer within 30 days of receipt.

Rebate is accepted.

Rebate is declined.

By accepting this rebate, Cincinnati Bell Telephone affirms its intention to commit and integrate the energy efficiency projects listed on the following pages into Duke Energy's peak demand reduction, demand response and/or energy efficiency programs.

Additionally, Cincinnati Bell Telephone also agrees to serve as joint applicant in any future filings necessary to secure approval of this arrangement as required by PUCO and to comply with any information and reporting requirements imposed by rule or as part of that approval.

Finally, Cincinnati Bell Telephone affirms that all application information submitted to Duke Energy pursuant to this rebate offer is true and accurate. Information in question would include, but not be limited to, project scope, equipment specifications, equipment operational details, project costs, project completion dates, and the quantity of energy conservation measures installed.

If rebate is accepted, will you use the monies to fund future energy efficiency and/or demand reduction projects?

YES

NO

If rebate is declined, please indicate reason (optional):



Customer Signature

Ken Daniel

Printed Name

2-27-12

Date

Proposed Rebate Amounts

Measure ID	Energy Conservation Measure (ECM)	Proposed Rebate Amount
ECM-1	Water Cooled Chiller Tune Up – Year 2009	\$9600.00
ECM-2	Water Cooled Chiller Tune Up – Year 2010	\$9600.00
ECM-3	Water Cooled Chiller Tune Up – Year 2011	\$9600.00
Total		\$28,800.00



**Public Utilities
Commission**

**Application to Commit
Energy Efficiency/Peak
Demand Reduction
Programs
(Mercantile Customers
Only)**

Case No.: ___ - ___ -EL-EEC

State of Ohio :

Kevin Daniel, Affiant, being duly sworn according to law, deposes and says that:

1. I am the duly authorized representative of:

Cincinnati Bell Telephone
[insert customer or EDU company name and any applicable name(s) doing business as]

2. I have personally examined all the information contained in the foregoing application, including any exhibits and attachments. Based upon my examination and inquiry of those persons immediately responsible for obtaining the information contained in the application, I believe that the information is true, accurate and complete.

3. I am aware of fines and penalties which may be imposed under Ohio Revised Code Sections 2921.11, 2921.31, 4903.02, 4903.03, and 4903.99 for submitting false information.

KD operators Manager
Signature of Affiant & Title

Sworn and subscribed before me this 27th day of February,
2012 Month/Year

[Signature]
Signature of official administering oath

Cherie Ashworth
Print Name and Title

My commission expires on July 31, 2015



CHERIE ASHWORTH
Notary Public, State of Ohio
My Commission Expires 07-31-15

Attachment 1 – Cincinnati Bell Telephone Chiller Tune-ups

Appendix 1 – Electric History

34800674 01		
CINTI BELL TEL CO		
209 7TH W		
CINCINNATI, OH 45202		
Date	Days	Actual KWH
9/22/2011	30	6,383,118
8/23/2011	29	6,399,714
7/25/2011	32	7,008,074
6/23/2011	30	6,495,600
5/24/2011	29	6,052,707
4/25/2011	32	6,615,081
3/24/2011	29	5,972,643
2/23/2011	29	5,865,793
1/25/2011	34	6,843,733
12/22/2010	33	6,628,584
11/19/2010	29	5,878,295
10/21/2010	29	5,970,012
Total		76,113,354

Appendix 2 – Annual kWh losses and annual KW losses

Measure	Annual kWh Gross with losses	Upload Amount	TOTAL Annual kWh losses	KW Per Measure	Total KW Savings
Water Cooled Chiller Tune Up	64.46	14400	928224	0.02	288

Appendix 3 – Cash Rebate

Measure	Amount
Water Cooled Chiller Tune Ups	\$28,800

Appendix 4 – Utility Cost Test

Measure	UCT
Water Cooled Chiller Tune Up	2.21

Appendix 5 – Avoided Supply Costs

Measure	T&D	Production	Capacity	Quantity	Total Avoided Costs
Water Cooled Chiller Tune Up	\$1.00	\$4.00	\$2.00	14400	\$100,800

Appendix 6 – Utility Program Costs

Measure	Qty	Admin Costs	Total Costs
Water Cooled Chiller Tune Up	14400	\$1.22	\$17,550.72



MERCANTILE SELF DIRECT Ohio Chiller Tune-up Service Application

Questions? Call 1-866-380-9580 or visit www.duke-energy.com.

Email the complete, signed application with all required documents to SelfDirect@duke-energy.com or fax to 513-419-5572.

Is this application: **NEW** (original) or **REVISED** (changes made to original application)

Building Type – Required (check one)		
<input checked="" type="checkbox"/> Data Centers	<input type="checkbox"/> Full Service Restaurant	<input type="checkbox"/> Office
<input type="checkbox"/> Education/K-12	<input type="checkbox"/> Healthcare	<input type="checkbox"/> Public Assembly
<input type="checkbox"/> Education Other	<input type="checkbox"/> Industrial	<input type="checkbox"/> Public Order/Safety
<input type="checkbox"/> Elder Care/Nursing Home	<input type="checkbox"/> Lodging	<input type="checkbox"/> Religious Worship/Church
<input type="checkbox"/> Food Sales/Grocery	<input type="checkbox"/> Retail (Small Box)	<input type="checkbox"/> Service
<input type="checkbox"/> Fast Food Restaurant	<input type="checkbox"/> Retail (Big Box)	<input type="checkbox"/> Warehouse
<input type="checkbox"/> Other:		
How did you hear about the program? (check one)		
<input checked="" type="checkbox"/> Duke Energy Representative	<input type="checkbox"/> Web Site	<input type="checkbox"/> Radio
<input type="checkbox"/> Contractor / Vendor	<input type="checkbox"/> Other _____	

Please check each box to indicate completion of the following program requirements:

<input checked="" type="checkbox"/> All sections of application	<input checked="" type="checkbox"/> Invoice with make, model number, quantity and equipment manufacturer	<input checked="" type="checkbox"/> Tax ID number for payee	<input checked="" type="checkbox"/> Customer/vendor agree to Terms and Conditions
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Customer Information			
Customer/Business	Cincinnati Bell	Contact	Kevin Daniel, Building Manager
Phone	513-397-5412, 513-604-6959	Account Number	3480-0674-01
Street Address (Where incentive should be mailed)		209 W7th Street, ML 121-1200	
City	Cincinnati	State	OH
Zip Code	45202		
Installation Street Address	229 W 7 th ST.		
City	Cincinnati	State	OH
Zip Code	45202		
E-mail Address	kevin.daniel@cinbell.com AND grace.lobono@cinbell.com		

**Failure to provide the account number associated with the location where the installation took place will result in rejection of the application.*

Vendor Information			
Vendor	Johnson Controls Inc.	Contact	Carol Paxton
Phone	513-605-6303	Fax	3513-605-6301
Street Address		7863 Palace	
City	Cincinnati	State	OH
Zip Code	45249		
E-mail Address	Carol.A.Paxton@jci.com		

If Duke Energy has questions about this application, who should we contact? Customer Vendor

Payment Information	
Who should receive incentive payment?	<input checked="" type="checkbox"/> Customer <input type="checkbox"/> Vendor (Customer must sign below)
I hereby authorize payment of incentive directly to the vendor:	Customer Signature (written signature)
	Date
Provide Tax ID Number for Payee	Customer Tax ID #
	Vendor Tax ID #

Terms and Conditions	
I have read and hereby agree to the Terms & Conditions and Program Requirements.	
Customer Signature	
Date	1-31-12
Title	Building Manager

Incentives are subject to change and may be discontinued at the sole discretion of Duke Energy. Equipment must be installed and operable to be eligible for incentives. As Federal Energy Policy Law changes, equipment efficiency requirements are subject to change.

Air Cooled and Water Cooled Chiller Tune-ups						
Manufacturer and Model #	# of Units	Tons Per unit*	Total Project Cost	Current Service Date	Previous Service Date	Total Incentive
York - YKMQM4K2-CBGS	2	1200	\$10,836.00	2009	2008	\$9,600.00
York - YKMQM4K2-CBGS	2	1200	\$10,836.00	2009		\$9,600.00

*Provide manufacturer's spec sheet documenting the size of the unit

To Calculate your tune-up incentive*:	
A. Add up equipment capacity of all units serviced (in tons) and multiply by \$4/ton =	\$19,200.00
B. Cost of service = \$21,672.00 x 50% of total service cost =	\$10,836.00
Total Incentive (lesser amount of row A or row B)=	\$10,836.00

*Incentives cannot exceed 50% of total service invoice (external labor and equipment).

Service Requirements:

1. This incentive is available only once per unit in a 12 month period.
2. An individual chiller is considered one unit.
3. Copy of paid invoice must be included with this application
4. Self serviced (internal) labor should not be included as part of the total service cost. Only external labor will be considered as part of the total service invoice.
5. Cooling service must include the following normal maintenance items (please check if completed):

<input type="checkbox"/> Air cooled condenser coil cleaning	<input checked="" type="checkbox"/> Compressor amp draw	<input checked="" type="checkbox"/> Low Pressure controls
<input checked="" type="checkbox"/> System Pressure check and adjust	<input checked="" type="checkbox"/> Supply motor amp draw	<input checked="" type="checkbox"/> High Pressure controls
<input checked="" type="checkbox"/> Filter inspect or replace	<input type="checkbox"/> Condenser fan(s) amp draw	<input type="checkbox"/> Crankcase heater operation
<input type="checkbox"/> Belt inspect or replace	<input type="checkbox"/> Liquid line temperature	<input checked="" type="checkbox"/> Water cooled chiller condenser tube cleaning
<input checked="" type="checkbox"/> Contactors condition	<input checked="" type="checkbox"/> Suction pressure & temperature	<input type="checkbox"/> Water cooled chiller evaporator tube cleaning
<input type="checkbox"/> Evaporator condition	<input checked="" type="checkbox"/> Oil level & pressure	

Incentive Eligibility

- Incentives are only available to customers on Duke Energy Ohio non-residential rate.
- Duke Energy Customers who purchase electric generation from an alternative supplier are eligible to participate.
- Incentive will not be paid until eligible equipment has been installed, is available to operate, and verification has been completed by Duke Energy staff as noted in the Term & Conditions stated below.
- Duke Energy reserves the right to revise incentive levels and/or qualifying efficiency levels at anytime.
- Customer may assign the incentive to the vendor who installed/supplied the equipment. The customer's signature is required in the appropriate places on this form to assign the incentive to the vendor. Customer agrees that such an action constitutes an irrevocable assignment of the incentive. This assigned incentive must reduce the purchase price paid for the equipment by an equivalent amount.
- Any equipment which, either separately or as part of a project, has or will receive an incentive from any other Duke Energy program
- In no case will Duke Energy pay an incentive above the actual cost of the service.
- Incentive recipient assumes all responsibilities for any tax consequences resulting from Duke Energy incentive payment.
- To qualify for Duke Energy incentives, applicants who provide their social security number as their federal tax identification number for tax purposes must sign and return the "Customer consent to release personal information" form ("Consent Form") along with the application. Incentive applications are processed by a 3rd party vendor. The 3rd party vendor is responsible for mailing the 1099 form at the end of the calendar year for tax filing. Duke Energy and the 3rd party vendor have signed a confidentiality agreement to protect your personal information. If your social security number is your federal tax ID number and you elect not to sign the Consent Form, please do not send Duke Energy the application, as you will not be qualified to participate in the incentive program.

Terms and Conditions

I certify that this premise is served by Duke Energy (or an affiliate of Duke Energy), that the information provided herein is accurate and complete, and that I have purchased and installed the high efficiency equipment (indicated herein) for the business facility listed herein and not for resale. Attached is an itemized invoice for the indicated installed equipment. I understand that the proposed incentive payment from Duke Energy is subject to change based on verification and Duke Energy approval. I agree to Duke Energy verification of both the sales transaction and equipment installation which may include a site inspection from a Duke Energy representative or Duke Energy agent. I understand that I am not allowed to receive more than one incentive from Duke Energy on any piece of equipment. I also understand that my participation in the program may be taxable and that my company is solely responsible for paying all such taxes. I hereby agree to indemnify, hold harmless and release Duke Energy and its affiliates from any actions or claims in regards to the installation, operation and disposal of equipment (and related materials) covered herein including liability from an incidental or consequential damages. Duke Energy does not endorse any particular manufacturer, product or system design within these programs; does not expressly or implicitly warrant the performance of installed equipment (Contact your contractor for details regarding equipment warranties), and is not liable for any damage caused by the installation of the equipment or for any damage cause by the malfunction of the installed equipment.

Incentive Application Instructions

IMPORTANT NOTICE

Delays in processing incentive payments will occur if required documentation is not included with completed application(s).

1. Contact Duke Energy toll free at 866-380-9580 to confirm customer eligibility. Applications are available for download at www.duke-energy.com.
2. Review program and equipment requirements on the incentive application. (Page7)
3. Purchase and install eligible energy-efficient equipment.
4. Complete and submit application for equipment that was installed after 1/1/2008.
5. **The following items must be included to verify projects. If they are not included, it will delay payment of incentive.**
 - A. Itemized invoice for all equipment installed to include:
 - a. Equipment cost
 - b. Quantity per equipment type installed
 - c. Model # for each equipment type
 - d. Manufacturer's data sheet for each equipment model #,
 - B. **Make sure the account number provided on the cover page (customer information section) is associated with the location where the equipment was installed. If the account # does not match the address where the equipment was installed, the application will be rejected as ineligible.**
 - C. Provide required tax ID# for payee.
 - D. Customer must sign and date the application after reviewing the Terms and Conditions. If customer wishes to **assign payment of the incentive directly to the vendor**, the customer should circle the appropriate payee in the Payment Information section of the application and sign their name to authorize payment.
6. Duke Energy may require site verification of projects that have been self-installed, prior to payment of incentive.
8. Email the complete, signed application with all required documents to SelfDirect@duke-energy.com or fax to 513-419-5572.
8. A percentage of equipment installations will be site verified for quality assurance purposes. Once selected, a Duke Energy representative will contact the customer to arrange for the inspection. All incentive payments related to the project will be withheld until site verification is complete. There is no charge to the customer for these inspections.

Mercantile Self Direct Incentive Program Requirements for Vendor Participation

Program Overview

- Duke Energy offers its eligible non-residential customers the opportunity to increase profitability through energy cost savings and contribute to a cleaner environment by participating in our Mercantile Self Direct Incentive Program.
- Under the Duke Energy Mercantile Self Direct Incentive Program, Vendor is defined as any third party who:
 - Promotes the sale and installation of the high efficiency equipment for the customer. The Vendor will ensure that the eligible equipment is installed and operating before submitting the application or assisting the customer in completing the application.
 - Is responsible for the product sale only and is not required to ensure installation of the eligible equipment.
- All license requirements, if any, are solely the Vendor's responsibility. Participating Vendors include equipment contractors, equipment Vendors, equipment manufacturers and distributors, energy service companies, etc. The typical Vendor role is to contact/solicit eligible customers building new or retrofitting existing facilities and encourage the installation of the energy-efficient equipment offered in Duke Energy's program.
- Incentives are paid directly to customers unless the customer assigns the incentive to the Vendor. The assigned incentive must reduce the purchase price paid for the equipment by an equivalent amount. Incentives are taxable to the entity who receives the rebate check. Rebates greater than \$600 will be reported to the IRS unless documentation of tax exempt status is provided.
- Vendors can sign up to be on Duke Energy's Web site as a participating Vendor and be added to Duke Energy's e-mail distribution by emailing the Vendor Participation Agreement (VPA) to SelfDirect@duke-energy.com or faxing to **513-419-5572**.
- Vendors may not represent to customers that Duke Energy endorses their specific products or services. Duke Energy does not endorse specific products, services, or companies – only energy-efficient technologies.
- Vendors may advise customers of their option to have Duke Energy make their rebate check(s) payable to the Vendor if the customer's rebate amount is being deducted from the total sale price in advance. The customer must complete and sign the Payment Release Authorization section of the Mercantile Self Direct Incentive Program Application.
- Vendors may use the words "Duke Energy's Mercantile Self Direct Incentive Program" in promotional materials or advertisements. Vendors may use the name Duke Energy in a text format to describe the Mercantile Self Direct Incentive Program, but are not permitted to use Duke Energy's logos.
- For Vendors who properly install the qualifying equipment, the equipment shall be installed and operating prior to an application being submitted. A percentage of each Vendor's installations will be subject to inspection by Duke Energy for verifying that the equipment is installed and operating. Vendors demonstrating high failure rates (based on a statistically significant sample) will have 100% of subsequent jobs inspected or may have their participation in the Mercantile Self Direct Incentive Program revoked by Duke Energy in its sole discretion.
- Vendors shall provide customers with applicable equipment warranty information for all measures installed. Vendors shall provide the required documentation for customers to apply for the rebate (invoices with model numbers and quantities, specification sheets for installed equipment, etc.) and assist customers in filling out the application.
- Vendors shall comply with all applicable local, state, and federal laws and codes when performing installation and related functions.
- Duke Energy reserves the right to revoke a Vendor's participation in Mercantile Self Direct Incentive Program if, in Duke Energy's sole judgment, the Vendor fails to comply with the program's guidelines and requirements.
- Mercantile Self Direct Incentive Program offerings may be modified or terminated without prior notice. Check Duke Energy's Web site for current program status.

Guidelines for Vendor Activities

- Vendors shall sign and return the attached VPA to Duke Energy prior to soliciting customer participation or when submitting an application. Rebate payments will not be released to a Vendor unless a signed VPA is on file.
- Vendors shall not misrepresent the nature of their role in the program. In particular, Vendors shall not state or imply to customers, or any persons, that the Vendor is employed by or working on Duke Energy's behalf.

For more information, call **1-866.380.9580** or visit www.duke-energy.com.

Smart Saver Incentive Program

Technology	Responsible for sales and not installs*	Responsible for sales and Installation*	Technology	Responsible for sales and not installs*	Responsible for sales and Installation*
Lighting	<input type="checkbox"/>	<input type="checkbox"/>	Thermal Storage	<input type="checkbox"/>	<input type="checkbox"/>
Heating Ventilation & Cooling	<input type="checkbox"/>	<input type="checkbox"/>	Pumps/Motors/VFD's	<input type="checkbox"/>	<input type="checkbox"/>
Food Service	<input type="checkbox"/>	<input type="checkbox"/>	Chillers	<input type="checkbox"/>	<input type="checkbox"/>
Water Heating	<input type="checkbox"/>	<input type="checkbox"/>	Refrigeration	<input type="checkbox"/>	<input type="checkbox"/>
Process Equipment (air compressors, injection molding, etc.)	<input type="checkbox"/>	<input type="checkbox"/>	Window Film	<input type="checkbox"/>	<input type="checkbox"/>

* Check all that apply

Vendors who wish to be listed as a Mercantile Self Direct Incentive Program participating Vendor shall complete this form. A signed copy of this form must be on file at Duke Energy in order for the Vendor to receive incentive payments. Fax form to **513-419-5572** or email to SelfDirect@duke-energy.com.

I have read and understand the Mercantile Self Direct Incentive Program Requirements for Vendor Participation, and I agree to comply with all requirements set forth therein. By signing this agreement, I agree to provide my customers with information and documentation that is true and accurate to the best of my knowledge. I hereby represent and warrant that the Tax ID and Vendor Tax Status provided below are true and accurate. I agree that any confidential information concerning my customer, including but not limited to Duke Energy service account information, will be used for the sole purpose of facilitating the customer's participation in the Mercantile Self Direct Incentive Program. Further, I understand that I am responsible for making sure everyone working for me understands the requirements prior to soliciting customer participation.

Vendor Federal Tax ID Number	
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To qualify for Duke Energy incentives, applicants who provide their social security number as their federal tax identification number for tax purposes must sign and return the "Customer consent to release personal information" form ("Consent Form") along with the application. Incentive applications are processed by a third-party vendor. The third-party vendor is responsible for mailing the 1099 form at the end of the calendar year for tax filing. Duke Energy and the third-party vendor have signed confidentiality agreement to protect your personal information. If your social security number is your federal tax ID number and you elect not to sign the Consent Form, please do not send Duke Energy the application, As you will not be qualified to participate in the incentive program.

Vendor Tax Status	<input type="checkbox"/> Corporation	<input type="checkbox"/> Individual/Sole Proprietor	<input type="checkbox"/> Partnership	<input type="checkbox"/> Other
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Contact me via	<input type="checkbox"/> Phone	<input type="checkbox"/> E-Mail	<input type="checkbox"/> Mail	
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Company Name	
Mailing Address	
City, State, Zip	
Phone/Fax	
Primary E-mail Address	
Secondary E-mail Address	
Vendor Signature	
Title	
Print Name	
Date	

For more information, call 1-866-380-9580 or visit www.duke-energy.com.



MERCANTILE SELF DIRECT Ohio Chiller Tune-up Service Application

Questions? Call 1-866-380-9580 or visit www.duke-energy.com.

Email the complete, signed application with all required documents to SelfDirect@duke-energy.com or fax to 513-419-5572.

Is this application: **NEW** (original) or **REVISED** (changes made to original application)

Building Type – Required (check one)		
<input checked="" type="checkbox"/> Data Centers	<input type="checkbox"/> Full Service Restaurant	<input type="checkbox"/> Office
<input type="checkbox"/> Education/K-12	<input type="checkbox"/> Healthcare	<input type="checkbox"/> Public Assembly
<input type="checkbox"/> Education Other	<input type="checkbox"/> Industrial	<input type="checkbox"/> Public Order/Safety
<input type="checkbox"/> Elder Care/Nursing Home	<input type="checkbox"/> Lodging	<input type="checkbox"/> Religious Worship/Church
<input type="checkbox"/> Food Sales/Grocery	<input type="checkbox"/> Retail (Small Box)	<input type="checkbox"/> Service
<input type="checkbox"/> Fast Food Restaurant	<input type="checkbox"/> Retail (Big Box)	<input type="checkbox"/> Warehouse
<input type="checkbox"/> Other:		
How did you hear about the program? (check one)		
<input checked="" type="checkbox"/> Duke Energy Representative	<input type="checkbox"/> Web Site	<input type="checkbox"/> Radio
<input type="checkbox"/> Contractor / Vendor	<input type="checkbox"/> Other _____	

Please check each box to indicate completion of the following program requirements:

<input checked="" type="checkbox"/> All sections of application	<input checked="" type="checkbox"/> Invoice with make, model number, quantity and equipment manufacturer	<input checked="" type="checkbox"/> Tax ID number for payee	<input checked="" type="checkbox"/> Customer/vendor agree to Terms and Conditions
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Customer Information			
Customer/Business	Cincinnati Bell	Contact	Kevin Daniel, Building Manager
Phone	513-397-5412, 513-604-6959	Account Number	3480-0674-01
Street Address (Where incentive should be mailed)		209 W7th Street, ML 121-1200	
City	Cincinnati	State	OH
Zip Code	45202		
Installation Street Address	229 W 7 th ST.		
City	Cincinnati	State	OH
Zip Code	45202		
E-mail Address	kevin.daniel@cinbell.com AND grace.lobono@cinbell.com		

**Failure to provide the account number associated with the location where the installation took place will result in rejection of the application.*

Vendor Information			
Vendor	Johnson Controls Inc.	Contact	Carol Paxton
Phone	513-605-6303	Fax	3513-605-6301
Street Address		7863 Palace	
City	Cincinnati	State	OH
Zip Code	45249		
E-mail Address	Carol.A.Paxton@jci.com		

If Duke Energy has questions about this application, who should we contact? Customer Vendor

Payment Information		
Who should receive incentive payment?	<input checked="" type="checkbox"/> Customer	<input type="checkbox"/> Vendor (Customer must sign below)
I hereby authorize payment of incentive directly to the vendor:	Customer Signature (written signature)	
	Date	1-31-12
Provide Tax ID Number for Payee	Customer Tax ID #	20-2003820
	Vendor Tax ID #	

Terms and Conditions			
I have read and hereby agree to the Terms & Conditions and Program Requirements.			
Customer Signature		Vendor Signature	
Date	1-31-12	Date	
Title	Building Manager	Title	

Incentives are subject to change and may be discontinued at the sole discretion of Duke Energy. Equipment must be installed and operable to be eligible for incentives. As Federal Energy Policy Law changes, equipment efficiency requirements are subject to change.

Air Cooled and Water Cooled Chiller Tune-ups						
Manufacturer and Model #	# of Units	Tons Per unit*	Total Project Cost	Current Service Date	Previous Service Date	Total Incentive
York - YKMQM4K2-CBGS	4	1200	\$22,320.00	2010	2009	\$19,200.00
*Provide manufacturer's spec sheet documenting the size of the unit						

To Calculate your tune-up incentive*:	
A. Add up equipment capacity of all units serviced (in tons) and multiply by \$4/ton =	\$19,200.00
B. Cost of service = \$22,320.00 x 50% of total service cost =	\$11,160.00
Total Incentive (lesser amount of row A or row B)=	\$11,160.00
*Incentives cannot exceed 50% of total service invoice (external labor and equipment).	

Service Requirements:

1. This incentive is available only once per unit in a 12 month period.
2. An individual chiller is considered one unit.
3. Copy of paid invoice must be included with this application
4. Self serviced (internal) labor should not be included as part of the total service cost. Only external labor will be considered as part of the total service invoice.
5. Cooling service must include the following normal maintenance items (please check if completed):

<input type="checkbox"/> Air cooled condenser coil cleaning	<input checked="" type="checkbox"/> Compressor amp draw	<input checked="" type="checkbox"/> Low Pressure controls
<input checked="" type="checkbox"/> System Pressure check and adjust	<input checked="" type="checkbox"/> Supply motor amp draw	<input checked="" type="checkbox"/> High Pressure controls
<input checked="" type="checkbox"/> Filter inspect or replace	<input type="checkbox"/> Condenser fan(s) amp draw	<input type="checkbox"/> Crankcase heater operation
<input type="checkbox"/> Belt inspect or replace	<input type="checkbox"/> Liquid line temperature	<input checked="" type="checkbox"/> Water cooled chiller condenser tube cleaning
<input checked="" type="checkbox"/> Contactors condition	<input checked="" type="checkbox"/> Suction pressure & temperature	<input type="checkbox"/> Water cooled chiller evaporator tube cleaning
<input type="checkbox"/> Evaporator condition	<input checked="" type="checkbox"/> Oil level & pressure	

Incentive Eligibility

- Incentives are only available to customers on Duke Energy Ohio non-residential rate.
- Duke Energy Customers who purchase electric generation from an alternative supplier are eligible to participate.
- Incentive will not be paid until eligible equipment has been installed, is available to operate, and verification has been completed by Duke Energy staff as noted in the Term & Conditions stated below.
- Duke Energy reserves the right to revise incentive levels and/or qualifying efficiency levels at anytime.
- Customer may assign the incentive to the vendor who installed/supplied the equipment. The customer's signature is required in the appropriate places on this form to assign the incentive to the vendor. Customer agrees that such an action constitutes an irrevocable assignment of the incentive. This assigned incentive must reduce the purchase price paid for the equipment by an equivalent amount.
- Any equipment which, either separately or as part of a project, has or will receive an incentive from any other Duke Energy program
- In no case will Duke Energy pay an incentive above the actual cost of the service.
- Incentive recipient assumes all responsibilities for any tax consequences resulting from Duke Energy incentive payment.
- To qualify for Duke Energy incentives, applicants who provide their social security number as their federal tax identification number for tax purposes must sign and return the "Customer consent to release personal information" form ("Consent Form") along with the application. Incentive applications are processed by a 3rd party vendor. The 3rd party vendor is responsible for mailing the 1099 form at the end of the calendar year for tax filing. Duke Energy and the 3rd party vendor have signed a confidentiality agreement to protect your personal information. If your social security number is your federal tax ID number and you elect not to sign the Consent Form, please do not send Duke Energy the application, as you will not be qualified to participate in the incentive program.

Terms and Conditions

I certify that this premise is served by Duke Energy (or an affiliate of Duke Energy), that the information provided herein is accurate and complete, and that I have purchased and installed the high efficiency equipment (indicated herein) for the business facility listed herein and not for resale. Attached is an itemized invoice for the indicated installed equipment. I understand that the proposed incentive payment from Duke Energy is subject to change based on verification and Duke Energy approval. I agree to Duke Energy verification of both the sales transaction and equipment installation which may include a site inspection from a Duke Energy representative or Duke Energy agent. I understand that I am not allowed to receive more than one incentive from Duke Energy on any piece of equipment. I also understand that my participation in the program may be taxable and that my company is solely responsible for paying all such taxes. I hereby agree to indemnify, hold harmless and release Duke Energy and its affiliates from any actions or claims in regards to the installation, operation and disposal of equipment (and related materials) covered herein including liability from an incidental or consequential damages. Duke Energy does not endorse any particular manufacturer, product or system design within these programs; does not expressly or implicitly warrant the performance of installed equipment (Contact your contractor for details regarding equipment warranties), and is not liable for any damage caused by the installation of the equipment or for any damage cause by the malfunction of the installed equipment.

Incentive Application Instructions

IMPORTANT NOTICE

Delays in processing incentive payments will occur if required documentation is not included with completed application(s).

1. Contact Duke Energy toll free at 866-380-9580 to confirm customer eligibility. Applications are available for download at www.duke-energy.com.
2. Review program and equipment requirements on the incentive application. (Page7)
3. Purchase and install eligible energy-efficient equipment.
4. Complete and submit application for equipment that was installed after 1/1/2008.
5. **The following items must be included to verify projects. If they are not included, it will delay payment of incentive.**
 - A. Itemized invoice for all equipment installed to include:
 - a. Equipment cost
 - b. Quantity per equipment type installed
 - c. Model # for each equipment type
 - d. Manufacturer's data sheet for each equipment model #.
 - B. **Make sure the account number provided on the cover page (customer information section) is associated with the location where the equipment was installed. If the account # does not match the address where the equipment was installed, the application will be rejected as ineligible.**
 - C. Provide required tax ID# for payee.
 - D. Customer must sign and date the application after reviewing the Terms and Conditions. If customer wishes to **assign payment of the incentive directly to the vendor**, the customer should circle the appropriate payee in the Payment Information section of the application and sign their name to authorize payment.
6. Duke Energy may require site verification of projects that have been self-installed, prior to payment of incentive.
8. Email the complete, signed application with all required documents to SelfDirect@duke-energy.com or fax to 513-419-5572.
8. A percentage of equipment installations will be site verified for quality assurance purposes. Once selected, a Duke Energy representative will contact the customer to arrange for the inspection. All incentive payments related to the project will be withheld until site verification is complete. There is no charge to the customer for these inspections.

Mercantile Self Direct Incentive Program Requirements for Vendor Participation

Program Overview

- Duke Energy offers its eligible non-residential customers the opportunity to increase profitability through energy cost savings and contribute to a cleaner environment by participating in our Mercantile Self Direct Incentive Program.
- Under the Duke Energy Mercantile Self Direct Incentive Program, Vendor is defined as any third party who:
 - Promotes the sale and installation of the high efficiency equipment for the customer. The Vendor will ensure that the eligible equipment is installed and operating before submitting the application or assisting the customer in completing the application.
 - Is responsible for the product sale only and is not required to ensure installation of the eligible equipment.
- All license requirements, if any, are solely the Vendor's responsibility. Participating Vendors include equipment contractors, equipment Vendors, equipment manufacturers and distributors, energy service companies, etc. The typical Vendor role is to contact/solicit eligible customers building new or retrofitting existing facilities and encourage the installation of the energy-efficient equipment offered in Duke Energy's program.
- Incentives are paid directly to customers unless the customer assigns the incentive to the Vendor. The assigned incentive must reduce the purchase price paid for the equipment by an equivalent amount. Incentives are taxable to the entity who receives the rebate check. Rebates greater than \$600 will be reported to the IRS unless documentation of tax exempt status is provided.
- Vendors can sign up to be on Duke Energy's Web site as a participating Vendor and be added to Duke Energy's e-mail distribution by emailing the Vendor Participation Agreement (VPA) to SelfDirect@duke-energy.com or faxing to 513-419-5572.
- Vendors may not represent to customers that Duke Energy endorses their specific products or services. Duke Energy does not endorse specific products, services, or companies – only energy-efficient technologies.
- Vendors may advise customers of their option to have Duke Energy make their rebate check(s) payable to the Vendor if the customer's rebate amount is being deducted from the total sale price in advance. The customer must complete and sign the Payment Release Authorization section of the Mercantile Self Direct Incentive Program Application.
- Vendors may use the words "Duke Energy's Mercantile Self Direct Incentive Program" in promotional materials or advertisements. Vendors may use the name Duke Energy in a text format to describe the Mercantile Self Direct Incentive Program, but are not permitted to use Duke Energy's logos.
- For Vendors who properly install the qualifying equipment, the equipment shall be installed and operating prior to an application being submitted. A percentage of each Vendor's installations will be subject to inspection by Duke Energy for verifying that the equipment is installed and operating. Vendors demonstrating high failure rates (based on a statistically significant sample) will have 100% of subsequent jobs inspected or may have their participation in the Mercantile Self Direct Incentive Program revoked by Duke Energy in its sole discretion.
- Vendors shall provide customers with applicable equipment warranty information for all measures installed. Vendors shall provide the required documentation for customers to apply for the rebate (invoices with model numbers and quantities, specification sheets for installed equipment, etc.) and assist customers in filling out the application.
- Vendors shall comply with all applicable local, state, and federal laws and codes when performing installation and related functions.
- Duke Energy reserves the right to revoke a Vendor's participation in Mercantile Self Direct Incentive Program if, in Duke Energy's sole judgment, the Vendor fails to comply with the program's guidelines and requirements.
- Mercantile Self Direct Incentive Program offerings may be modified or terminated without prior notice. Check Duke Energy's Web site for current program status.

Guidelines for Vendor Activities

- Vendors shall sign and return the attached VPA to Duke Energy prior to soliciting customer participation or when submitting an application. Rebate payments will not be released to a Vendor unless a signed VPA is on file.
- Vendors shall not misrepresent the nature of their role in the program. In particular, Vendors shall not state or imply to customers, or any persons, that the Vendor is employed by or working on Duke Energy's behalf.

For more information, call 1-866.380.9580 or visit www.duke-energy.com.

Smart Saver Incentive Program

Technology	Responsible for sales and not installs*	Responsible for sales and Installation*	Technology	Responsible for sales and not installs*	Responsible for sales and Installation*
Lighting	<input type="checkbox"/>	<input type="checkbox"/>	Thermal Storage	<input type="checkbox"/>	<input type="checkbox"/>
Heating Ventilation & Cooling	<input type="checkbox"/>	<input type="checkbox"/>	Pumps/Motors/VFD's	<input type="checkbox"/>	<input type="checkbox"/>
Food Service	<input type="checkbox"/>	<input type="checkbox"/>	Chillers	<input type="checkbox"/>	<input type="checkbox"/>
Water Heating	<input type="checkbox"/>	<input type="checkbox"/>	Refrigeration	<input type="checkbox"/>	<input type="checkbox"/>
Process Equipment (air compressors, injection molding, etc.)	<input type="checkbox"/>	<input type="checkbox"/>	Window Film	<input type="checkbox"/>	<input type="checkbox"/>

* Check all that apply

Vendors who wish to be listed as a Mercantile Self Direct Incentive Program participating Vendor shall complete this form. A signed copy of this form must be on file at Duke Energy in order for the Vendor to receive incentive payments. Fax form to **513-419-5572** or email to SelfDirect@duke-energy.com.

I have read and understand the Mercantile Self Direct Incentive Program Requirements for Vendor Participation, and I agree to comply with all requirements set forth therein. By signing this agreement, I agree to provide my customers with information and documentation that is true and accurate to the best of my knowledge. I hereby represent and warrant that the Tax ID and Vendor Tax Status provided below are true and accurate. I agree that any confidential information concerning my customer, including but not limited to Duke Energy service account information, will be used for the sole purpose of facilitating the customer's participation in the Mercantile Self Direct Incentive Program. Further, I understand that I am responsible for making sure everyone working for me understands the requirements prior to soliciting customer participation.

Vendor Federal Tax ID Number	
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To qualify for Duke Energy incentives, applicants who provide their social security number as their federal tax identification number for tax purposes must sign and return the "Customer consent to release personal information" form ("Consent Form") along with the application. Incentive applications are processed by a third-party vendor. The third-party vendor is responsible for mailing the 1099 form at the end of the calendar year for tax filing. Duke Energy and the third-party vendor have signed confidentiality agreement to protect your personal information. If your social security number is your federal tax ID number and you elect not to sign the Consent Form, please do not send Duke Energy the application, As you will not be qualified to participate in the incentive program.

Vendor Tax Status	<input type="checkbox"/> Corporation	<input type="checkbox"/> Individual/Sole Proprietor	<input type="checkbox"/> Partnership	<input type="checkbox"/> Other
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Contact me via	<input type="checkbox"/> Phone	<input type="checkbox"/> E-Mail	<input type="checkbox"/> Mail	
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Company Name	
Mailing Address	
City, State, Zip	
Phone/Fax	
Primary E-mail Address	
Secondary E-mail Address	
Vendor Signature	
Title	
Print Name	
Date	

For more information, call 1-866-380-9580 or visit www.duke-energy.com.



MERCANTILE SELF DIRECT Ohio Chiller Tune-up Service Application

Questions? Call 1-866-380-9580 or visit www.duke-energy.com.

Email the complete, signed application with all required documents to SelfDirect@duke-energy.com or fax to 513-419-5572.

Is this application: **NEW** (original) or **REVISED** (changes made to original application)

Building Type – Required (check one)		
<input checked="" type="checkbox"/> Data Centers	<input type="checkbox"/> Full Service Restaurant	<input type="checkbox"/> Office
<input type="checkbox"/> Education/K-12	<input type="checkbox"/> Healthcare	<input type="checkbox"/> Public Assembly
<input type="checkbox"/> Education Other	<input type="checkbox"/> Industrial	<input type="checkbox"/> Public Order/Safety
<input type="checkbox"/> Elder Care/Nursing Home	<input type="checkbox"/> Lodging	<input type="checkbox"/> Religious Worship/Church
<input type="checkbox"/> Food Sales/Grocery	<input type="checkbox"/> Retail (Small Box)	<input type="checkbox"/> Service
<input type="checkbox"/> Fast Food Restaurant	<input type="checkbox"/> Retail (Big Box)	<input type="checkbox"/> Warehouse
<input type="checkbox"/> Other:		
How did you hear about the program? (check one)		
<input checked="" type="checkbox"/> Duke Energy Representative	<input type="checkbox"/> Web Site	<input type="checkbox"/> Radio
<input type="checkbox"/> Contractor / Vendor	<input type="checkbox"/> Other _____	

Please check each box to indicate completion of the following program requirements:

<input checked="" type="checkbox"/> All sections of application	<input checked="" type="checkbox"/> Invoice with make, model number, quantity and equipment manufacturer	<input checked="" type="checkbox"/> Tax ID number for payee	<input checked="" type="checkbox"/> Customer/vendor agree to Terms and Conditions
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Customer Information					
Customer/Business	Cincinnati Bell	Contact	Kevin Daniel, Building Manager		
Phone	513-397-5412, 513-604-6959	Account Number	3480-0674-01		
Street Address (Where incentive should be mailed)		209 W7th Street, ML 121-1200			
City	Cincinnati	State	OH	Zip Code	45202
Installation Street Address		229 W 7 th ST.			
City	Cincinnati	State	OH	Zip Code	45202
E-mail Address	kevin.daniel@cinbell.com AND grace.lobono@cinbell.com				

**Failure to provide the account number associated with the location where the installation took place will result in rejection of the application.*

Vendor Information					
Vendor	Johnson Controls Inc.	Contact	Carol Paxton		
Phone	513-605-6303	Fax	3513-605-6301		
Street Address		7863 Palace			
City	Cincinnati	State	OH	Zip Code	45249
E-mail Address	Carol.A.Paxton@jci.com				

If Duke Energy has questions about this application, who should we contact? Customer Vendor

Payment Information		
Who should receive incentive payment?	<input checked="" type="checkbox"/> Customer	<input type="checkbox"/> Vendor (Customer must sign below)
I hereby authorize payment of incentive directly to the vendor:	Customer Signature (written signature)	
	Date	1-31-12
Provide Tax ID Number for Payee	Customer Tax ID #	20-2003820
	Vendor Tax ID #	

Terms and Conditions			
I have read and hereby agree to the Terms & Conditions and Program Requirements.			
Customer Signature		Vendor Signature	
Date	1-31-12	Date	
Title	Building Manager	Title	

Incentives are subject to change and may be discontinued at the sole discretion of Duke Energy. Equipment must be installed and operable to be eligible for incentives. As Federal Energy Policy Law changes, equipment efficiency requirements are subject to change.

Air Cooled and Water Cooled Chiller Tune-ups						
Manufacturer and Model #	# of Units	Tons Per unit*	Total Project Cost	Current Service Date	Previous Service Date	Total Incentive
York - YKMQM4K2-CBGS	4	1200	\$22,992.00	2011	2010	\$19,200.00

*Provide manufacturer's spec sheet documenting the size of the unit

To Calculate your tune-up incentive*:	
A. Add up equipment capacity of all units serviced (in tons) and multiply by \$4/ton =	\$19,200.00
B. Cost of service = \$22,992.00 x 50% of total service cost =	\$11,496.00
Total Incentive (lesser amount of row A or row B)=	\$11,496.00

*Incentives cannot exceed 50% of total service invoice (external labor and equipment).

Service Requirements:

- This incentive is available only once per unit in a 12 month period.**
- An individual chiller is considered one unit.
- Copy of paid invoice must be included with this application
- Self serviced (internal) labor should not be included as part of the total service cost. Only external labor will be considered as part of the total service invoice.
- Cooling service must include the following normal maintenance items (please check if completed):

<input type="checkbox"/> Air cooled condenser coil cleaning	<input checked="" type="checkbox"/> Compressor amp draw	<input checked="" type="checkbox"/> Low Pressure controls
<input checked="" type="checkbox"/> System Pressure check and adjust	<input checked="" type="checkbox"/> Supply motor amp draw	<input checked="" type="checkbox"/> High Pressure controls
<input checked="" type="checkbox"/> Filter inspect or replace	<input type="checkbox"/> Condenser fan(s) amp draw	<input type="checkbox"/> Crankcase heater operation
<input type="checkbox"/> Belt inspect or replace	<input type="checkbox"/> Liquid line temperature	<input checked="" type="checkbox"/> Water cooled chiller condenser tube cleaning
<input checked="" type="checkbox"/> Contactors condition	<input checked="" type="checkbox"/> Suction pressure & temperature	<input type="checkbox"/> Water cooled chiller evaporator tube cleaning
<input type="checkbox"/> Evaporator condition	<input checked="" type="checkbox"/> Oil level & pressure	

Incentive Eligibility

- Incentives are only available to customers on Duke Energy Ohio non-residential rate.
- Duke Energy Customers who purchase electric generation from an alternative supplier are eligible to participate.
- Incentive will not be paid until eligible equipment has been installed, is available to operate, and verification has been completed by Duke Energy staff as noted in the Term & Conditions stated below.
- Duke Energy reserves the right to revise incentive levels and/or qualifying efficiency levels at anytime.
- Customer may assign the incentive to the vendor who installed/supplied the equipment. The customer's signature is required in the appropriate places on this form to assign the incentive to the vendor. Customer agrees that such an action constitutes an irrevocable assignment of the incentive. This assigned incentive must reduce the purchase price paid for the equipment by an equivalent amount.
- Any equipment which, either separately or as part of a project, has or will receive an incentive from any other Duke Energy program
- In no case will Duke Energy pay an incentive above the actual cost of the service.
- Incentive recipient assumes all responsibilities for any tax consequences resulting from Duke Energy incentive payment.
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Terms and Conditions

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Incentive Application Instructions

IMPORTANT NOTICE

Delays in processing incentive payments will occur if required documentation is not included with completed application(s).

1. Contact Duke Energy toll free at 866-380-9580 to confirm customer eligibility. Applications are available for download at www.duke-energy.com.
2. Review program and equipment requirements on the incentive application. (Page7)
3. Purchase and install eligible energy-efficient equipment.
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5. **The following items must be included to verify projects. If they are not included, it will delay payment of incentive.**
 - A. Itemized invoice for all equipment installed to include:
 - a. Equipment cost
 - b. Quantity per equipment type installed
 - c. Model # for each equipment type
 - d. Manufacturer's data sheet for each equipment model #.
 - B. **Make sure the account number provided on the cover page (customer information section) is associated with the location where the equipment was installed. If the account # does not match the address where the equipment was installed, the application will be rejected as ineligible.**
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Mercantile Self Direct Incentive Program Requirements for Vendor Participation

Program Overview

- Duke Energy offers its eligible non-residential customers the opportunity to increase profitability through energy cost savings and contribute to a cleaner environment by participating in our Mercantile Self Direct Incentive Program.
 - Under the Duke Energy Mercantile Self Direct Incentive Program, Vendor is defined as any third party who:
 - Promotes the sale and installation of the high efficiency equipment for the customer. The Vendor will ensure that the eligible equipment is installed and operating before submitting the application or assisting the customer in completing the application.
 - Is responsible for the product sale only and is not required to ensure installation of the eligible equipment.
 - All license requirements, if any, are solely the Vendor's responsibility. Participating Vendors include equipment contractors, equipment Vendors, equipment manufacturers and distributors, energy service companies, etc. The typical Vendor role is to contact/solicit eligible customers building new or retrofitting existing facilities and encourage the installation of the energy-efficient equipment offered in Duke Energy's program.
 - Incentives are paid directly to customers unless the customer assigns the incentive to the Vendor. The assigned incentive must reduce the purchase price paid for the equipment by an equivalent amount. Incentives are taxable to the entity who receives the rebate check. Rebates greater than \$600 will be reported to the IRS unless documentation of tax exempt status is provided.
 - Vendors can sign up to be on Duke Energy's Web site as a participating Vendor and be added to Duke Energy's e-mail distribution by emailing the Vendor Participation Agreement (VPA) to SelfDirect@duke-energy.com or faxing to 513-419-5572.
- ### Guidelines for Vendor Activities
- Vendors shall sign and return the attached VPA to Duke Energy prior to soliciting customer participation or when submitting an application. Rebate payments will not be released to a Vendor unless a signed VPA is on file.
 - Vendors shall not misrepresent the nature of their role in the program. In particular, Vendors shall not state or imply to customers, or any persons, that the Vendor is employed by or working on Duke Energy's behalf.
 - Vendors may not represent to customers that Duke Energy endorses their specific products or services. Duke Energy does not endorse specific products, services, or companies – only energy-efficient technologies.
 - Vendors may advise customers of their option to have Duke Energy make their rebate check(s) payable to the Vendor if the customer's rebate amount is being deducted from the total sale price in advance. The customer must complete and sign the Payment Release Authorization section of the Mercantile Self Direct Incentive Program Application.
 - Vendors may use the words "Duke Energy's Mercantile Self Direct Incentive Program" in promotional materials or advertisements. Vendors may use the name Duke Energy in a text format to describe the Mercantile Self Direct Incentive Program, but are not permitted to use Duke Energy's logos.
 - For Vendors who properly install the qualifying equipment, the equipment shall be installed and operating prior to an application being submitted. A percentage of each Vendor's installations will be subject to inspection by Duke Energy for verifying that the equipment is installed and operating. Vendors demonstrating high failure rates (based on a statistically significant sample) will have 100% of subsequent jobs inspected or may have their participation in the Mercantile Self Direct Incentive Program revoked by Duke Energy in its sole discretion.
 - Vendors shall provide customers with applicable equipment warranty information for all measures installed. Vendors shall provide the required documentation for customers to apply for the rebate (invoices with model numbers and quantities, specification sheets for installed equipment, etc.) and assist customers in filling out the application.
 - Vendors shall comply with all applicable local, state, and federal laws and codes when performing installation and related functions.
 - Duke Energy reserves the right to revoke a Vendor's participation in Mercantile Self Direct Incentive Program if, in Duke Energy's sole judgment, the Vendor fails to comply with the program's guidelines and requirements.
 - Mercantile Self Direct Incentive Program offerings may be modified or terminated without prior notice. Check Duke Energy's Web site for current program status.

For more information, call 1-866.380.9580 or visit www.duke-energy.com.

Smart Saver Incentive Program

Technology	Responsible for sales and not installs*	Responsible for sales and Installation*	Technology	Responsible for sales and not installs*	Responsible for sales and Installation*
Lighting	<input type="checkbox"/>	<input type="checkbox"/>	Thermal Storage	<input type="checkbox"/>	<input type="checkbox"/>
Heating Ventilation & Cooling	<input type="checkbox"/>	<input type="checkbox"/>	Pumps/Motors/VFD's	<input type="checkbox"/>	<input type="checkbox"/>
Food Service	<input type="checkbox"/>	<input type="checkbox"/>	Chillers	<input type="checkbox"/>	<input type="checkbox"/>
Water Heating	<input type="checkbox"/>	<input type="checkbox"/>	Refrigeration	<input type="checkbox"/>	<input type="checkbox"/>
Process Equipment (air compressors, injection molding, etc.)	<input type="checkbox"/>	<input type="checkbox"/>	Window Film	<input type="checkbox"/>	<input type="checkbox"/>

* Check all that apply

Vendors who wish to be listed as a Mercantile Self Direct Incentive Program participating Vendor shall complete this form. A signed copy of this form must be on file at Duke Energy in order for the Vendor to receive incentive payments. Fax form to **513-419-5572** or email to SelfDirect@duke-energy.com.

I have read and understand the Mercantile Self Direct Incentive Program Requirements for Vendor Participation, and I agree to comply with all requirements set forth therein. By signing this agreement, I agree to provide my customers with information and documentation that is true and accurate to the best of my knowledge. I hereby represent and warrant that the Tax ID and Vendor Tax Status provided below are true and accurate. I agree that any confidential information concerning my customer, including but not limited to Duke Energy service account information, will be used for the sole purpose of facilitating the customer's participation in the Mercantile Self Direct Incentive Program. Further, I understand that I am responsible for making sure everyone working for me understands the requirements prior to soliciting customer participation.

Vendor Federal Tax ID Number	
------------------------------	--

To qualify for Duke Energy incentives, applicants who provide their social security number as their federal tax identification number for tax purposes must sign and return the "Customer consent to release personal information" form ("Consent Form") along with the application. Incentive applications are processed by a third-party vendor. The third-party vendor is responsible for mailing the 1099 form at the end of the calendar year for tax filing. Duke Energy and the third-party vendor have signed confidentiality agreement to protect your personal information. If your social security number is your federal tax ID number and you elect not to sign the Consent Form, please do not send Duke Energy the application, As you will not be qualified to participate in the incentive program.

Vendor Tax Status	<input type="checkbox"/> Corporation	<input type="checkbox"/> Individual/Sole Proprietor	<input type="checkbox"/> Partnership	<input type="checkbox"/> Other
-------------------	--------------------------------------	---	--------------------------------------	--------------------------------

Contact me via	<input type="checkbox"/> Phone	<input type="checkbox"/> E-Mail	<input type="checkbox"/> Mail	
----------------	--------------------------------	---------------------------------	-------------------------------	--

Company Name	
Mailing Address	
City, State, Zip	
Phone/Fax	
Primary E-mail Address	
Secondary E-mail Address	
Vendor Signature	
Title	
Print Name	
Date	

For more information, call 1-866-380-9580 or visit www.duke-energy.com.



Direct Inquiries To:
 JOHNSON CONTROLS, INC
 CINCINNATI SERVICE
 7863 PALACE DRIVE
 CINCINNATI OH 45249
 866 236-1941

Controls Group
 FEDERAL ID # 39-0380010

New Chiller Contract

Bill To Address

ATTN ACCOUNTS PAYABLE DEPT
 HBC 1 LLC
 221 E 4TH ST STE 2310
 CINCINNATI OH 45202

INVOICE

No. 00060898630
 Date: 31-MAR-2009
 Terms: Due On Receipt
 Please indicate invoice number with payment.

Work Site:	Remit Checks To:	Remit Via ACH Wire Transfers To:
CBT 7th St YK PSA Year 1 of 3 229 West 7th Street CINCINNATI OH 452014192	Johnson Controls PO Box 905240 Charlotte NC 28290-5240	JPMorgan Chase Bank One First National Plaza Chicago, IL 60670 ABA #071-000013 Depositor Acct #55-14347 Type of Account: Checking

Customer Number	Project	Purchase Order and Authorization	Project Manager
364 1482419 01	93647239	Signed Agreement Kevin Daniel 26-MAR-2009	MILLER, DONALD E

Line	Description	Amount
1	For Period from 01-MAR-2009 to 31-MAY-2009 <i>CBT 09 MAIN 35201</i> <i>Invoiced or Billable Quarterly Qtrly Chiller Service Agreement</i>	5,418.00

Please reference our invoice number and amount with your payment and send only to the address on this invoice.

Invoice Comments:

Signed Planned Service Agreement. For (4) YK chillers located at Cincinnati BEll 7th Street.

Sub Total	5,418.00
Taxes	.00
Net Amount Due	5,418.00
Currency	USD

ORIGINAL INVOICE



Direct Inquiries To:
 JOHNSON CONTROLS, INC
 CINCINNATI SERVICE
 7863 PALACE DRIVE
 CINCINNATI OH 45249
 866 236-1941

Controls Group
 FEDERAL ID # 39-0380010

Chiller Contract HBC-I

Bill To Address

ATTN ACCOUNTS PAYABLE DEPT
 HBC 1 LLC
 221 E 4TH ST STE 2310
 CINCINNATI OH 45202

INVOICE
 No. 00061651012
 Date: 02-JUN-2009
 Terms: Due On Receipt
 Please indicate invoice number with payment.

Work Site:	Remit Checks To:	Remit Via ACH Wire Transfers To:
CBT 7th St YK PSA Year 1 of 3 229 West 7th Street CINCINNATI OH 452014192	Johnson Controls PO Box 905240 Charlotte NC 28290-5240	JPMorgan Chase Bank 1 Bank One Plaza Chicago, IL 60670 ABA #071-000013 Depositor Acct #55-14347 Type of Account: Checking

Customer Number	Project	Purchase Order and Authorization	Project Manager
364 1482419 01	93647239	Signed Agreement Kevin Daniel 26-MAR-2009	MILLER, DONALD E

Line	Description	Amount
1	For Period from 01-JUN-2009 to 31-AUG-2009	5,418.00

✓ to see if already billed

CBT 09MAIN 35201

Please reference our invoice number and amount with your payment and send only to the address on this invoice.

Invoice Comments:
 Signed Planned Service Agreement. For (4) YK chillers located at Cincinnati BEll 7th Street.

Sub Total	5,418.00
Taxes	.00
Net Amount Due	5,418.00
Currency	USD

ORIGINAL INVOICE



Direct Inquiries To:
 JOHNSON CONTROLS, INC
 CINCINNATI SERVICE
 7863 PALACE DRIVE
 CINCINNATI OH 45249
 866 236-1941

Controls Group
 FEDERAL ID # 39-0380010

Bill To Address

ATTN ACCOUNTS PAYABLE DEPT
 HBC 1 LLC
 221 E 4TH ST STE 2310
 CINCINNATI OH 45202

INVOICE

No. 00062752824
Date: 03-SEP-2009
Terms: Due On Receipt
 Please indicate invoice number with payment.

Work Site: CBT 7th St YK PSA Year 1 of 3 229 West 7th Street CINCINNATI OH 452014192	Remit Checks To: Johnson Controls PO Box 905240 Charlotte NC 28290-5240	Remit Via ACH Wire Transfers To: JPMorgan Chase Bank 1 Bank One Plaza Chicago, IL 60670 ABA #071-000013 Depositor Acct #55-14347 Type of Account: Checking
--	---	---

Customer Number 364 1482419 01	Project 93647239	Purchase Order and Authorization Signed Agreement Kevin Daniel 26-MAR-2009	Project Manager MILLER, DONALD E
--	----------------------------	--	--

Line	Description	Amount
1	For Period from 01-SEP-2009 to 30-NOV-2009	5,418.00

Handwritten notes:
 CBT09MAIN
 35201
 [Signature]

Please reference our invoice number and amount with your payment and send only to the address on this invoice.

Invoice Comments:
 Signed Planned Service Agreement. For (4) YK chillers located at Cincinnati BEll 7th Street.

Sub Total	5,418.00
Taxes	.00
Net Amount Due	5,418.00
Currency	USD

ORIGINAL INVOICE



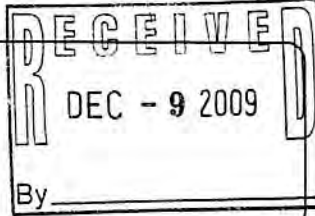
Direct Inquiries To:
 JOHNSON CONTROLS, INC
 CINCINNATI SERVICE
 7863 PALACE DRIVE
 CINCINNATI OH 45249
 866 236-1941

Controls Group
 FEDERAL ID # 39-0380010

*pay immediately
 bill in Jan*

Bill To Address

ATTN ACCOUNTS PAYABLE DEPT
 HBC 1 LLC
 221 E 4TH ST STE 2310
 CINCINNATI OH 45202



INVOICE	
No.	00063976045
Date:	03-DEC-2009
Terms:	Due On Receipt
Please indicate invoice number with payment.	

Work Site:	Remit Checks To:	Remit Via ACH Wire Transfers To:
CBT 7th St YK PSA Year 1 of 3 229 West 7th Street CINCINNATI OH 452014192	Johnson Controls PO Box 905240 Charlotte NC 28290-5240	JPMorgan Chase Bank 1 Bank One Plaza Chicago, IL 60670 ABA #071-000013 Depositor Acct #55-14347 Type of Account: Checking

Customer Number	Project	Purchase Order and Authorization	Project Manager
364 1482419 01	93647239	Signed Agreement Kevin Daniel 26-MAR-2009	MILLER, DONALD E

Line	Description	Amount
1	For Period from 01-DEC-2009 to 28-FEB-2010	5,418.00

*CBT09MAIN
35201*

Please reference our invoice number and amount with your payment and send only to the address on this invoice.

Invoice Comments:
 Signed Planned Service Agreement. For (4) YK chillers located at Cincinnati BEll 7th Street.

Sub Total	5,418.00
Taxes	.00
Net Amount Due	5,418.00
Currency	USD

ORIGINAL INVOICE

Don Miller
Service Operations Agent
Building Efficiency

7863 Palace Dr., Cincinnati, OH 45249 United States
Tel 513 605 6049 Cellular 937 344 0990
Service 866 236 1941 donald.e.miller@jci.com

Printed on material from well-managed forests and post-consumer fiber; manufactured chlorine-free

**7863 Palace Dr
Cincinnati Ohio 45249
513-605-6049 Phone
866-630-6889 Fax**

**HBC 1 LLC
Mr. Kevin Daniels
221 E. 4th St.
Suite 2310
Cincinnati, Ohio 45202**

January 4, 2010

**RE: Cincinnati Bell Service Agreement
Contract No. 0364-7239**

Dear Mr. Daniels,

Thank you for allowing us the opportunity to be of service over the past year.

Beginning March 1, 2010 we will begin year 2 of our 3 year agreement. The price for this year's agreement will be \$22,320. This will be invoiced quarterly in advance in the amount of \$5580.00 each. Payment due upon receipt of invoice.

This Agreement covers the (4) York YK chillers.

Again thank you for you're continuing business with Johnson Controls. If you should require additional information regarding this renewal, please do not hesitate to call me at 513-605-6049.

**Sincerely,
Johnson Controls, Inc.**



**Don Miller
Service Operations Agent
Cincinnati Chiller Team**

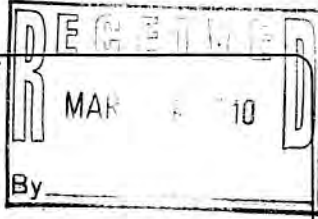


Direct Inquiries To:
 JOHNSON CONTROLS, INC
 CINCINNATI SERVICE
 7863 PALACE DRIVE
 CINCINNATI OH 45249
 866 236-1941

Controls Group
 FEDERAL ID # 39-0380010

Bill To Address

ATTN ACCOUNTS PAYABLE DEPT
 HBC 1 LLC
 221 E 4TH ST STE 2310
 CINCINNATI OH 45202



INVOICE	
No.	00064903538
Date:	03-MAR-2010
Terms:	Due On Receipt
Please indicate invoice number with payment.	

Work Site:	Remit Checks To:	Remit Via ACH Wire Transfers To:
CBT 7th St YK PSA Year 2 of 3 229 West 7th Street CINCINNATI OH 452014192 USA	Johnson Controls PO Box 905240 Charlotte NC 28290-5240	JPMorgan Chase Bank 1 Bank One Plaza Chicago, IL 60670 ABA #071-000013 Depositor Acct #55-14347 Type of Account: Checking

Customer Number	Project	Purchase Order and Authorization	Project Manager
364 1482419 01	03647239	Signed Agreement Kevin Daniels 04-JAN-2010	MILLER, DONALD E

Line	Description	Amount
1	For Period from 01-MAR-2010 to 31-MAY-2010 10CBTHAIM 35201	5,580.00

Please reference our invoice number and amount with your payment and send only to the address on this invoice.

Invoice Comments:
 Scheduled Service on (4) York YK Chillers

Sub Total	5,580.00
Taxes	.00
Net Amount Due	5,580.00
Currency	USD

ORIGINAL INVOICE



Johnson Controls, Inc.
 Building Efficiency
 Federal ID 39-0380010

ORIGINAL INVOICE

Invoice #: 1-951062818 **Invoice Date:** 06/01/2010
PO #/Auth: Signed Agreement **Your Agreement:** CBT 7th St YK PSA Yea03647239
Customer Acct: 1482419 **Branch:** Cincinnati Service - 0364

Bill To:
 HBC 1 LLC
 ATTN ACCOUNTS PAYABLE DEPT
 221 E 4TH ST STE 2310
 CINCINNATI OH 45202

Service Site:
 CINCINNATI BELL
 229 W 7TH ST
 CINCINNATI OH
 45202-2308

Vfe
10 CBT MAIN
35201
Chiller Contract

Services Performed: For Period from 01-Jun-2010 to 31-Aug-2010

Sub Total	\$5,580.00
Taxes	\$0.00
Total Amount Due	USD \$5,580.00

Direct Billing Inquiries: (866) 236-1941

Terms: If any invoice is not paid in full upon receipt, the Customer hereby agrees to pay interest at a rate of 1.5% per month (18% annually) upon the unpaid portion of the invoice. If action or suit is brought by Johnson Controls, Inc. to collect any amount due or owing under this bill, Customer agrees to pay all costs of collection including attorney's fees.

We hereby certify that these goods are produced in compliance with all applicable requirements of sections 6, 7 and 12 of the Fair Labor Standards Act of 1938, as amended, and of regulations and orders of the Administrator of the Wage and Hour Division issued under section 14 thereof.

Please reference our Invoice Number and amount with your payment and send ONLY to the address on this invoice.

Payment Terms: Net Cash-Due Upon Receipt
Direct Billing Inquiries
To Service Department: (866) 236-1941

Remit Payment To:
 JOHNSON CONTROLS
 PO BOX 905240
 CHARLOTTE, NC, 28290-5240

To Remit Via Credit Card:
 Call the phone number listed above.

To Remit Via ACH Wire Transfers:
 JP Morgan Chase
 One Chase Manhattan Plaza
 New York, NY 10005
 Credit to: Johnson Controls Inc.
 ABA# 071-000013 Depositor Acct #55-14347
 Type of Account: Checking

INVOICE #: 1-951062818

AMOUNT DUE: \$5,580.00

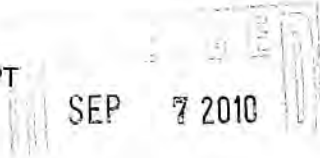


Johnson Controls, Inc.
 Building Efficiency
 Federal ID 39-0380010

ORIGINAL INVOICE

Invoice #: 1-1496551544 **Invoice Date:** 09/01/2010
PO #/Auth: Signed Agreement **Your Agreement:** CBT 7th St YK PSA Yea03647239
Customer Acct: 1482419 **Agreement Number:** 03647239
Branch: Cincinnati Service - 0364

Bill To:
 HBC 1 LLC
 ATTN ACCOUNTS PAYABLE DEPT
 221 E 4TH ST STE 2310
 CINCINNATI OH 45202



Service Site:
 CINCINNATI BELL
 229 W 7TH ST
 CINCINNATI OH
 45202-2308

Handwritten signature
 IOCBTMAIN
 35201

Services Performed: For Period from 01-Sep-2010 to 30-Nov-2010

Chiller Contract

Sub Total	\$5,580.00
Taxes	\$0.00
Total Amount Due	USD \$5,580.00

Direct Billing Inquiries: (866) 236-1941

Terms: If any invoice is not paid in full upon receipt, the Customer hereby agrees to pay interest at a rate of 1.5% per month (18% annually) upon the unpaid portion of the invoice. If action or suit is brought by Johnson Controls, Inc. to collect any amount due or owing under this bill, Customer agrees to pay all costs of collection including attorney's fees.

We hereby certify that these goods are produced in compliance with all applicable requirements of sections 6, 7 and 12 of the Fair Labor Standards Act of 1938, as amended, and of regulations and orders of the Administrator of the Wage and Hour Division issued under section 14 thereof.

Please reference our Invoice Number and amount with your payment and send ONLY to the address on this invoice.

Payment Terms: Net Cash-Due Upon Receipt
Direct Billing Inquiries
To Service Department: (866) 236-1941

To Remit Via Credit Card:
 Call the phone number listed above.

INVOICE #: 1-1496551544
AMOUNT DUE: \$5,580.00

Remit Payment To:
 JOHNSON CONTROLS
 PO BOX 905240
 CHARLOTTE, NC, 28290-5240

To Remit Via ACH Wire Transfers:
 JP Morgan Chase
 One Chase Manhattan Plaza
 New York, NY 10005
 Credit to: Johnson Controls Inc.
 ABA# 071-000013 Depositor Acct #55-14347
 Type of Account: Checking



Johnson Controls, Inc.
 Building Efficiency
 Federal ID 39-0380010

ORIGINAL INVOICE

Invoice #: 1-1995209049
PO #/Auth: Signed Agreement
Customer Acct: 1482419

Invoice Date: 12/01/2010
Your Agreement: CBT 7th St YK PSA Yea03647239
Agreement Number: 03647239
Branch: Cincinnati Service - 0364

Bill To:
 HBC 1 LLC
 ATTN ACCOUNTS PAYABLE DEPT
 221 E 4TH ST STE 2310
 CINCINNATI OH 45202

Service Site:
 CINCINNATI BELL
 229 W 7TH ST
 CINCINNATI OH
 45202-2308

*10cbTMAIN
 35201*

*Chiller
 Contract*

Services Performed: For Period from 01-Dec-2010 to 28-Feb-2011

Sub Total		\$5,580.00
Taxes		\$0.00
Total Amount Due		USD \$5,580.00

Direct Billing Inquiries: (866) 236-1941

Terms: If any invoice is not paid in full upon receipt, the Customer hereby agrees to pay interest at a rate of 1.5% per month (18% annually) upon the unpaid portion of the invoice. If action or suit is brought by Johnson Controls, Inc. to collect any amount due or owing under this bill, Customer agrees to pay all costs of collection including attorney's fees.

We hereby certify that these goods are produced in compliance with all applicable requirements of sections 6, 7 and 12 of the Fair Labor Standards Act of 1938, as amended, and of regulations and orders of the Administrator of the Wage and Hour Division issued under section 14 thereof.

Please reference our Invoice Number and amount with your payment and send ONLY to the address on this invoice.

Payment Terms: Net Cash-Due Upon Receipt
Direct Billing Inquiries
To Service Department: (866) 236-1941

Remit Payment To:
 JOHNSON CONTROLS
 PO BOX 905240
 CHARLOTTE, NC, 28290-5240

To Remit Via Credit Card:
 Call the phone number listed above.

To Remit Via ACH Wire Transfers:
 JP Morgan Chase
 One Chase Manhattan Plaza
 New York, NY 10005
 Credit to: Johnson Controls Inc.
 ABA# 071-000013 Depositor Acct #55-14347
 Type of Account: Checking

INVOICE #: 1-1995209049

AMOUNT DUE: \$5,580.00

Don Miller
Service Operations Agent
Building Efficiency

7863 Palace Dr., Cincinnati, OH 45249 United States
Tel 513 605 6049 Cellular 937 344 0990
Service 866 236 1941 donald.e.miller@jci.com

Printed on material from well-managed forests and post-consumer fiber, manufactured chlorine-free.

**7863 Palace Dr
Cincinnati Ohio 45249
513-605-6049 Phone
866-630-6889 Fax**

**HBC 1 LLC
Mr. Kevin Daniels
221 E. 4th St.
Suite 2310
Cincinnati, Ohio 45202**

December 27, 2010

RE: Cincinnati Bell Service Agreement

Dear Mr. Daniels,

Thank you for allowing us the opportunity to be of service over the past year.

Beginning March 1, 2011 thru February 29, 2012 we will begin year 3 of our 3 year agreement. The price for this year's agreement will be \$22,992. This will be invoiced quarterly in advance in the amount of \$5748.00 each. Payment due upon receipt of invoice.

This Agreement covers the (4) York YK chillers.

Again thank you for you're continuing business with Johnson Controls. If you should require additional information regarding this renewal, please do not hesitate to call me at 513-605-6049.

**Sincerely,
Johnson Controls, Inc.**



**Don Miller
Service Operations Agent
Cincinnati Chiller Team**





Johnson Controls, Inc.
 Building Efficiency
 Federal ID 39-0380010

ORIGINAL INVOICE

Invoice #: 1-2466120224 Invoice Date: 03/02/2011
 PO #/Auth: SIGNED AGREEMENT Your Agreement: Cincinnati Bell Chiller PSA 2011
 Customer Acct: 1482419 Agreement Number: 1-2291126798
 Customer WO#: Service Request:
 Branch: Cincinnati Service - 0364

Bill To:
 HBC 1 LLC
 ATTN ACCOUNTS PAYABLE DEPT
 221 E 4TH ST STE 2310
 CINCINNATI OH 45202

*HCBT MANU
 35206
 JFC*

Service Site:
 CINCINNATI BELL
 229 W 7TH ST
 CINCINNATI OH
 45202-2308

*Chiller
 Contract*

Services Performed: For Period from 01-Mar-2011 to 31-May-2011

Sub Total	\$5,746.50
Taxes	\$0.00
Total Amount Due	USD \$5,746.50

Direct Billing Inquiries: (866) 236-1941

Terms: If any invoice is not paid in full upon receipt, the Customer hereby agrees to pay interest at a rate of 1.5% per month (18% annually) upon the unpaid portion of the invoice. If action or suit is brought by Johnson Controls, Inc. to collect any amount due or owing under this bill, Customer agrees to pay all costs of collection including attorney's fees.

We hereby certify that these goods are produced in compliance with all applicable requirements of sections 6, 7 and 12 of the Fair Labor Standards Act of 1938, as amended, and of regulations and orders of the Administrator of the Wage and Hour Division issued under section 14 thereof.

Please reference our Invoice Number and amount with your payment and send ONLY to the address on this invoice.

Payment Terms: Net Cash-Due Upon Receipt
 Direct Billing Inquiries
 To Service Department: (866) 236-1941

Remit Payment To:
 JOHNSON CONTROLS
 PO BOX 905240
 CHARLOTTE, NC, 28290-5240

To Remit Via Credit Card:
 Call the phone number listed above.

To Remit Via ACH Wire Transfers:
 JP Morgan Chase
 One Chase Manhattan Plaza
 New York, NY 10005
 Credit to: Johnson Controls Inc.
 ABA# 071-000013 Depositor Acct #55-14347
 Type of Account: Checking

INVOICE #: 1-2466120224
 AMOUNT DUE: \$5,746.50



Johnson Controls, Inc.
 Building Efficiency
 Federal ID 39-0380010

JUN 8 2011

ORIGINAL INVOICE

Invoice #: 1-3071308897 **Invoice Date:** 06/04/2011
PO #/Auth: SIGNED AGREEMENT **Your Agreement:** Cincinnati Bell Chiller PSA 2011
Customer Acct: 1482419 **Agreement Number:** 1-2291126798
Customer WO#: **Service Request:**
Branch: Cincinnati Service - 0364

Bill To:
 HBC 1 LLC
 ATTN ACCOUNTS PAYABLE DEPT
 221 E 4TH ST STE 2310
 CINCINNATI OH 45202

Service Site:
 CINCINNATI BELL
 229 W 7TH ST
 CINCINNATI OH
 45202-2308

*11CBTRAIN
 35201
 VTC*

Planned Service Agreement Services Performed: For Period from 01-Jun-2011 to 31-Aug-2011

Sub Total		\$5,748.50
Taxes		\$0.00
Total Amount Due		USD \$5,748.50

Direct Billing Inquiries: (866) 236-1941

Terms: If any invoice is not paid in full upon receipt, the Customer hereby agrees to pay interest at a rate of 1.5% per month (18% annually) upon the unpaid portion of the invoice. If action or suit is brought by Johnson Controls, Inc. to collect any amount due or owing under this bill, Customer agrees to pay all costs of collection including attorney's fees.

We hereby certify that these goods are produced in compliance with all applicable requirements of sections 6, 7 and 12 of the Fair Labor Standards Act of 1938, as amended, and of regulations and orders of the Administrator of the Wage and Hour Division issued under section 14 thereof.

Please reference our Invoice Number and amount with your payment and send ONLY to the address on this invoice.

Payment Terms: Net Cash-Due Upon Receipt
Direct Billing Inquiries
To Service Department: (866) 236-1941

To Remit Via Credit Card:
 Call the phone number listed above.

INVOICE #: 1-3071308897
AMOUNT DUE: \$5,748.50

Remit Payment To:
 JOHNSON CONTROLS
 PO BOX 905240
 CHARLOTTE, NC, 28290-5240

To Remit Via ACH Wire Transfers:
 JP Morgan Chase
 One Chase Manhattan Plaza
 New York, NY 10005
 Credit to: Johnson Controls Inc.
 ABA# 071-000013 Depositor Acct #55-14347
 Type of Account: Checking



Johnson Controls, Inc.
 Building Efficiency
 Federal ID 39-0380010

ORIGINAL INVOICE

Invoice #: 1-3769463930 **Invoice Date:** 09/02/2011
PO #/Auth: SIGNED AGREEMENT **Your Agreement:** Cincinnati Bell Chiller PSA 2011
Customer Acct: 1482419 **Agreement Number:** 1-2291126798
Customer WO#: **Service Request:**
Branch: Cincinnati Service - 0364

Bill To:
 HBC 1 LLC
 ATTN ACCOUNTS PAYABLE DEPT
 221 E 4TH ST STE 2310
 CINCINNATI OH 45202

Service Site:
 CINCINNATI BELL
 229 W 7TH ST
 CINCINNATI OH
 45202-2308

JTC
HEBTMAN
35201

Planned Service Agreement Services Performed: For Period from 01-Sep-2011 to 30-Nov-2011

Sub Total		\$5,748.50
Taxes		\$0.00
Total Amount Due	USD	\$5,748.50

Direct Billing Inquiries: (866) 236-1941

Terms: If any invoice is not paid in full upon receipt, the Customer hereby agrees to pay interest at a rate of 1.5% per month (18% annually) upon the unpaid portion of the invoice. If action or suit is brought by Johnson Controls, Inc. to collect any amount due or owing under this bill, Customer agrees to pay all costs of collection including attorney's fees.

We hereby certify that these goods are produced in compliance with all applicable requirements of sections 6, 7 and 12 of the Fair Labor Standards Act of 1938, as amended, and of regulations and orders of the Administrator of the Wage and Hour Division issued under section 14 thereof.

Please reference our Invoice Number and amount with your payment and send ONLY to the address on this invoice.

Payment Terms: Net Cash-Due Upon Receipt
Direct Billing Inquiries
To Service Department: (866) 236-1941

To Remit Via Credit Card:
 Call the phone number listed above.

INVOICE #: 1-3769463930

AMOUNT DUE: \$5,748.50

Remit Payment To:
 JOHNSON CONTROLS
 PO BOX 905240
 CHARLOTTE, NC, 28290-5240

To Remit Via ACH Wire Transfers:
 JP Morgan Chase
 One Chase Manhattan Plaza
 New York, NY 10005
 Credit to: Johnson Controls Inc.
 ABA# 071-000013 Depositor Acct #55-14347
 Type of Account: Checking



Johnson Controls, Inc.
 Building Efficiency
 Federal ID 39-0380010

ORIGINAL INVOICE

Invoice #: 1-4297650588 Invoice Date: 12/02/2011
 PO #/Auth: SIGNED AGREEMENT Your Agreement: Cincinnati Bell Chiller PSA 2011
 Customer Acct: 1482419 Agreement Number: 1-2291126798
 Customer WO#: Service Request: Service Request:
 Branch: Cincinnati Service - 0364

Bill To:
 HBC 1 LLC
 ATTN ACCOUNTS PAYABLE DEPT
 221 E 4TH ST STE 2310
 CINCINNATI OH 45202

Service Site:
 CINCINNATI BELL
 229 W 7TH ST
 CINCINNATI OH
 45202-2308

JK
ICBTMAN
3/22/11

Planned Service Agreement Services Performed: For Period from 01-Dec-2011 to 29-Feb-2012

Sub Total	\$5,748.50
Taxes	\$0.00
Total Amount Due	USD \$5,748.50

Direct Billing Inquiries: (866) 236-1941

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INVOICE #: 1-4297650588

AMOUNT DUE: \$5,748.50

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