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DIRECT ENERGY AGREEMENT
ENERGY ASSISTANCE PROGRAM

VENDOR: DIRECT ENERGY
ADDRESS: P.O. Box 180
Tulsa, Ok 74101-0180

AGENCY: FORT BEND COUNTY SOCIAL SERVICES
ADDRESS: 4520 READING RD, STE A
ROSENBERG, TX 77471

Approved As To Legal Form
Margaret 10/15/10
Asst. County Atty. Date

BEGINNING/ENDING DATE: OCT. 1, 2010 – OCT. 1, 2011

In consideration of the mutual promises hereafter stated, the Agency and Direct Energy agree as follows:

1. With reference to each of its customers certified by Agency as being eligible to receive assistance ("Certified Customer"), Direct Energy will:
 - Invoice the Certified Customer in accordance with Direct Energy's normal billing practices.
 - Charge the Certified Customer not more than the balance due to Direct Energy from its Certified Customer after application of payments received for the Certified Customer's account from Agency.
2. Agency has the responsibility to:
 - Qualify customers who are eligible for their program.
 - Notify Direct Energy upon customer qualification and the terms of the agreement between Certified Customer and Agency by submitting the agency request form in accordance with Direct Energy process.
 - Not provide pledges on behalf of the Certified Customer to Direct Energy without having adequate funds to pay such pledge.
 - Provide payment for any and all Agency committed pledges for Certified Customer outstanding balance regardless of the status of the Certified Customer's account.
 - Provide payment to Direct Energy in a timely manner or a letter of payment to Direct Energy stating the amount and the date by which Agency agreed to allow Certified Customer to meet his/her obligation (subject to applicable orders and regulations of the Public Utility Commission of Texas). Payment shall be made within forty-five (45) days from issuance of the letter of payment.
 - Disclose to the Certified Customer if payment has not been made on behalf of the Certified Customer by the Agency within forty-five (45) days from the issuance of the letter of payment, that Direct Energy has the right to pursue payment from the Certified Customer.
 - Not interrupt service if Certified Customer enters into an agreement with the Vendor concerning how the Certified Customer will pay the balance owed Vendor and the Certified Customer is meeting the obligations under such agreement.

DIRECT ENERGY

By: Linda Coleman

Name: Linda Coleman

Title: Senior Director

Date: Sept. 29, 2010

FORT BEND COUNTY SOCIAL SERVICES

By: Robert Hebert

Name: Robert Hebert

Title: County Judge

Date: October 26, 2010

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