

# **ATTACHMENT C**



**CHUBB GROUP OF INSURANCE COMPANIES**

15 Mountain View Road, P. O. Box 1615, Warren, New Jersey 07081-1615

**FEDERAL INSURANCE COMPANY**

Rider to be attached to and form part of  
Bond no.: 8205-74-86 wherein  
is named **BOC Energy Services, Inc.**  
as Principal and **FEDERAL INSURANCE COMPANY**, as Surety  
in favor of **State of Illinois – Retail Electric Division**  
in the amount of **\$30,000.00**  
dated **June 28<sup>th</sup>, 2006**

IT IS HEREBY STIPULATED AND AGREED THAT effective  
**January 1<sup>st</sup>, 2008**, said bond is hereby amended as follows:

**Principal Name is amended to read:**

**Linde Energy Services, Inc.**

And that **Linde Energy Services, Inc.**  
shall be held and firmly bound and hereby binds itself, its  
successors and assigns, as Principal, and **FEDERAL INSURANCE  
COMPANY** hereby binds itself, its successors and assigns, as  
Surety, in accordance with the terms, provisions and  
conditions of said bond as so amended.

IN WITNESS WHEREOF, the said Principal and the said  
Surety have signed or caused this Rider to be duly signed  
and their respective seals to be hereunto affixed this  
**25<sup>th</sup>** day of **April, 2008**.

**Linde Energy Services, Inc.**

By: [Signature] *JCA*

**FEDERAL INSURANCE COMPANY**

By: [Signature]  
**Mary Lawrence, Attorney-in-Fact**



**Chubb  
Surety**

**POWER  
OF  
ATTORNEY**

**Federal Insurance Company  
Vigilant Insurance Company  
Pacific Indemnity Company**

**Attn: Surety Department  
16 Mountain View Road  
Warren, NJ 07059**

Know All by These Presents, That **FEDERAL INSURANCE COMPANY**, an Indiana corporation, **VIGILANT INSURANCE COMPANY**, a New York corporation, and **PACIFIC INDEMNITY COMPANY**, a Wisconsin corporation, do each hereby constitute and appoint **Theresa Giraldo, Mary Lawrence, Joseph Cafania and Debra Teplitzky of Morristown, New Jersey**

as their true and lawful Attorney-in-Fact to execute under such designation in their names and to affix their corporate seals to and deliver for and on their behalf as surety thereon or otherwise, bonds and undertakings and other writings obligatory in the nature thereof (other than ball bonds) given or executed in the course of business, and any instruments amending or altering the same, and consents to the modification or alteration of any instrument referred to in said bonds or obligations.

In Witness Whereof, said **FEDERAL INSURANCE COMPANY**, **VIGILANT INSURANCE COMPANY**, and **PACIFIC INDEMNITY COMPANY** have each executed and attested these presents and affixed their corporate seals on this **29th** day of **June, 2005**.

Kenneth C. Wendel, Assistant Secretary

John P. Smith, Vice President

STATE OF NEW JERSEY  
County of Somerset

On this **29th** day of **June, 2005**

before me, a Notary Public of New Jersey, personally came Kenneth C. Wendel, to me known to be Assistant Secretary of **FEDERAL INSURANCE COMPANY**, **VIGILANT INSURANCE COMPANY**, and **PACIFIC INDEMNITY COMPANY**, the companies which executed the foregoing Power of Attorney, and the said Kenneth C. Wendel, being by me duly sworn, did depose and say that he is Assistant Secretary of **FEDERAL INSURANCE COMPANY**, **VIGILANT INSURANCE COMPANY**, and **PACIFIC INDEMNITY COMPANY** and knows the corporate seals thereof, that the seals affixed to the foregoing Power of Attorney are such corporate seals and were thereto affixed by authority of the By-Laws of said Companies; and that he signed said Power of Attorney as Assistant Secretary of said Companies by the authority; and that he is acquainted with John P. Smith, and knows him to be Vice President of said Companies; and that the signature of John P. Smith, subscribed to said Power of Attorney is in the genuine handwriting of John P. Smith, and was thereto subscribed by authority of said By-Laws and in deponent's presence.

Notarial Seal



**KAREN A. EDER**  
Notary Public, State of New Jersey  
No. 2231647  
Commission Expires Oct. 28, 2009

Notary Public

**CERTIFICATION**

Extract from the By-Laws of **FEDERAL INSURANCE COMPANY**, **VIGILANT INSURANCE COMPANY**, and **PACIFIC INDEMNITY COMPANY**:

"All powers of attorney for and on behalf of the Company may and shall be executed in the name and on behalf of the Company, either by the Chairman or the President or a Vice President or an Assistant Vice President, jointly with the Secretary or an Assistant Secretary, under their respective designations. The signature of such officers may be engraved, printed or lithographed. The signature of each of the following officers: Chairman, President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached."

I, **Kenneth C. Wendel**, Assistant Secretary of **FEDERAL INSURANCE COMPANY**, **VIGILANT INSURANCE COMPANY**, and **PACIFIC INDEMNITY COMPANY**

(the "Companies") do hereby certify that

- (i) the foregoing extract of the By-Laws of the Companies is true and correct,
- (ii) the Companies are duly licensed and authorized to transact surety business in all 50 of the United States of America and the District of Columbia and are authorized by the U.S. Treasury Department; further, Federal and Vigilant are licensed in Puerto Rico and the U.S. Virgin Islands, and Federal is licensed in American Samoa, Guam, and each of the Provinces of Canada except Prince Edward Island; and
- (iii) the foregoing Power of Attorney is true, correct and in full force and effect.

Given under my hand and seals of said Companies at Warren, NJ this **4/25/2008**



Kenneth C. Wendel, Assistant Secretary

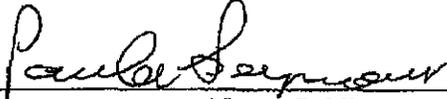
**IN THE EVENT YOU WISH TO NOTIFY US OF A CLAIM, VERIFY THE AUTHENTICITY OF THIS BOND OR NOTIFY US OF ANY OTHER MATTER, PLEASE CONTACT US AT ADDRESS LISTED ABOVE, OR BY Telephone (908) 903-3493 Fax (908) 903-3858 e-mail: surety@chubb.com**

SURETY ACKNOWLEDGEMENT

STATE OF NEW JERSEY  
COUNTY OF MORRIS

On April 25<sup>th</sup>, 2008, before me personally came Mary Lawrence to me known to be an Attorney-in-Fact of Federal Insurance Company, the corporation described in the within instrument, and she acknowledged that she executed the within instrument as the act of the said Federal Insurance Company in accordance with authority duly conferred upon her by said company.

**Paula Seymour**  
Notary Public of New Jersey  
My Commission Expires May 15, 2011

  
\_\_\_\_\_  
Notary Public

PRINCIPAL ACKNOWLEDGEMENT

STATE OF NEW JERSEY  
COUNTY OF UNION

On this 6 day of June, 2008, before me personally came

Robert Wowk to me known to be a VP Finance of

Linde Energy Services, Inc., the corporation described in the within instrument, and

he/she executed the within instrument as the act of the said Linde Energy Services, Inc.

in accordance with authority duly conferred upon him/her by said company.

  
\_\_\_\_\_  
Notary Public  
Silvia Ursic ID# 2077605  
My commission expires 7/3/2010

# FEDERAL INSURANCE COMPANY

## STATEMENT OF ASSETS, LIABILITIES AND SURPLUS TO POLICYHOLDERS

Statutory Basis

DECEMBER 31, 2006

(in thousands of dollars)

<u>ASSETS</u>		<u>LIABILITIES AND SURPLUS TO POLICYHOLDERS</u>	
Cash and Short Term Investments.....	\$ 580,858	Outstanding Losses and Loss Expenses...	\$ 11,885,160
United States Government, State and Municipal Bonds .....	12,588,718	Unearned Premiums .....	3,616,386
Other Bonds .....	2,889,870	Reinsurance Premiums Payable .....	449,499
Stocks .....	1,087,735	Provision for Reinsurance .....	201,207
Other Invested Assets .....	1,356,580	Other Liabilities .....	1,224,072
<b>TOTAL INVESTMENTS .....</b>	<b>18,865,377</b>	<b>TOTAL LIABILITIES .....</b>	<b>17,086,324</b>
<b>Investments in Affiliates:</b>		Capital Stock .....	20,980
Chubb Investment Holdings, Inc. ....	2,236,588	Paid - In Surplus .....	3,106,790
Pacific Indemnity Company .....	1,608,582	Unassigned Funds .....	8,148,977
Chubb Insurance Company of Europe ..	878,000	<b>SURPLUS TO POLICYHOLDERS .....</b>	<b>11,278,747</b>
Executive Risk Indemnity Inc. ....	870,146		
OC Canada Holdings Ltd. ....	481,798	<b>TOTAL LIABILITIES AND SURPLUS TO POLICYHOLDERS .....</b>	<b>\$ 28,365,071</b>
Great Northern Insurance Company ..	351,278		
Chubb Insurance Company of Australia ..	159,837		
Vigilant Insurance Company .....	136,859		
Other Affiliates .....	220,451		
Premiums Receivable .....	1,826,168		
Other Assets .....	1,483,029		
<b>TOTAL ADMITTED ASSETS .....</b>	<b>\$ 28,365,071</b>		

Investments are valued in accordance with requirements of the National Association of Insurance Commissioners.  
Investments valued at \$454,144,805 are deposited with government authorities as required by law.

State, County & City of New York, - ss:

Yvonne Baker, Assistant Secretary of the Federal Insurance Company being duly sworn, deposes and says that the foregoing Statement of Assets, Liabilities and Surplus to Policyholders of said Federal Insurance Company on December 31, 2006 is true and correct and is a true abstract of the Annual Statement of said Company as filed with the Secretary of the Treasury of the United States for the 12 months ending December 31, 2006.

Subscribed and sworn to before me  
this 4/25/2008

Yvonne Baker  
Assistant Secretary

Dorothy Baker  
Notary Public

DOROTHY M. BAKER  
Notary Public, State of New York  
No. 31-020994  
Qualified in New York County  
Commission Expires Sept. 14, 2009

License or Permit Bond for ARES Applicants

[The requirements for a license or permit bond are described in 83 Ill. Adm. Code 451.50. The following Sample License or Permit Bond for ARES Applicants has been prepared by the Staff of the Illinois Commerce Commission. It is intended to be a source of information and a template that may be of use to entities petitioning the Illinois Commerce Commission for a Certificate of Service Authority to be an Alternative Retail Electric Supplier ("ARES") under Section 16-115 of the Public Utilities Act ("Act") [220 ILCS 5/16-115] and 83 Ill. Adm. Code 451, Certification of Alternative Retail Electric Suppliers. The following sample is not intended to constitute legal advice regarding compliance with Section 16-115 of the Act, 83 Ill. Adm. Code 451, or any applicable case law.]

License or Permit Bond

License or Permit Bond No 8205-74-86  
Federal Insurance Company  
15 Mountain View Road, Warren, New Jersey 07059

KNOW ALL MEN BY THESE PRESENTS, That we, **BOC Energy Services, Inc.** as Principal, and **Federal Insurance Company**, an Indiana Corporation, and authorized to do business in Illinois, as Surety, are held and firmly bound unto THE PEOPLE OF THE STATE OF ILLINOIS as Oblige, in the sum of **THIRTY THOUSAND AND NO/100 Dollars (\$30,000.00)**, for which sum, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, by these presents.

THE CONDITIONS OF THIS OBLIGATION ARE SUCH, That WHEREAS, the Principal has been or is about to be granted a license or permit to do business to operate as an ARES (Alternative Retail Electric Supplier) under 220 ILCS 5/16-115 and is required to execute this bond under 83 Illinois Administrative Code Part 451.50 by the Oblige.

NOW, Therefore, if the Principal fully and faithfully perform all duties and obligations of the Principal as an ARES, then this obligation to be void; otherwise to remain in full force and effect.

License or Permit Bond for ARES Applicants

This bond may be terminated as to future acts of the Principal upon thirty (30) days written notice by the Surety; said notice to be sent to 527 East Capitol Avenue, Springfield, Illinois 62701, of the aforesaid State of Illinois, by certified mail.

Dated this 28<sup>th</sup> day of June, 2006

BOC Energy Services, Inc. Principal

by:

*Larry Stofica*  
Name:

Title:

*Larry Stofica*  
*Vice President*

Federal Insurance Company Surety

By:

*Mary Lawrence*  
Name: Mary Lawrence

Title: Attorney-in-Fact



Chubb  
Surety

POWER  
ATTORNEY

Federal Insurance Company  
Vigilant Insurance Company  
Pacific Indemnity Company

Attn: Surety Department  
15 Mountain View Road  
Warren, NJ 07059

Know All by These Presents, That FEDERAL INSURANCE COMPANY, an Indiana corporation, VIGILANT INSURANCE COMPANY, a New York corporation, and PACIFIC INDEMNITY COMPANY, a Wisconsin corporation, do each hereby constitute and appoint Theresa Giraldo, Mary Lawrence, Joseph Catania and Debra Tepitzky of Morristown, New Jersey

each as their true and lawful Attorney-in-Fact to execute under such designation in their names and to affix their corporate seals to and deliver for and on their behalf as surety thereon or otherwise, bonds and undertakings and other writings obligatory in the nature thereof (other than bail bonds) given or executed in the course of business, and any instruments amending or altering the same, and consents to the modification or alteration of any instrument referred to in said bonds or obligations.

In Witness Whereof, said FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY have each executed and attested these presents and affixed their corporate seals on this 29th day of June, 2005.

Kenneth C. Wendel, Assistant Secretary

John P. Smith, Vice President

STATE OF NEW JERSEY

ss.

County of Somerset

On this 29th day of June, 2005

before me, a Notary Public of New Jersey, personally came Kenneth C. Wendel, to me known to be Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY, the companies which executed the foregoing Power of Attorney, and the said Kenneth C. Wendel, being by me duly sworn, did depose and say that he is Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY and knows the corporate seals thereof, that the seals affixed to the foregoing Power of Attorney are such corporate seals and were thereto affixed by authority of the By-Laws of said Companies; and that he signed said Power of Attorney as Assistant Secretary of said Companies by like authority; and that he is acquainted with John P. Smith, and knows him to be Vice President of said Companies; and that the signature of John P. Smith, subscribed to said Power of Attorney is in the genuine handwriting of John P. Smith, and was thereto subscribed by authority of said By-Laws and in deponent's presence.

Notarial Seal



KAREN A. EDER  
Notary Public, State of New Jersey  
No. 2231647  
Commission Expires Oct. 28, 2009

Notary Public

CERTIFICATION

Extract from the By-Laws of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY:

"All powers of attorney for and on behalf of the Company may and shall be executed in the name and on behalf of the Company, either by the Chairman or the President or a Vice President or an Assistant Vice President, jointly with the Secretary or an Assistant Secretary, under their respective designations. The signature of such officers may be engraved, printed or lithographed. The signature of each of the following officers: Chairman, President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached."

I, Kenneth C. Wendel, Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY

(the "Companies") do hereby certify that

- (i) the foregoing extract of the By-Laws of the Companies is true and correct,
- (ii) the Companies are duly licensed and authorized to transact surety business in all 50 of the United States of America and the District of Columbia and are authorized by the U.S. Treasury Department; further, Federal and Vigilant are licensed in Puerto Rico and the U.S. Virgin Islands, and Federal is licensed in American Samoa, Guam, and each of the Provinces of Canada except Prince Edward Island; and
- (iii) the foregoing Power of Attorney is true, correct and in full force and effect.

Given under my hand and seals of said Companies at Warren, NJ this

6/28/2005



Kenneth C. Wendel, Assistant Secretary

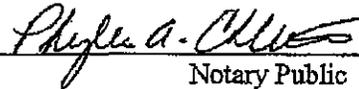
IN THE EVENT YOU WISH TO NOTIFY US OF A CLAIM, VERIFY THE AUTHENTICITY OF THIS BOND OR NOTIFY US OF ANY OTHER MATTER, PLEASE CONTACT US AT ADDRESS LISTED ABOVE, OR BY Telephone (908) 903-3493 Fax (908) 903-3858

e-mail: surety@chubb.com

SURETY ACKNOWLEDGEMENT

STATE OF NEW JERSEY  
COUNTY OF MORRIS

On 6/28/2006, before me personally came Mary Lawrence to me known to be an Attorney-in-Fact of Federal Insurance Company, the corporation described in the within instrument, and she acknowledged that she executed the within instrument as the act of the said Federal Insurance Company in accordance with authority duly conferred upon her by said company.

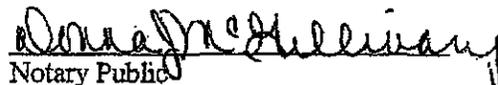
  
\_\_\_\_\_  
Notary Public

Phyllis A. Chletsos  
Notary Public of New Jersey  
My Commission Expires July 21, 2007

PRINCIPAL ACKNOWLEDGEMENT

STATE OF  
COUNTY OF

On this 28<sup>th</sup> day of June, 2006, before me personally came Harry Stalica to me known to be a Vice President of BDC Energy Services, Inc. the corporation described in the within instrument, and he/she executed the within instrument as the act of the said BDC Energy Services, Inc. in accordance with authority duly conferred upon him/her by said company.

  
\_\_\_\_\_  
Notary Public

Donna J. McGillivray  
Notary Public of New Jersey  
Commission Expires 9-17-07

**FEDERAL INSURANCE COMPANY**

**STATEMENT OF ASSETS, LIABILITIES AND SURPLUS TO POLICYHOLDERS**

Statutory Basis

**DECEMBER 31, 2005**

(in thousands of dollars)

ASSETS		LIABILITIES AND SURPLUS TO POLICYHOLDERS	
Cash and Short Term Investments.....	\$ 233,177	Outstanding Losses and Loss Expenses....	\$ 11,102,486
United States Government, State and Municipal Bonds .....	12,026,711	Unearned Premiums .....	3,594,949
Other Bonds .....	2,877,937	Reinsurance Premiums Payable .....	505,263
Stocks .....	836,039	Provision for Reinsurance.....	248,024
Other Invested Assets .....	1,019,957	Other Liabilities .....	1,093,720
<b>TOTAL INVESTMENTS .....</b>	<b>16,993,821</b>	<b>TOTAL LIABILITIES .....</b>	<b>16,544,442</b>
Investments in Affiliates:		Capital Stock.....	20,980
Chubb Investment Holdings, Inc. ....	1,864,311	Paid - In Surplus.....	3,106,790
Pacific Indemnity Company .....	1,279,232	Unassigned Funds .....	5,705,305
Chubb Insurance Company of Europe ..	677,231		
Executive Risk Indemnity Inc. ....	656,360	<b>SURPLUS TO POLICYHOLDERS .....</b>	<b>8,833,075</b>
CC Canada Holdings Ltd. ....	347,840		
Great Northern Insurance Company ..	283,988		
Chubb Insurance Company of Australia ..	130,693		
Vigilant Insurance Company.....	121,092		
Other Affiliates .....	188,061		
Premiums Receivable .....	1,590,888		
Other Assets .....	1,244,020		
<b>TOTAL ADMITTED ASSETS.....</b>	<b>\$ 25,377,517</b>	<b>TOTAL LIABILITIES AND SURPLUS TO POLICYHOLDERS.....</b>	<b>\$ 25,377,517</b>

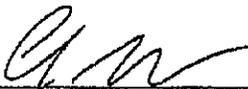
Investments are valued in accordance with requirements of the National Association of Insurance Commissioners.  
Investments valued at \$341,275,964 are deposited with government authorities as required by law.

State, County & City of New York, - ss:

Anna Maria Lovecchio, Assistant Secretary of the Federal Insurance Company being duly sworn, deposes and says that the foregoing Statement of Assets, Liabilities and Surplus to Policyholders of said Federal Insurance Company on December 31, 2005 is true and correct and is a true abstract of the Annual Statement of said Company as filed with the Secretary of the Treasury of the United States for the 12 months ending December 31, 2005.

Subscribed and sworn to before me  
this

  
Assistant Secretary

  
Notary Public

CARL SICILIANO  
NOTARY PUBLIC, State of New York  
No. 01S15078300  
Qualified in Suffolk County  
Commission Expires April 21, 2007