

**ATTACHMENT 10**

**Noble Americas Energy Solutions LLC (F/K/A Sempra Energy Solutions LLC) original License or Permit Bond and good faith estimate of obligation to Illinois utilities pursuant to single bill option.**

Bond No. K0847378A

Payment Bond

WITNESSETH: This Surety Bond is given by Noble Americas Energy Solutions LLC  
as Principal, and Westchester Fire Insurance Company  
436 Walnut Street, Philadelphia, PA 19106, as Surety, as jointly and severally  
bound unto ~~SKE ATTACHED OBLIGEE LIST~~, as Obligee, in the amount of  
Sixty Thousand and 00/100 (\$60,000.00) for the payment of  
which the Principal and Surety bind themselves, their heirs, executors, administrators,  
successors, assigns or other legal representatives.

WHEREAS, the Principal, has filed an application with the Illinois Commerce  
Commission for a certificate to operate as an alternative retail electric supplier ("ARES") in the  
State of Illinois as provided by the Illinois Public Utilities Act ("Act") and the applicable rules of  
the Illinois Commerce Commission, including IL ADM. CODE 451.510a1

WHEREAS, the Principal, as a condition for obtaining a certificate to operate as an  
ARES in the State of Illinois, has agreed to reimburse obligations of the applicant to unaffiliated  
companies arising from the acquisition of electric energy that can be delivered to retail customers  
in the State of Illinois or Principal's Illinois retail customers ("customers") for the additional  
costs those customers incur to acquire electric energy as a result of Principal's failure to comply  
with its contractual obligation to supply such energy to those customers.

NOW, THEREFORE, the condition of this obligation is such that if the Principal shall  
fulfill its contractual obligations of the applicant to unaffiliated companies arising from the  
acquisition of electric energy that can be delivered to retail customers in the State of Illinois or  
obligations to its Illinois retail customers or to pay or cause to be paid to the Obligee, within the  
time ordered by the Illinois Commerce Commission, all additional costs that the Principal's  
Wholesale suppliers or Illinois retail customers incur to acquire electric energy as a result of  
Principal's failure to comply with Principal's contractual obligation to those customers to supply  
such energy, then this obligation shall be null and void with respect to and to the extent of such  
amounts that are timely paid; otherwise, this obligation shall remain in full force and effect.

This bond is subject to the following terms, limitations and conditions:

1. Notwithstanding anything herein to the contrary, the term of this bond shall become effective commencing 11/1/10 and expire 11/1/11 and shall automatically renew for successive annual terms until cancelled by the surety.
2. Obligee shall apply any amounts paid on this bond against the amounts Principal's retail customers are owed by the Principal, in accordance with an Order of the Illinois Commerce Commission or a court of competent jurisdiction that finds Principal owes such amounts to Principal's customers.
3. The maximum amount of the liability of Surety by virtue of this obligation will be not more than \$60,000.00. In no event shall the bond amount be cumulative from year to year, or exceed the amount so stated above.

4. This bond is binding on Surety and its heirs, executors, administrators, successors, assigns, or other legal representatives.

In witness therefore, said Principal and said Surety have caused these presents to be duly signed and sealed this 28th day of October 2010

Noble Americas Energy Solutions LLC

by William B. Fodell

Westchester Fire Insurance Company

by Evangelina L. Dominick  
Evangelina L. Dominick, Attorney-in-fact

OBLIGEE LIST - DESCRIPTION AND NAME/ADDRESSES

"Commonwealth Edison Company; Central Illinois Light Company d/b/a Ameren CILCO; Central Illinois Public Service Company d/b/a Ameren CIPS; Illinois Power Company d/b/a Ameren IP; Mt. Carmel Public Utility Company; and MidAmerican Energy Company (the "Counterparty")"

Commonwealth Edison Company  
P.O. Box 805398  
Chicago, IL 60680-5398

MidAmerican Energy  
106 E. Second Street  
P.O. Box 4350  
Davenport, IA 52808

Mt. Carmel Public Utility Company  
P.O. Box 220  
Mt. Carmel, IL 62863

Ameren CIPS  
607 E. Adams Street  
Springfield, IL 62739

Ameren CILCO  
300 Liberty Street  
Peoria, IL 61602

Ameren IP  
One Ameren Plaza  
1901 Chouteau Avenue  
St. Louis, MO 63101

# Power of Attorney

## WESTCHESTER FIRE INSURANCE COMPANY

Know all men by these presents: That WESTCHESTER FIRE INSURANCE COMPANY, a corporation of the State of New York, having its principal office in the City of Atlanta, Georgia pursuant to the following Resolution, adopted by the Board of Directors of the said Company on December 11, 2006, to wit:

RESOLVED, that the following authorizations relate to the execution, for and on behalf of the Company, of bonds, undertakings, recognizances, contracts and other written commitments of the Company entered into the ordinary course of business (each a "Written Commitment"):

- (1) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal of the Company or otherwise.
- (2) Each duly appointed attorney-in-fact of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal of the Company or otherwise, to the extent that such action is authorized by the grant of powers provided for in such persons written appointment as such attorney-in-fact.
- (3) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to appoint in writing any person the attorney-in-fact of the Company with full power and authority to execute, for and on behalf of the Company, under the seal of the Company or otherwise, such Written Commitments of the Company as may be specified in such written appointment, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written Commitments.
- (4) Each of the Chairman, the President and Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to delegate in writing any other officer of the Company the authority to execute, for and on behalf of the Company, under the Company's seal or otherwise, such Written Commitments of the Company as are specified in such written delegation, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written Commitments.
- (5) The signature of any officer or other person executing any Written Commitment or appointment or delegation pursuant to this Resolution, and the seal of the Company, may be affixed by facsimile on such Written Commitment or written appointment or delegation.

FURTHER RESOLVED, that the foregoing Resolution shall not be deemed to be an exclusive statement of the powers and authority of officers, employees and other persons to act for and on behalf of the Company, and such Resolution shall not limit or otherwise affect the exercise of any such power or authority otherwise validly granted or vested.

FURTHER RESOLVED, that the Resolution of the Board of Directors of the Company adopted at the meeting held on November 8, 1999 relating to the authorization of certain persons to execute, for and on behalf of the Company, Written Commitments and appointments and delegations, is hereby rescinded.

Does hereby nominate, constitute and appoint Annette M Leuschner, Cynthia Farrell, Debra A Deming, Evangelina L Dominick, Halina Kazmierczak, Michael Kubis, Sandra Diaz, Thomas Rhatigan, Valorie Spates, Vivian Carti, all of the City of NEW YORK, New York, each individually if there be more than one named, its true and lawful attorney-in-fact, to make, execute, seal and deliver on its behalf, and as its act and deed any and all bonds, undertakings, recognizances, contracts and other writings in the nature thereof in penalties not exceeding Ten million dollars & zero cents (\$10,000,000.00) and the execution of such writings in pursuance of these presents shall be as binding upon said Company, as fully and amply as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office,

IN WITNESS WHEREOF, the said Stephen M. Haney, Vice-President, has hereunto subscribed his name and affixed the Corporate seal of the said WESTCHESTER FIRE INSURANCE COMPANY this 24 day of September 2010.

WESTCHESTER FIRE INSURANCE COMPANY



*Stephen M. Haney*

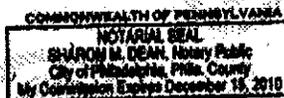
Stephen M. Haney, Vice President

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF PHILADELPHIA

ss.

On this 24 day of September, AD. 2010 before me, a Notary Public of the Commonwealth of Pennsylvania in and for the County of Philadelphia came Stephen M. Haney, Vice-President of the WESTCHESTER FIRE INSURANCE COMPANY to me personally known to be the individual and officer who executed the preceding instrument, and he acknowledged that he executed the same, and that the seal affixed to the preceding instrument is the corporate seal of said Company, that the said corporate seal and his signature were duly affixed by the authority and direction of the said corporation, and that Resolution, adopted by the Board of Directors of said Company, referred to in the preceding instrument, is now in force.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at the City of Philadelphia the day and year first above written.



*Sharon M. Doan*

Sharon M. Doan, Notary Public

I, the undersigned Assistant Secretary of the WESTCHESTER FIRE INSURANCE COMPANY, do hereby certify that the original POWER OF ATTORNEY, of which the foregoing is a substantially true and correct copy, is in full force and effect.

In witness whereof, I have hereunto subscribed my name as Assistant Secretary, and affixed the corporate seal of the Corporation, this 28th day of October 2010



*William L. Kelly*  
William L. Kelly, Assistant Secretary

THIS POWER OF ATTORNEY MAY NOT BE USED TO EXECUTE ANY BOND WITH AN INCEPTION DATE AFTER September 24, 2012.

WESTCHESTER FIRE INSURANCE COMPANY

FINANCIAL STATEMENT

DECEMBER 31, 2009

ADMITTED ASSETS

BONDS	\$2,060,239,269
SHORT - TERM INVESTMENTS	21,402,589
STOCKS	0
REAL ESTATE	0
CASH ON HAND AND IN BANK	5,053
PREMIUM IN COURSE OF COLLECTION*	106,852,028
INTEREST ACCRUED	18,645,574
OTHER ASSETS	252,407,271
<b>TOTAL ASSETS</b>	<b>\$2,459,551,784</b>

LIABILITIES

RESERVE FOR UNEARNED PREMIUMS	\$284,403,553
RESERVE FOR LOSSES	1,226,008,303
RESERVE FOR TAXES	1,902,245
FUNDS HELD UNDER REINSURANCE TREATIES	0
OTHER LIABILITIES	139,987,368
<b>TOTAL LIABILITIES</b>	<b>1,652,301,469</b>

CAPITAL: 928,592 SHARES, \$4.85 PAR VALUE	4,503,671
CAPITAL: PAID IN	187,844,877
AGGREGATE WRITE-INS FOR SPECIAL SURPLUS FUNDS	85,912,680
SURPLUS (UNASSIGNED)	528,989,087
SURPLUS TO POLICYHOLDERS	807,250,315
<b>TOTAL</b>	<b>\$2,459,551,784</b>

(\*EXCLUDES PREMIUM MORE THAN 90 DAYS DUE.)

STATE OF PENNSYLVANIA

COUNTY OF PHILADELPHIA

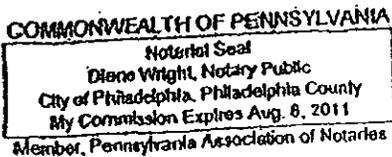
John P. Taylor, being duly sworn, says that he is Vice President of Westchester Fire Insurance Company and that to the best of his knowledge and belief the foregoing is a true and correct statement of the said Company's financial condition as of the 31 st day of December, 2009.

Sworn before me this 10<sup>th</sup> March 2010

[Signature]  
Vice President

[Signature]  
Notary Public

August 8, 2011  
My commission expires



**ATTACHMENT 10**

**GOOD FAITH ESTIMATE OF OBLIGATION TO ILLINOIS UTILITIES PURSUANT TO SINGLE BILL OPTION TARIFFS  
FILED UNDER SECTION 16-118(b) OF THE PUBLIC UTILITIES ACT**

**Noble Americas Energy Solutions LLC**

**November 17, 2010**

This is a Good Faith Estimate in compliance with 83 Il Adm. Code 451.510(a) of the financial obligation of Noble Americas Energy Solutions LLC to Illinois Utilities in whose service territories it intends to serve customers with Single Bill Option ("SBO") services.

1.	Forecasted peak load service under IL SBO tariffs	3MWs
2.	Annualized peak load (3 MWs X 8760 hours)	26,280 MWhrs
3.	Wires-related charges owed to utility per MWh estimate	\$15.00
4.	Forecasted total amount of obligations/yr (\$394,200, rounded)	\$400,000
5.	<b>Fifteen percent (15%) of forecasted total (bond amount)</b>	<b>\$60,000</b>