

**General Bidder Questions and EPE Responses**  
**2021 All Source NM RFP for Renewable Energy and Capacity**  
(Updated (10/28/2021) All Bidder Questions and Responses)

Updates:

9/1/2021:

- Provided ELCC ranges for solar, wind, and battery storage for Question 8
- Added Question and Response 23

10/13/2021

- Added Questions and Responses 24-42

10/28/2021

- Added Questions and Responses 43-53

**Pre-bid Webcast TEAMS IM Bidder Questions and EPE Responses**  
**August 24, 2021**

**Question 1**

EPE states that they would like the battery storage to be 50% of the renewable resource's capacity.

Question: Does EPE want the energy to also be at 50% of the generation or do they prefer a different ratio?

**Response 1**

EPE is not limiting the generation output of the renewable energy proposals but is requiring a guarantee of the output being proposed. The reasoning behind EPE's preference, "...battery storage at 50% of the renewable energy resource's nameplate capacity (AC)" was influenced by the intermittency of the renewable resource, e.g., cloud cover during the morning hours for solar paired with battery projects, and the capability of the battery storage to be fully charged by the renewable resource to ensure the battery is 100% charged and available for that day's peak demand. Bidders can propose higher percentages of battery storage. However, bidders will have to guarantee that the battery will be fully charged daily to meet the day's peak demand. Ultimately, EPE wants to ensure that the battery is fully charged during its peak hours. Alternatively, a bidder may propose allowance for grid-charging at no additional cost to ensure the battery is fully charged.

**Question 2**

Is EPE also accepting avenues for a small project (0.5MW)

**Response 2**

No, EPE is not accepting projects less than 5 MW (See RFP p. 21, paragraph 2).

**Question 3**

Would EPE consider a build transfer for wind?

**Response 3**

Yes, EPE would consider a build transfer for a wind facility as specified on page 17, Section 4.7 of the RFP.

**Question 4**

What do you mean by "proposal fee"?

**Response 4**

Per Section 3.5, page 10 of the RFP, bidders are required to submit a non-refundable filing fee of \$2,500 for each proposal which will cover the proposal and two additional options as defined in that section. Note that each additional option proposed to the initial/primary proposal after the first two will incur a \$1,500 fee. If a different

proposal (secondary proposal), as defined in the RFP, is submitted, then it will incur a \$2,500 filing fee but will cover it and two options, if any, and so forth.

A proposal is defined by proposal site/location and resource technology type<sup>1</sup>. An option is defined as same "proposal" (i.e., same site/location and resource technology type) with varying options for nameplate, pricing, COD or inclusion of battery storage.

#### **Question 5**

Does EPE still have Transfer Capability for DNR's located at the Four Corners common bus?

#### **Response 5**

EPE does not own any transmission from Four Corners to EPE's system. While EPE does have some transmission service from Four Corners for EPE's reliability needs but will not be made available for this RFP. Any proposals proposed beyond EPE's system require demonstration of the ability to obtain transmission to deliver to its system.

#### **Question 6**

Can you confirm that you want the proposal fee(s) on September 10th as well?

#### **Response 6**

The proposal fee(s) is due on **November 10, 2021**, along with each proposal (See RFP p. 9, Section 3.0). This is a mandatory requirement and part of EPE's responsiveness review. If any of the requirements of the RFP are not submitted, EPE may reject the proposal(s).

#### **Question 7**

Will you evaluate projects over the 110MW for long term capacity?

#### **Response 7**

Per Section 2.4, page 8 of the RFP, EPE may choose not to consider proposals that are significantly greater than the current capacity and renewable energy needs contingent upon whether the proposals offer a benefit to EPE's customers or not. For capacity purposes, renewable resources will be evaluated based on the effective load carrying capacity ("ELCC") methodology.

#### **Question 8**

Please clarify what technologies are eligible as the capacity resource and/or energy resource?

If bidders propose a 50MW solar PV with 25MW/100MWh energy storage facility, how many MWs of the facility are you considering as capacity and how many MWh is eligible as energy resource? Will you only consider 25MW as capacity resource?

If bidders propose a 100MW solar facility, do you consider it as a 100MW capacity resource?

#### **Response 8**

The specified eligible renewable energy technologies that are outlined in the will be considered eligible renewable energy resources to meet EPE's New Mexico RPS target or a total of 175,000 MWh of renewable energy delivered in 2025. Any of the energy output of the solar facility will be counted towards EPE's New Mexico RPS target. Additionally, a portion of the solar resource's nameplate may be considered towards capacity based on the ELCC methodology. Recently, the ELCC range for solar, wind, and battery are as follows:

Solar: 38-43%

Wind: 26-27%

Battery: 92-100%

For RPS purposes, standalone battery storage is not eligible or considered a renewable resource because it does not generate energy. The 25 MW capacity of the battery per your example will serve to augment the capacity of the paired resource. In general, however, its capacity value would be calculated based on the summation of the effective load carrying capability ("ELCC") of the solar and the battery storage during EPE's peak.

To meet capacity deficiencies in New Mexico outside the RPS, standalone battery storage is eligible under the RFP.

Lastly, a 100 MW solar facility would not have a capacity contribution of 100%. Again, its capacity contribution would be based on its ELCC. Please review Section 5.2, on page 20, to obtain more detailed information.

**Question 9**

Apart from the proposal fee, will EPE request any other bid bonds/guarantees?

**Response 9**

To clarify, the proposal fee(s) is simply a filing fee, different and separate from bonding or guarantees. Bonding and guarantees will only be applicable to awarded bidders and will be discussed during contract negotiations with the selected bidder(s) for its proposal(s).

**Question 10**

What is the preferred size for a solar plus storage project? You are requiring at least 50% storage to qualify as a capacity resource?

**Response 10**

Please see the responses to Questions 1 and 8.

**Question 11**

Is there any kind of scoring criteria for the different parts of the proposal?

**Response 11**

Please reference Section 7 on pg. 28 (Evaluation Process) of the RFP that describes the selection criteria. If this does not answer your question, please clarify by providing more specific questions to allow EPE to respond accordingly.

**Question 12**

Are the 90 MW of capacity in 2024 on top of the 40 MW required in 2022?

**Response 12**

No, the 90 MW of capacity in 2024 includes the 40 MW capacity in 2022. EPE is looking for a total of 90-110 MW of total capacity by May 1, 2025.

**Question 13**

What are the cycle and duration requirements for battery proposals?

**Response 13**

As stated in the RFP in Section 5.3 on page 21, "Energy storage proposals submitted for the purposes of serving load during the peak hours or for load shifting...should be capable of multiple discharge and charge cycles per day. If the proposal is also capable of providing regulating and system support, Bidders should provide operating capabilities and specifications."

**Question 14**

The RFP requests bidders to submit bids in 50MW increments. If a project is sized between 50MW (e.g., 140 MW), will a bid not in a 50MW increment be considered?

**Response 14**

In this example a 50 MW, 100 MW, and 140 MW would be submitted where the last increment would be 40 MW.

**Question 15**

Can you please make these questions a part of the RFQ process so we can receive the official answers?

**Response 15**

Yes, the responses to the questions asked at the Pre-bid Meeting will be made available on EPE's website.

**Question 16**

A) Is EPE planning to bid its own asset into the RFP, (B) the RFP states projects bid in can enter the queue in Spring 2022. How will EPE contract for a PPA prior to the project even being in the queue where interconnection costs would not be known upon contract execution?

**Response 16**

(A) As stated in the RFP in Section 4.1 on page 12, EPE may also include a self-build option.

(B) As stated in the RFP, bidders are expected to submit their proposals inclusive of their estimated interconnection costs. EPE's Resource Planning Department will also separately assess proposals for interconnection costs as part of the bid evaluation. The Spring 2022 interconnection request cluster is the latest cluster in which a selected proposal must enter the transmission interconnection request queue, but that does not impede anyone from entering the transmission interconnection request queue earlier than that.

**Question 17**

Is there an estimate on battery cycling frequency and depth?

**Response 17**

Please see response to Question 13.

**Question 18**

Will we be sent the playback link?

**Response 18**

EPE's main purpose for recording the pre-bid meetings is to ensure that all participant clarification questions and/or concerns are acknowledged, addressed, and answered by the scheduled deadline per the schedule in the RFP (pg. 9), in this case by **October 15, 2021**.

Therefore, the pre-bid meeting recordings are for internal use only and are not made available externally.

Also, the Pre-bid Meeting presentation is posted on EPE's website and all questions and responses will be posted on EPE's website, as they become available, as well.

**Question 19**

Will the recording and power-point presentation be made available on the RFP website?

**Response 19**

Please see response to Question 18 above.

**Question 20**

Regarding the 175,000 MWh of additional renewable annual energy coming online by Dec. 2024, is this amount also included in the 90-110MW by 2025, or is it a separate need? The way I read the RFP, it can go into both buckets (ie, it can be included in the 90-110MW, but not necessarily (which would make it "in addition to" the 90-100MW)).

**Response 20**

A renewable resource proposal may help satisfy both the renewable energy need and the capacity need. The capacity for a renewable resource will be assessed via the ELCC methodology. Please refer to response to Question 8 above.

### **Question 21**

Is the 40 MW of short-term capacity need in 2022 also included in the 90 MW needed in 2024? Or are these two capacity needs separate from each other? Relatedly, is the 90 MW needed in 2024 included in the 90-110 MW of long-term capacity need by May 2025, or is this 90-110 MW separate from the 90 MW of short-term capacity need?

### **Response 21**

The short-term capacity of 40 MW is included in the 90 MW needed by 2024. The 90 MW are also included in the 90-110 MW needed by 2025. EPE is soliciting a total of 90-110 MW of capacity by May 1, 2025. EPE recognizes the potential difficulty associated with bringing a new project online due to project development lead times; therefore, as part of this RFP, EPE is open to short-term purchase power proposals from existing facilities available to meet its 40 MW capacity need. If proposing a long-term purchase power agreement or build-transfer facility that is able to be online earlier than December 2024 or May 2025, EPE would be interested in evaluating those proposals to help address its near-term capacity need.

### **Question 22**

I was unable to attend the webcast, but we intend to bid in the 2021 All Source NM EPE RFP. Was this webcast recorded? If so, please share the recording with me.

### **Response 22**

Please see response to Question 18 above.

### **Question 23**

I am having difficulty finding this NOI form (Attachment 9.1 according to the RFP document). Can you please direct me as to where I may find this Attachment (along with the remainder of the Attachment forms needed to complete for the RFP)?

### **Response 23**

The NOI is located within section *9.0 Attachments* of the RFP document. Section *9.1 Notice of Intent to Bid* is on pg. ii and is the second document following pg. 31. The NOI is due no later than September 10, 2021. The rest of the required forms (Sections 9.2 – 9.7 and Section 10) due at the time the RFP is submitted (November 10, 2021) are also within the RFP. In regards to Section 10, there is a link on the Resource Planning Website ([Link to Resource Planning Website](#)) which contains all applicable Tables and Input Templates that need to be filled out accordingly. The download link is located at the bottom of the web page and is labeled: *Click here to download the 2021 All Source Tables and Input Templates.*

### **Question 24**

Our battery team has asked if EPE will be able to provide any load information on its substations to help us optimize system design for solar + battery storage. Will EPE be able to provide that information?

### **Response 24**

EPE cannot share the substation load information being requested since it is not public information.

### **Question 25**

For customer sited behind the meter battery storage projects intending to participate in a load management program, would it be feasible to qualify exported energy to the grid as counting toward the capacity MW requirement?

### **Response 25**

The question is not clear on what exported energy is being referenced in the scenario. Any customer sited battery storage that an aggregator would like to propose as a capacity resource would need to provide EPE dispatch control of the resources per the requirements in the RFP for battery storage.

### **Question 26**

Will the 2021 RFP include or be ultimately expanded to include additional MWs that were unable to reach final PPA execution or NTP from previous EPE solicitations? Or would EPE run a separate additional process similar to what Xcel/PSCo recently did for defaulting projects.

### **Response 26**

EPE would have the option to select more resources if an expected need for capacity or energy were to arise. Also, note that the RFP states EPE may choose to evaluate greater amounts of resources if they provide a benefit to customers. Any bids from previous EPE solicitations interested in being considered for the RFP would be required to submit into this solicitation.

### **Question 27**

Regarding EPE's 2021 All Source RFP and proposal submittals, if a Bidder submits a proposal that exceeds EPE's import capacity on its transmission system, will EPE notify Bidder of such instance and permit Bidder to adjust its proposal/bid capacity downward to work within the available transmission import limitation? Will Bidder have the ability to revise its proposal so that it conforms to the available transmission import capacity?

### **Response 27**

Please refer to our EPE website to review public documentation on our transmission capabilities. (<https://www.epelectric.com/company/transmission>). It is expected that each bidder perform their due diligence in understanding the siting of their projects and their assessment of potential need for upgrades. EPE will review proposals and consider the costs for upgrades necessary to deliver the energy to EPE's load center as part of the evaluation.

### **Question 28**

Please confirm that El Paso Electric is looking for 175,000 MWh of both Energy & Project RECs associated with submitted projects.

### **Response 28**

Yes, EPE requires a long-term resource of 175,000 MWh of renewable annual energy (including the associated RECs) with resources on-line by December 2024 for RPS purposes.

### **Question 29**

- 1) Our intended project's capacity volume is in excess of the threshold of 175,000 MWh stated in the RFP. As such, what is El Paso Electric's opinion on including a Seller's Conditions Precedent in the PPA which would require a project's remaining Energy & Project RECs volume to be contracted?
- 2) Does El Paso Electric anticipate a subsequent RFP solicitation in 2022? In relation to question #1 posed above, this RFP would only contract a portion of our project's Energy + Project RECs output. While we would be amenable to potentially sizing the project to best match EPE's offtake needs, this project ideally would benefit from its current energy sizing and estimated MWh/yr output. Does EPE anticipate another RFP in 2022 wherein EPE would be interested in procuring further energy & REC output from this project?

### **Response 29**

1. It would be the bidder's decision as to what project and size to submit into the RFP. As stated in the RFP, EPE may choose to evaluate greater amounts of resources if they provide a benefit to customers. A bidder has the option to submit proposals of different sizes if they so choose to do so per the requirements defined in the RFP Section 2.4. Regarding a Seller's Conditions Precedent in the PPA, each proposal has to stand on its own with defined pricing and cannot be dependent on the bidder finding other off-takers.

2. You may reference EPE's recently filed IRP which is available at the following link: [EPE's Integrate Resource Plan](#). As denoted in the IRP, EPE will also have some resource needs for Texas; however, we do not anticipate issuing another RFP for New Mexico in 2022.

### **Question 30**

Is there a draft PPA contract available to bidders?

### **Response 30**

EPE does not have a template PPA at this time giving that the RFP is open to multiple resource types. Any PPA terms will be developed in alignment with the performance and operational characteristics defined in the RFP. If there are any questions on specific terms of interest at the moment, please submit those questions.

### **Question 31**

On the long-term resource for which you need 175,000 MWh of renewable energy by Dec 2024, do you need this MWh number to be maintained throughout the life of the project or is this a year 1 requirement? We are looking at optimizing the size of the project while considering degradation and other factors.

### **Response 31**

At least 175,000 MWh of renewable energy is required in the first year. EPE acknowledges that systems will degrade over time, hence the energy output will not be the same year over year. Please provide the expected annual degradation of your system in your bid submittal. A low degradation rate would be preferable for the project.

### **Question 32**

It is stated that preference is given to renewable resources, but would the use of customer-sited gas generation be considered as part of the load management resources?

### **Response 32**

Yes, preference is given to renewable resources for RPS purposes to meet New Mexico RPS requirement, however we are open to consider other resource types to meet capacity needs and will evaluate those as a potential fit as part of the total portfolio and ability to meeting NM Renewal Energy Act requirements. We would encourage you to also revisit the section for combustion turbines since you reference "gas generation".

### **Question 33**

As it related to load management:

1. Is there a MW minimum size required to start May 2022?
2. Are there potential penalties for load management event performance?
3. Is EPE prepared to work with us to introduce prospective program participants, in particular commercial, industrial or institutional customers suitable for automated DR?
4. Can EPE provide us with interval data for existing demand-side customers we already manage in the EPE territory so we can provide the requested load profile analysis in our response?

### **Response 33**

1. At least 5 MW for any project type.
2. EPE will evaluate load management proposals based on the operational and performance characteristics defined in the proposals. EPE will look to hold proposals to those commitments as part of any contract negotiations and may include performance penalties. EPE's Energy Efficiency Commercial and Residential Load Management Programs do not penalize for event performance. However, at EPE's discretion, a

pattern of no participation will result in reductions to contract amounts or removal from the Load Management Program. Penalties vary dependent on rate class for customers enrolled in an Interruptible or Time of Use Rate.

3. It is EPE's expectations that any load management proposals providing a capacity commitment, will be responsible to identify sufficient customer participation to meet the amounts proposed in a proposal. If selected and contracted, the bidder will be responsible to acquire the necessitated customer participation. As stated in the RFP, EPE will require direct control of the load management capacity/dispatch. EPE may assist in introducing bidders to prospective commercial participants but is unable to share customer data. Commercial participants unique equipment configurations suitable for automated DR vary by site and participant.
4. EPE is not providing customer interval data. You are welcome to use any data currently at your disposal that you already manage within EPE territory.

#### **Question 34**

How many customers (number and percentage of total) in the targeted region for load management are already enrolled in a thermostat program? Is there a desire to target those customers that are not enrolled in a new thermostat program?

#### **Response 34**

As of October 5, 2021, there are 8,200 (1,495 in New Mexico only) Customers enrolled in the thermostat program within EPE's Service Territory. Yes, there may be a desire to target customers not enrolled in the Residential Load Management Program "EnergyWise". Customers who participate in Energy Efficiency Load Management Programs are not eligible to receive financial incentives through more than one load curtailment/rate program for the same load curtailed.

#### **Question 35**

How many commercial customers (number and percentage of total) in the targeted region are already enrolled in the Commercial Load Management program? What is meant by the 1 year Estimated Useful Life of the Commercial Load Management Program in Table 10 of the 2021 IRP? Is that the remaining timeline of the existing program?

#### **Response 35**

The New Mexico Energy Efficiency Load Management Program has a total of 8 meters/3 participants. The estimated useful life (EUL) determines the period of time over which the benefits of the energy and demand reductions achieved are expected to accrue. No, that is not the remaining timeline of the existing program. EPE has filed for continuation of the NM Commercial Load Management Program as part of the 2022-2024 Energy Efficiency Load Management Program Filing.

#### **Question 36**

Why does the number of annual participants drop off dramatically in 2020 and 2021 in Table 11 in the 2021 IRP?

#### **Response 36**

Participant accounting methodology may change. Annual participants do not represent number of individual sites, dependent on Energy Efficiency Program may represent individual participant, units, or measures.



### **Question 37**

In the 2021 IRP Report in Table 3, are the stated future Demand Response Capacities (MW) target commitments where the load management in the RFP can contribute to reaching those targets? Or are those targets separate from this load management effort?

### **Response 37**

Yes, this RFP will help contribute to reaching those Demand Response Capacity (MW) targets in Table 3 of the 2021 IRP Report. Please note that the MW targets in the table are EPE total system targets, in which the NM allocated portion is less than the values listed in Table 3.

### **Question 38**

What is the status of the proposed third-party study on future DSM programs? Will that effort have any bearing on selecting a Load Management proposal on this RFP?

### **Response 38**

The third-party study on future DSM programs mentioned in the IRP report has not been initiated; therefore, it will not have any bearing on selecting a LM proposal for this RFP. Any LM proposals in this RFP will be evaluated based on the characteristics and costs of the proposal.

### **Question 39**

What is the penetration of 15-minute interval metering amongst EPE NM customers? Are IDR meters installed with C&I customers above a specific demand, are smart meters installed with residential and small to medium commercial customers?

### **Response 39**

Our current New Mexico DG residential sample has 102 customers with interval meters set at 15-minutes. 15-minute intervals are only used on our NM DG samples and 30-min intervals are used for commercial applications. In regards to IDR meters, they are installed with large C&I customers, however we set the meter at 30-min intervals. Currently, smart meters are not installed with residential and small to medium commercial customers. EPE does have plans to upgrade its current meters to smart meters beginning in 2023.

### **Question 40**

Would you please elaborate on the requirements Bidders must follow to meet New Mexico Construction Industries Licensing Act requirements?

“Bidders for any proposals to be sited in New Mexico must meet New Mexico Construction Industries Licensing Act requirements in order to submit a bid”

### **Response 40**

Please refer to Article 13: Construction Industries Licensing Act, 60-13-1 through 60-13-59.

### **Question 41**

I have a few questions regarding site control requirements for bid submissions on land managed by the New Mexico State Land Office. Per a conversation with NMSLO Renewable Energy Director, when leasing land for renewable they prefer the following process: During project dev. period developer enters a short-term lease agreement (5 yrs), followed by a long-term lease (25-40 years) at the end of the initial contract. Will EPE accept proposals with a 5-year NMSL lease if there is no recorded option to enter into a long-term contract at the end of the short-term agreement? If no, what evidence would the bidder need to provide for proof of optional long-term site control here?

#### **Response 41**

The evidence required to meet a criteria of “site control” is a title or lease for project duration (e.g. long term lease not a 5 year lease) would be required.

#### **Question 42**

In attachment 9.2 of the RFP, question 4 refers to sections 5.2.3-5.8, but these do not exist in the RFP document. Can you please advise?

#### **Response 42**

Question 4 in Attachment 9.2 should read: Provide all information requested in Section 5.0.

#### **Question 43**

There is a requirement in the RFP which states, "Bidders for any proposals to be sited in New Mexico must meet New Mexico Construction Industries Licensing Act requirements in order to submit a bid." CED's EPC (who will be constructing the project) has and maintains all necessary licenses, which they can provide to us. Is this acceptable, or does the actual bidder need the license?

#### **Response 43**

Please refer to Case No. 15-00312-UT and contact the New Mexico Regulation and Licensing Department – Construction Industries Division or please consult with your own attorneys on the matter. To the extent you guys believe you need to justify your qualifications, please submit support for your position with your bid.

#### **Question 44**

Where could I find the PPAs for the Santa Teresa 1 and Buena Vista 1? The NMPSC docket numbers for the approval of these PPAs would work, as well.

#### **Response 44**

Please click on the following link: [EPE Public Notices Website](#)

#### **Question 45**

My team had a question regarding this sentence of the RFP: “EPE requires bidders to include a Right of First Offer and Right of First Refusal option in conjunction with any PPA proposal.” Could you please clarify whether EPE wants a purchase option, and if so, for what years? Do you want a comment only including that we will include an ROFO and ROFR for a 3rd party sale/transfer?

#### **Response 45**

If PPA, give EPE the option/opportunity to decide if we want the energy first. As stated in the RFP (Section 4.0, Pg. 12), we are open to build transfer options. In regard to solar proposals that are initially PPA, bidders to provide a build-transfer option at year five (provide PPA cost and transfer price with projected O&M).

#### **Question 46**

What is EPE’s preferred Availability Guarantee for energy storage (% of all hours per year. Anticipate 96% or greater)?

#### **Response 46**

The Storage Facility shall maintain a Storage Availability of no less than 96% during a Guaranteed Storage Availability Period.

**Question 47**

What is EPE's expectation for Capacity Maintenance for energy storage (full capacity guaranteed for 10-years, 15-years, 20-years)?

**Response 47**

Bidder to quantify the full capacity guarantee for the full life of the project. Services are generally structured one of two ways: 1) the capacity is maintained at the same level as the bid with the requirement that the EPC/O&M provider augments the equipment to maintain the same capacity over time. 2) Alternatively, in some cases, the storage degrades over time with the capacity amount of the project declining over the life of the project. Bidder is responsible for determining which option is best for quantifying the capacity guarantee of the project.

**Question 48**

What is EPE's preferred energy storage cycles/yr (150, 365, 730)?

**Response 48**

As stated in the RFP in Section 5.3 on page 22, "Energy storage proposals submitted for the purposes of serving load during the peak hours or for load shifting...should be capable of multiple discharge and charge cycles per day. If the proposal is also capable of providing regulating and system support, Bidders should provide operating capabilities and specifications." (Minimum of 365 cycles/year; however, do expect more than 1 cycle per day)

**Question 49**

Please confirm whether submitting proposals via electronic methods and/or email is acceptable or if bidders are required to submit one hard copy and two electronic copies via flash drives sent via mail by November 10th.

**Response 49**

The preference is for all bidders to submit their proposals the same way. Please provide one hard copy and 2 electronic copies via flash drive by November 10<sup>th</sup>.

**Question 50**

Per EPE's answer to Question #1 in the Q&A, EPE is looking for 100% availability of battery discharge per day in the summer peak. And "a bidder may propose allowance for grid-charging at no additional cost to ensure the battery is fully charged." Could you please clarify whether that means no additional cost to EPE (i.e., no PPA adder), or no additional cost to the project owner (i.e., we as the bidder would not have to pay EPE for charging cost)?

**Response 50**

No additional costs to EPE for charging costs. In the event that EPE decides to charge the battery with grid energy, there would tolling agreement terms associated with the energy.

**Question 51**

The RFP states that, "Each Bidder must hold its proposal open and valid for a period of 360 days following the proposal's submittal." We would like to ask if we could split the 360 day guarantee into some sliding scale? For example, the first 180 days we offer price "X", and for the following 180 days we offer "X+10%."

**Response 51**

As stated in the RFP document, the 360 day period is to allow for contract negotiations and initial filings of regulatory approvals. The 360 day guarantee for the proposal is non-negotiable.

**Question 52**

Is it permitted for us to have a courier hand-deliver the required hard copies of our RFP response to the address stated within the RFP (Location #135, 100 N. Stanton, El Paso, Texas 79901)?

**Response 52**

We don't see an issue with having a courier hand-deliver the required hard copies. (Attention: Damian Lamas and/or Manuel Gomez)

**Question 53**

For the current RFP, is EPE planning that the transmission upgrade costs necessary to interconnect a project at the substation are going to be initially paid by the developer, and later reimbursed over time by EPE – similar to its past RFP with the Buena Vista Project? If so, does EPE expect such cost to be reimbursed evenly over the PPA term, or some other time period?

**Response 53**

The transmission upgrade cost would be managed via the FERC approved OATT for EPE transmission and those specific terms would be negotiated between the developer which submits the LGIA request and EPE Transmission. You may reach out to the Transmission contact provided in the RFP for any guidance on best assumptions for upfront payment and reimbursement. Related to your RFP submittal, you may state your assumptions associated with your bid proposal.