

Market Provider Agreement

Focus on Energy Residential Market Provider

Focus on Energy is a public-private partnership offering energy information and services to energy utility customers throughout Wisconsin. The goals of this program are to encourage energy efficiency and use of renewable energy, enhance the environment, and ensure the future supply of energy for Wisconsin. Wisconsin Energy Conservation Corporation (WECC) administers the Focus on Energy program and as part of Focus on Energy WECC may enter into collaborative agreements with businesses (referred to as Market Providers) to promote energy efficiency and/or renewable energy. Market Providers are businesses who deliver goods and/or services related to energy efficiency and/or renewable energy.

The purpose of this agreement is to set forth the terms and conditions under which the undersigned may be considered a Market Provider authorized by Focus on Energy to deliver Focus on Energy services to consumers and the benefits to the undersigned of such designation.

MARKET PROVIDER INFORMATION:			
Contact Name:		Title:	
Company Name:		Phone:	()
Address:		Fax:	()
City/State/Zip:		E-mail:	
County:		Website:	
PROGRAM IN WHICH YOU WOULD LIKE TO PARTICIPATE (CHECK ALL THAT APPLY)			
<input type="checkbox"/>	Efficient Heating & Cooling Initiative	<input type="checkbox"/>	Wisconsin ENERGY STAR Homes
<input type="checkbox"/>	Home Performance with ENERGY STAR	<input type="checkbox"/>	Apartment & Condo Efficiency Services
BUSINESS TYPE-PLEASE INDICATE YOUR BUSINESS TYPE (CHECK ALL THAT APPLY):			
<input type="checkbox"/>	HVAC	<input type="checkbox"/>	Contractor
<input type="checkbox"/>	Insulation	<input type="checkbox"/>	Retailer
<input type="checkbox"/>	Electrical	<input type="checkbox"/>	Wholesaler
<input type="checkbox"/>	Plumbing / Mechanical	<input type="checkbox"/>	Manufacturer's Representative
<input type="checkbox"/>	Lighting	<input type="checkbox"/>	Consultant / Engineer / Architect
<input type="checkbox"/>	Builder (Residential)	<input type="checkbox"/>	Renewable Energy Products / Services
<input type="checkbox"/>		<input type="checkbox"/>	Energy Services Company
<input type="checkbox"/>		<input type="checkbox"/>	Financier
<input type="checkbox"/>		<input type="checkbox"/>	Management Company
<input type="checkbox"/>		<input type="checkbox"/>	Remodeling / Home Improvement
<input type="checkbox"/>		<input type="checkbox"/>	Other:
PLEASE DESCRIBE YOUR BUSINESS IN TWENTY-FIVE WORDS OR LESS (MAY BE USED ON WEBSITE):			
AREA - PLEASE INDICATE THE WISCONSIN COUNTIES IN WHICH YOUR BUSINESS OPERATES (CHECK ALL THAT APPLY):			

- | | | | |
|-------------------------------------|--------------------------------------|------------------------------------|--------------------------------------|
| <input type="checkbox"/> Adams | <input type="checkbox"/> Florence | <input type="checkbox"/> Marathon | <input type="checkbox"/> Rusk |
| <input type="checkbox"/> Ashland | <input type="checkbox"/> Fond du Lac | <input type="checkbox"/> Marinette | <input type="checkbox"/> Saint Croix |
| <input type="checkbox"/> Barron | <input type="checkbox"/> Forest | <input type="checkbox"/> Marquette | <input type="checkbox"/> Sauk |
| <input type="checkbox"/> Bayfield | <input type="checkbox"/> Grant | <input type="checkbox"/> Menominee | <input type="checkbox"/> Sawyer |
| <input type="checkbox"/> Brown | <input type="checkbox"/> Green | <input type="checkbox"/> Milwaukee | <input type="checkbox"/> Shawano |
| <input type="checkbox"/> Buffalo | <input type="checkbox"/> Green Lake | <input type="checkbox"/> Monroe | <input type="checkbox"/> Sheboygan |
| <input type="checkbox"/> Burnett | <input type="checkbox"/> Iowa | <input type="checkbox"/> Oconto | <input type="checkbox"/> Taylor |
| <input type="checkbox"/> Calumet | <input type="checkbox"/> Iron | <input type="checkbox"/> Oneida | <input type="checkbox"/> Trempealeau |
| <input type="checkbox"/> Chippewa | <input type="checkbox"/> Jackson | <input type="checkbox"/> Outagamie | <input type="checkbox"/> Vernon |
| <input type="checkbox"/> Clark | <input type="checkbox"/> Jefferson | <input type="checkbox"/> Ozaukee | <input type="checkbox"/> Vilas |
| <input type="checkbox"/> Columbia | <input type="checkbox"/> Juneau | <input type="checkbox"/> Pepin | <input type="checkbox"/> Walworth |
| <input type="checkbox"/> Crawford | <input type="checkbox"/> Kenosha | <input type="checkbox"/> Pierce | <input type="checkbox"/> Washburn |
| <input type="checkbox"/> Dane | <input type="checkbox"/> Kewaunee | <input type="checkbox"/> Polk | <input type="checkbox"/> Washington |
| <input type="checkbox"/> Dodge | <input type="checkbox"/> La Crosse | <input type="checkbox"/> Portage | <input type="checkbox"/> Waukesha |
| <input type="checkbox"/> Door | <input type="checkbox"/> Lafayette | <input type="checkbox"/> Price | <input type="checkbox"/> Waupaca |
| <input type="checkbox"/> Douglas | <input type="checkbox"/> Langlade | <input type="checkbox"/> Racine | <input type="checkbox"/> Waushara |
| <input type="checkbox"/> Dunn | <input type="checkbox"/> Lincoln | <input type="checkbox"/> Richland | <input type="checkbox"/> Winnebago |
| <input type="checkbox"/> Eau Claire | <input type="checkbox"/> Manitowoc | <input type="checkbox"/> Rock | <input type="checkbox"/> Wood |

BENEFITS:

Program Support and Information: For program related questions please contact your program representative or call Focus on Energy 888.509.3247.

Market Provider Directory Listing: Market Providers are listed on the Focus on Energy website, focusonenergy.com. Prospective customers can search for Market Providers in their area.

Special Honors and/or Significant Achievements Listings: Focus on Energy recognizes special honors and/or significant achievements of some Market Providers. When applicable, Focus on Energy will include these distinctions in applicable directories and on focusonenergy.com listings.

Press Release Assistance: Focus on Energy will provide a press release template announcing acceptance into the program. This template will allow the Market Provider to insert their corporate information into the template and release it to local media. To receive this service, contact the Focus on Energy Marketing Department at 888.509.3247.

Focus on Energy Newsletter Subscriptions: Market Providers will receive all applicable Focus on Energy newsletters. These newsletters are educational pieces discussing Focus on Energy program activities.

Notification of Training and Educational Opportunities: Market Providers will receive notifications for all Focus on Energy trainings and educational events related to their business type.

Marketing Materials: Market Providers are provided program marketing materials and may request additional materials by contacting the Focus on Energy Marketing Department at 888.509.3247.

Use of Focus and/or ENERGY STAR Name and Logo for Advertising: Focus on Energy or ENERGY STAR name and logo may be used only during the term of this Agreement and are to be used solely by participating Market Providers for promoting their participation in the Focus on Energy program. Advertising using the Focus on Energy or ENERGY STAR name and logo, and/or promoting your participation with Focus on Energy must be pre-approved by the Focus on Energy Marketing Department. All guidelines for using logo(s) and advertising using the Focus on Energy or ENERGY STAR name and/or logo are set forth by the Focus on Energy Marketing Department and must be followed. A copy of the logo usage guidelines is available from the Focus on Energy Marketing Department by calling 888.509.3247, and is made part of this Agreement by reference.

TERMS AND CONDITIONS:

Term: This Agreement is valid until June 30, 2007, unless terminated in writing by either party, and will automatically renew annually beyond that date.

Termination: This Agreement may be terminated by the Market Provider or WECC for any reason at any time. Written notice of termination must be sent to the non-terminating party by certified mail, return receipt requested. When termination is triggered by written notice, termination is effective as of the date the termination letter is received by the non-terminating party. Upon termination, Market Provider is eligible to receive payment for eligible services provided prior to notification of the suspension or termination of the Agreement.

Indemnification: The Market Provider agrees to indemnify and hold WECC, program subcontractors and the State of Wisconsin, their directors, employees, and agents harmless against all claims, liabilities, damages, losses, costs or expenses (including, but not limited to, reasonable attorney's fees) arising out of a breach by the Market Provider of any provision to this Agreement or arising out of any act or omission of the Market Provider, its employees, subcontractors, and other agents of the Market Provider or its subcontractors performed under or as a result of this agreement, including, but not limited to, the failure of the Market Provider to properly and/or timely pay any wages and/or benefits to the Market Provider's employees.

Independent Agent: The Market Provider may present him/herself as a Market Provider or ally of the Focus on Energy program. By signing this Agreement, a Market Provider does not become an agent, employee, or representative of the Focus on Energy program, WECC, authorized subcontractors, or the State of Wisconsin. Market Providers are independent agents who have no authority to enter into any contract or incur any obligations on behalf of or in the name of Focus on Energy, WECC, authorized providers, or the State of Wisconsin.

No Representation or Warranty: The Market Provider agrees that as a qualified participating Market Provider the Market Provider shall not (directly or indirectly) represent his/her/its products, offerings or work to potential customers or others as guaranteed or warranted in any way by Focus on Energy, the State of Wisconsin or WECC.

Customer Service Standards: The Market Provider agrees to maintain written customer service standards available to customers. (A model set of acceptable standards is available by calling 888.509.3247.)

Specific program guidelines outline additional benefits, terms and conditions.

I have reviewed the program guidelines associated with the following programs (initial all that apply):

<input type="checkbox"/>	Efficient Heating & Cooling Initiative	<input type="checkbox"/>	Wisconsin ENERGY STAR Homes
<input type="checkbox"/>	Home Performance with ENERGY STAR	<input type="checkbox"/>	Apartment & Condo Efficiency Services

MARKET PROVIDER APPROVAL:

By signing this agreement, Market Provider agrees to abide by the foregoing terms and conditions of the Market Provider Agreement for Focus on Energy Residential Market Providers:

Signed:		Date:	
Printed Name:		Title:	

FOCUS ON ENERGY / WISCONSIN ENERGY CONSERVATION CORPORATION APPROVAL:

By signing this agreement, the above named company is authorized to participate as a Market Provider in the Focus on Energy Market Provider Program:

Signature of Authorized Focus on Energy Representative:		Date:	
Program:	Printed Name:	Title:	
Signature of Authorized Focus on Energy Representative:		Date:	
Program:	Printed Name:	Title:	
Signature of Authorized Focus on Energy Representative:		Date:	
Program:	Printed Name:	Title:	