



Progress Energy

January 6, 2012

Mr. Thomas Egan
TMC Power, LLC
178-190 Clizbe Avenue
Amsterdam, NY 12010

Re: Agreement to Purchase As-Available Energy and/or Parallel Operation with a Qualifying Facility dated August 23, 2006 (the "Contract").

Dear Mr. Samson:

Per your request in the attached September 29, 2011 email the TMC Power facility has been disconnected from the transmission grid. Since the TMC Power facility no longer has the ability to deliver energy to Progress Energy Florida (PEF) it follows that the Contract is no longer required. Accordingly PEF is hereby terminating the Contract.

It is unfortunate that the TMC Power facility has to be shut down at this time. However, in the future if the TMC Power facility would like to sell energy to PEF then a new as-available contract can be executed.

Thank you.

David Gammon
Cogeneration Manager