

## **Racial Equity Capital Fund**

### *Notice To Prospective Candidates For Investments*

Please be advised that if your company is the recipient of an equity investment from the Racial Equity Capital Fund or if an Exelon company officer or director becomes and officer or director of your company, such investment or common officer/director status could result in your company being deemed an affiliate of Exelon Corporation and/or one or more of its operating utility subsidiaries for purposes of the regulations that govern public utilities at the federal level or in one or more of the states in which Exelon utilities operate. If your company is deemed an affiliate of one of Exelon's utilities and currently contracts with, or intends to seek to contract with, that utility to provide services and/or products, any such transactions may become subject to laws, regulations, and other requirements regarding affiliate transactions, including affiliate pricing rules and public utility commission access to affiliate records. In some cases, regulatory approval may be required from the state utility or public service commission prior to the parties executing a contract.

By agreeing to receive an equity investment from the Racial Equity Capital Fund, you acknowledge and agree that, in the event that your company is deemed to be an affiliate of Exelon Corporation and/or one or more of its operating utilities, you will comply with all rules and regulations regarding affiliate transactions and cooperate fully with any such utility, as may be requested, in compliance with its regulatory obligations. You further agree that when bidding on a utility contract you will provide written e-mail notice to Exelon's Supply organization (through the Director of Diverse Business Empowerment) that your company is a recipient of an equity investment from the Racial Equity Capital Fund for purposes of ensuring compliance with affiliate requirements. You also will provide Supply with a list of your company's directors and officers to assist in assessing the applicability of affiliate rules. Failure to comply with the foregoing conditions may result in your investment application being denied or investment award being rescinded.