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November 12, 2009

Tom Dalzell  
Business Manager  
I.B.E.W. Local 1245  
PO Box 2547  
Vacaville CA 95696


Dear Mr. Dalzell:

This Side Letter Agreement accompanies the Project Labor Agreement between the Northern California Power Agency, the State Building and Construction Trades Council of California, the Building and Construction Trades Council of San Joaquin, Calaveras, and Alpine Counties and the other Unions ("Agreement").

Unless performed by NCPA, the construction of transmission and distribution lines, outside substations, switchyards, and ground grids for the Lodi Energy Center Project will be performed by contractors who are signatory to a collective bargaining agreement with I.B.E.W. Local #1245. The provisions of Article 11, Successorship and Survivability, of the Agreement govern and apply to this Side Letter with respect to any work that is not performed in accordance with this Side Letter. Any jurisdictional dispute between Local #1245 and a Union who is party to the Agreement will be referred to the General Presidents of the Unions involved and the employer for resolution.

Please indicate your concurrence with the foregoing by executing this Side Letter Agreement below.

Northern California Power Agency

By:  11/12/09  
JAMES H. POPE, General Manager

AGREED

I.B.E.W. Local #1245

By:   
Tom Dalzell  
Business Manager