



October 21, 2024

Mr. Steve Kahl
Executive Secretary
North Dakota Public Service Commission
600 East Boulevard Ave., Dept. 408
Bismarck, ND 58505-0408

RE: Case No. PU-13-844, Surety Bond for Decommissioning Plan for Rugby Wind Facility, Pierce County, North Dakota

Dear Mr. Kahl:

Please find enclosed the Decommissioning Surety Bond for the Rugby Wind Facility (Case No. PU-13-844)

Please contact me at 503-318-1707, or Peter.Landoni@avangrid.com should you have any questions with respect to this filing.

Sincerely,

A handwritten signature in blue ink that reads "Peter J. Landoni".

Peter Landoni,
Asset Manager

Enclosures



DECOMMISSIONING SURETY BOND
PUBLIC SERVICE COMMISSION
PUBLIC UTILITY DIVISION

RECEIVED

OCT 28 2024

NORTH DAKOTA

PUBLIC SERVICE COMMISSION

PRINCIPAL	Name Rugby Wind, LLC a subsidiary of Avangrid Renewables, LLC			
	Address 1125 NW Couch St, Ste 700	City Portland	State OR	Zip Code 97209
SURETY	Name Liberty Mutual Insurance Company			
	Address 175 Berkeley Street	City Boston	State MA	Zip Code 02116
Bond Number 019071512	Penal Sum \$12,780,000.00			

We, the above named PRINCIPAL and SURETY, licensed to do business in North Dakota, are bound to the State of North Dakota ("STATE") through the Public Service Commission ("COMMISSION") in the penal sum of Ten Million, Four Hundred Fifty-Four Thousand and 00/100 Dollars (\$12,780,000.00) good and lawful of money of the United States of America to be paid to the COMMISSION. The PRINCIPAL and SURETY, jointly and severally, bind themselves, their heirs, legal representatives, successors, and assigns, under this obligation. This obligation covers decommissioning and reclamation activities and performance requirements under North Dakota Century Code Section 49-02-27 and North Dakota Administrative Code chapter 69-09-09 (together, the "STATUTE").

WHEREAS, the said PRINCIPAL owns and operates Rugby Wind Farm Energy Conversion Facility, Site Certificate No. PU-05-47 located at 7490 32nd Ave NE, Barton ND 58384.

WHEREAS, the said PRINCIPAL is required to provide the COMMISSION financial assurance to secure the decommissioning and remediation obligation pursuant to the STATUTE and wishes to provide this BOND to satisfy the terms of the STATUTE.

NOW, THEREFORE THE CONDITION OF THIS OBLIGATION IS AS FOLLOWS: If the PRINCIPAL faithfully performs decommissioning and remediation of the above listed commercial wind energy conversion facility in accordance with the Decommissioning Plan, the STATUTE, and to the satisfaction of the COMMISSION, then this obligation shall be void; otherwise it shall remain in full force,

PROVIDED, HOWEVER, THAT THIS BOND IS EXECUTED BY THE PRINCIPAL AND SURETY AND ACCEPTED BY THE COMMISSION SUBJECT TO THE FOLLOWING EXPRESS CONDITIONS:

1. The term of this BOND is for 5 years, beginning on 12/3/2024, unless released by the COMMISSION prior thereto or canceled as provided below.
2. The liability of the SURETY shall not be discharged by any payment or succession of payment under this BOND, unless and until such payment shall amount in the aggregate to the penal sum of the BOND but in no event exceed the penal sum of the BOND.
3. The SURETY shall become liable on this bond obligation only when the PRINCIPAL has failed to fulfill the condition described above as determined by the COMMISSION. Upon notification by the COMMISSION that the PRINCIPAL has failed to perform as guaranteed by this BOND, the SURETY shall make prompt payment of the demand of the full amount, or portions thereof, requested by the COMMISSION to be used for decommissioning and remediation of the above listed commercial wind energy conversion facility.
4. No right of action shall accrue under this BOND to or for the use of the benefit of anyone other than the COMMISSION or its successors or assigns. No assignment by the PRINCIPAL shall be effective without the written consent of the SURETY and the COMMISSION.
5. During the term of this BOND, the SURETY shall notify both the COMMISSION and PRINCIPAL by certified mail 120 days before any cancellation of this BOND. If the PRINCIPAL does not establish substitute financial

assurance with written approval from the COMMISSION or receive COMMISSION approval that facility decommissioning and remediation is complete within the 120 days after receipt of a cancellation notice, the BOND may not be cancelled.

6. The SURETY shall give prompt notice to the PRINCIPAL and the COMMISSION of any notice received or action filed alleging the insolvency or bankruptcy of the SURETY, or alleging any violations of regulatory requirements which could result in suspension or revocation of the SURETY's license to do business in North Dakota. If, by reason of bankruptcy, insolvency, or suspension or revocation of its license, the SURETY is unable to fulfill its obligations under the BOND, the SURETY shall immediately give notice to the PRINCIPAL and the COMMISSION.
7. If the PRINCIPAL provides substitute financial assurance as specified by the STATUTE, and obtains the COMMISSION's written approval for such financial assurance, then this obligation shall be null and void, otherwise it is to remain in full force and effect.
8. This instrument must be construed and is subject to the laws of the State of North Dakota. Any action arising out of this instrument or the subject matter hereof must be adjudicated exclusively in the state District Court of Burleigh County, North Dakota. SURETY and PRINCIPAL agree to exclusive jurisdiction of this court and waives any claim of lack of jurisdiction or *forum non conveniens*, or that this instrument or the subject matter hereof may not be enforced in or by such court.
9. The above terms and conditions of this BOND will be deemed accepted or approved by COMMISSION motion. Upon COMMISSION motion accepting or approving this BOND, this instrument is fully executed.

IN WITNESS WHEREOF, said PRINCIPAL and SURETY have caused these presents to be executed in their names and by their seals to be hereunder affixed on this 2nd day of October, 2024.

Bond Number: 019071512

EXECUTION BY PRINCIPAL

By: KA Reed Name: Krish Reed Title: VP & Chief Risk Officer

By: ~~XXXXXXXXXX~~ ^{VOID} Name: Title: ~~XXXX~~

ACKNOWLEDGMENT OF PRINCIPAL

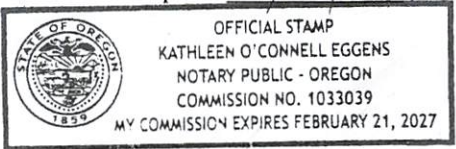
State of Oregon)

County of Multnomah) ss.

On this 10th day of October, 2024, before me personally appeared Krish Reed and ~~XXXXXXXXXX~~, known to me to be the VP & Chief Risk Officer and ~~XXXXXXXXXX~~ of the corporation that is described in and who executed the within instrument, and acknowledge to that such corporation executed the same.

(SEAL) Kathleen O'Connell Eggens
Notary Public

My Commission Expires 02/21/2027



EXECUTION BY SURETY

(SEAL) Nathaniel Jakaitis
By: Nathaniel Jakaitis Name: Nathaniel Jakaitis Title: Attorney-In-Fact
Attorney-in-Fact or Authorized Officer Address: 53 State Street Suite 2201
Boston, Massachusetts 02109

ACKNOWLEDGMENT OF SURETY

State of Illinois
County of Lake ss.

On this 2nd day of October, 2024, before me personally appeared Nathaniel Jakaitis known to me to be Attorney-In-Fact of the corporation that is described in and that executed the written instrument, and acknowledged to me that such corporation executed the same.

(SEAL) R3-P
Roger Paraison, Notary Public

My Commission Expires 03/18/2027



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*Attach a current certified copy of a board resolution or bylaws that authorize those individuals to execute surety bond documents for the principal attorney-in-fact, President, Secretary, or other officer of the Surety Company authorized to sign this document.

** Attach Power of Attorney or other certified authorization.



This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: 8210070-012022

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Bryan Huft, Jane Gilson; Jean Correia; Nathaniel Jakaitis; Tracy Sapere; Theresan E. Rowedder

all of the city of Boston state of MA each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 8th day of May, 2023.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: David M. Carey, Assistant Secretary

State of PENNSYLVANIA ss
County of MONTGOMERY

On this 8th day of May, 2023 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seal
Teresa Pastella, Notary Public
Montgomery County
My commission expires March 28, 2025
Commission number 1128044
Member, Pennsylvania Association of Notaries

By: Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 2nd day of October, 2024.



By: Renee C. Llewellyn, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.