

RESIDENTIAL MARKET PROVIDER AGREEMENT

Efficient Heating & Cooling and Water Heating Programs

The basic goal of the Efficient Heating & Cooling and Water Heating Programs is to increase the market share of high-efficiency equipment in Wisconsin. The programs are a cooperative effort of Wisconsin's Focus on Energy and interested HVAC/Plumbing manufacturers, distributors, contractors, trade organizations, associations, and retailers. Wisconsin Energy Conservation Corporation (WECC) administers the Focus on Energy program and 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. **By signing this agreement, you agree 1) to abide by the rules of the Efficient Heating & Cooling Program and/or Water Heater Program as set forth on the program applications and 2) to offer your customers only those Focus on Energy rewards that are available at the time of installation.**

PLEASE FAX THE COMPLETED AGREEMENT TO 608.249.0339. For questions, contact Focus on Energy at 800.762.7077.

MARKET PROVIDER INFORMATION:	
Contact Name:	Title:
Company Name:	Phone: ()
Address:	Fax: ()
City / State / Zip:	E-mail:
Web site:	
PLEASE INDICATE WHICH BEST DESCRIBES YOUR BUSINESS (CHECK ALL THAT APPLY):	
Business Type <input type="checkbox"/> HVAC Contractor <input type="checkbox"/> Plumbing/Water Heating Contractor <input type="checkbox"/> Other (Please describe):	Services Offered <input type="checkbox"/> Single-Family (1-3 Units) <input type="checkbox"/> Retrofit <input type="checkbox"/> Multi-Family (4+ Units) <input type="checkbox"/> New Construction
PLEASE INDICATE WHICH PROGRAM YOUR BUSINESS WOULD LIKE TO OFFER TO YOUR CUSTOMERS (CHECK ALL THAT APPLY):	
<input type="checkbox"/> Efficient Heating & Cooling (Residential HVAC)	<input type="checkbox"/> Water Heating (Residential)
PLEASE INDICATE THE WISCONSIN COUNTIES IN WHICH YOUR BUSINESS OPERATES (CHECK ALL THAT APPLY):	
<input type="checkbox"/> Adams <input type="checkbox"/> Ashland <input type="checkbox"/> Barron <input type="checkbox"/> Bayfield <input type="checkbox"/> Brown <input type="checkbox"/> Buffalo <input type="checkbox"/> Burnett <input type="checkbox"/> Calumet <input type="checkbox"/> Chippewa <input type="checkbox"/> Clark <input type="checkbox"/> Columbia <input type="checkbox"/> Crawford <input type="checkbox"/> Dane <input type="checkbox"/> Dodge <input type="checkbox"/> Door	<input type="checkbox"/> Douglas <input type="checkbox"/> Dunn <input type="checkbox"/> Eau Claire <input type="checkbox"/> Florence <input type="checkbox"/> Fond du Lac <input type="checkbox"/> Forest <input type="checkbox"/> Grant <input type="checkbox"/> Green <input type="checkbox"/> Green Lake <input type="checkbox"/> Iowa <input type="checkbox"/> Iron <input type="checkbox"/> Jackson <input type="checkbox"/> Jefferson <input type="checkbox"/> Juneau <input type="checkbox"/> Kenosha
<input type="checkbox"/> Kewaunee <input type="checkbox"/> La Crosse <input type="checkbox"/> Lafayette <input type="checkbox"/> Langlade <input type="checkbox"/> Lincoln <input type="checkbox"/> Manitowoc <input type="checkbox"/> Marathon <input type="checkbox"/> Marinette <input type="checkbox"/> Marquette <input type="checkbox"/> Menominee <input type="checkbox"/> Milwaukee <input type="checkbox"/> Monroe <input type="checkbox"/> Oconto <input type="checkbox"/> Oneida <input type="checkbox"/> Outagamie	<input type="checkbox"/> Ozaukee <input type="checkbox"/> Pepin <input type="checkbox"/> Pierce <input type="checkbox"/> Polk <input type="checkbox"/> Portage <input type="checkbox"/> Price <input type="checkbox"/> Racine <input type="checkbox"/> Richland <input type="checkbox"/> Rock <input type="checkbox"/> Rusk <input type="checkbox"/> Saint Croix <input type="checkbox"/> Sauk <input type="checkbox"/> Sawyer <input type="checkbox"/> Shawano <input type="checkbox"/> Sheboygan
<input type="checkbox"/> Taylor <input type="checkbox"/> Trempealeau <input type="checkbox"/> Vernon <input type="checkbox"/> Vilas <input type="checkbox"/> Walworth <input type="checkbox"/> Washburn <input type="checkbox"/> Washington <input type="checkbox"/> Waukesha <input type="checkbox"/> Waupaca <input type="checkbox"/> Waushara <input type="checkbox"/> Winnebago <input type="checkbox"/> Wood	
MARKET PROVIDER SIGNATURE:	
By signing this agreement, the market provider (i.e. HVAC/Plumbing contractor) agrees to abide by the foregoing terms and conditions of the Market Provider Agreement for Efficient Heating & Cooling and Water Heater Market Program(s):	
Signed:	Date:
Printed Name:	Title:

BENEFITS:

Program Support and Information: For program related questions, contact a program representative or call Focus on Energy at 800.762.7077.

Market Provider Directory Listing: Market Providers are listed on the Focus on Energy Web site, focusonenergy.com. Prospective customers can use this directory to search for Market Providers in their area.

Cooperative Advertising: Available to active participating Efficient Heating & Cooling Program contractors. Details can be found at focusonenergy.com/HVAC (go to cooperative advertising). Contact Focus on Energy at 800.762.7077 to find out if your company qualifies for these funds.

Use of the Focus on Energy Name and Logo for Advertising: The Focus on Energy 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 name and logo, and/or promoting your participation with Focus on Energy must be pre-approved by the Focus on Energy Marketing Department. For more information, please call 800.762.7077.

Press Release Assistance: Focus on Energy will provide a press release template announcing participation in the Efficient Heating & Cooling and/or Water Heater Program. This template will allow the market provider to insert their corporate information into the template and release it to their local media. To receive this service, contact the Focus on Energy Marketing Department at 800.762.7077.

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.

Cash-Back Rewards: Residential HVAC Rewards are only available to qualified customers from participating Efficient Heating & Cooling Market Providers. Water heater rewards are available to all qualified customers who install eligible equipment.

TERMS AND CONDITIONS:

Term: This agreement is valid until terminated in writing by either party, and will automatically renew annually until further notification.

Program Requirements: The market provider (i.e. HVAC/plumbing contractor) acknowledges that they have received, read and agree to comply with the program procedures outlined in the Efficient Heating & Cooling Guide including, but not limited to, specific requirements about installation practices, ethics, continuing education, and program activity.

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 this program, Focus on Energy, the State of Wisconsin or WECC.