

6. RFPI Agreement

Notwithstanding any markings to the contrary, all information submitted in response to this RFPI shall be treated as non-confidential.

By signing the Agreement signature block below, proposing subrecipients or other collaborating parties, at any tier, agree to be bound by any terms and conditions of DOE Cooperative Agreement DE-EE0011268 (Cooperative Agreement) determined by USABC LLC to be mandatory flow-down terms. This requirement applies to any subrecipient agreement, cooperative research and development agreement, technology investment agreement, strategic partnerships agreement, or other contractual agreement covering any work to be performed as a part of the Cooperative Agreement. Proposing entities, at any tier, agree that failure to accept terms deemed mandatory by USABC LLC, in its sole and absolute discretion, shall be a basis for the termination of any further discussions pertaining to the issuance of agreements to perform work or receive reimbursement, directly through USABC, or under other agreements, including but not limited to funding under Management and Operating or other contracts with the DOE covering the statement of work under the Cooperative Agreement.

Nothing herein shall obligate USABC LLC or any lower-tier recipient from terminating negotiations or discussions related to any lower-tier award for other business considerations unrelated to the paragraph above.

PROPOSAL TITLE:

AGREED BY:

<i>Signature of Authorized Certifying Official:</i>
<i>Typed or Printed Name and Title of Authorized Certifying Official:</i>
<i>Organization Name:</i>
<i>Date Submitted:</i>

*To execute the RFPI Agreement, please sign and date the completed agreement without any modifications, and submit a PDF copy along with your full application using the submission link provided under the **Active RFPIs** section of the USABC website.*

Reminder: No proposal shall be evaluated by the consortium without the proper execution of the RFPI Agreement.