

GROUND ENERGY SUPPORT, LLC

SERVICE PLAN AGREEMENT

This Service Plan Agreement (SPA) is between Ground Energy Support LLC (GES) and end users of the GxTracker monitoring system. Connecting the GxTracker Gateway to the Site constitutes acceptance of this SPA.

Terms of Service: GxTracker Services are defined in the GxTracker Terms and Conditions of Use (GxTracker TOU). A copy of the GxTracker TOU is available at the GES website (<http://groundenergysupport.com/wp/policies>).

Cost of Service: GxTracker Data Products are provided on a monthly basis. For purchases made prior to December 31, 2016, there will be no monthly fee charged for Data Products for a period of 3 years from date of purchase. After the initial 3-year period, users may continue to use Data Products through a subscription program at a rate of \$120/year. GES reserves the right to offer additional services for fee, but the user is under no obligation to purchase.

Warranty of Continuance of Service: In the event that GES ceases to remain active in the sale of new systems, GES will 1) notify all users of its change in status and 2) continue to support the existing sites for a period of no less than three years from the cessation of new sales. At the end of the three year term, GES may, at its sole discretion, continue to offer services under a new Service Plan Agreement. If services are to be discontinued at the end of the three year period, GES will release the Software under the GPL Open Source License and make reasonable efforts to migrate users to a new platform.