



April 4, 2024

Adam Ensey
Armstrong County Judge
P.O. Box 189
Claude, TX 79019

RE: Statement of Compliance with 312 Agreement – FGE Goodnight I & FGE Goodnight II

Dear Judge Ensey:

Please find this document as notification that the FGE Goodnight I & II project is in compliance with the 6th Amended and Restatement of Tax Abatement, dated August 8, 2022.

The project is operational above the 100MW required in advance of December 31, 2023. Jobs are being added, both temporary construction and permanent positions. The required renditions for taxable assets are being reported to the Armstrong County Appraisal District in advance of the April 15, 2024, filing deadline.

Please feel free to contact our office at any time with questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Daron Fredrickson', with a stylized flourish at the end.

Daron Fredrickson
Partner, Merit Advisors, LLC
Agent for FGE Goodnight I

Cc: Giulia Ribeiro LaCorte – Serena
Thiago de Macedo Lima - Serena
Diego Salgado – Serena