

Amendment to the Agreement for XBID Preliminary Hosting Services

Confidential

Amendment to the Agreement for XBID Preliminary Hosting Services

between

APX Power B.V.

and

APX Commodities Ltd.

and

Belpex NV

and

EPEX Spot SE

and

Nord Pool Spot AS

and

OMI, Polo Español, S.A.

and

Gestore dei Mercati Energetici S.P.A.

and

Deutsche Börse AG

Initial of APX	Initial of APX UK	Initial of Belpex	Initial of EPEX Spot	Initial of NPS	Initial of OMIE	Initial of GME	Initial of DBAG
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Amendment to the Agreement for XBID Preliminary Hosting Services

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This amendment to the Agreement for XBID Preliminary Hosting Services (the "**XBID-SA**") as of **[date]** is made by and between:

On the one hand:

APX Power B.V., a company organised and existing under the laws of the Netherlands, having its registered office at Hoogoorddreef 7, 1101 BA Amsterdam, the Netherlands, and registered with the Commercial Register in Amsterdam under the number 50969390 and VAT n° NL 822972360, hereinafter referred to as "**APX**";

and

APX Commodities Ltd., a company organised and existing under the laws of England and Wales, having its registered office at 18 King William Street, London, England, EC 4N 7BP United Kingdom, and registered with the Companies House in the United Kingdom under the number 03751681 and VAT n° GB 728415527, hereinafter referred to as "**APX UK**";

and

BELPEX NV, a company organised and existing under the laws of Belgium, having its registered office at Boulevard de l'Impératrice 66, 1000 Brussels, Belgium, and registered with Crossroads Bank for Enterprises under the number 874 978 602 (RPR Brussels) and VAT n° BE 0874 978 602, hereinafter referred to as "**Belpex**";

and

EPEX Spot SE, a European Company (Societas Europaea) organised and existing under the laws of France, having its registered office at 5 Boulevard Montmartre, 75002 Paris, France, and registered with Commercial Register in Paris under the number 508 010 501 and VAT n° FR 10508010501, hereinafter referred to as "**EPEX Spot**";

and

Nord Pool Spot AS, a company organised and existing under the laws of Norway, having its registered office at Vollsveien 17 B, 1366 Lysaker, Norway, and registered with Register of Business Enterprises in Norway under the number 984 058 098 and VAT n° 984 058 098 MVA, hereinafter referred to as "**NPS**";

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and

OMI, Polo Español, S.A., a company organised and existing under the laws of Spain, having its registered office at Alfonso XI n° 6, 4a planta, 28014 Madrid, Spain, and registered with Commercial Register in Madrid under section 8, Hoja: M-506799 and VAT n° ESA86025558, hereinafter referred to as "**OMIE**";

and

Gestore dei Mercati Energetici S.P.A., a company organised and existing under the laws of Italy, having its registered office at Viale Maresciallo Pilsudski 122/124, Rome, Italy, and registered in the Companies' Register of Rome under the number RM 953866, under Italian tax code and VAT n° 06208031002, hereinafter referred to as "**GME**";

each of the parties (1) – (7) hereinafter being also individually referred to as the "**PX**" and collectively as the "**PXs**",

and on the other hand:

Deutsche Börse AG, an Aktiengesellschaft (AG) organised and existing under the laws of Germany, having its registered office at Mergenthalerallee 61, 65760 Eschborn, Germany, and registered in the Commercial Register Handelsregister HRB under Nr. 32232 and VAT DE 114151950, hereinafter referred to as "**DBAG**".

Each PX and DBAG hereinafter individually being also referred to as "**Party**", and the PXs and DBAG hereinafter collectively being also referred to as "**Parties**".

Whereas

- (A) The Parties have concluded an Agreement for XBID Preliminary Hosting Services on 22.07.2015.
- (B) Requirements for changes to the Agreement for XBID Preliminary Hosting Services have become apparent in the course of the negotiations of the XBID-DSA Hosting. .

NOW THEREFORE, the Parties agree as follows:

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Section 1 Amendment to Section 8.1

[Redacted text block containing multiple lines of blacked-out content under Section 1]

Section 2 Miscellaneous

[Redacted text block containing two lines of blacked-out content under Section 2]

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SIGNATORY PAGE – APX

for and on behalf of
APX Power B.V.
Name:
Title:
Date:

for and on behalf of
APX Power B.V.
Name:
Title:
Date:

Initial of APX	Initial of APX UK	Initial of Belpex	Initial of EPEX Spot	Initial of NPS	Initial of OMIE	Initial of GME	Initial of DBAG
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SIGNATORY PAGE – APX UK

for and on behalf of
APX Commodities Ltd.
Name:
Title:
Date:

for and on behalf of
APX Commodities Ltd.
Name:
Title:
Date:

Initial of APX	Initial of APX UK	Initial of Belpex	Initial of EPEX Spot	Initial of NPS	Initial of OMIE	Initial of GME	Initial of DBAG
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SIGNATORY PAGE – BELPEX

for and on behalf of
BELPEX NV
Name:
Title:
Date:

for and on behalf of
BELPEX NV
Name:
Title:
Date:

Initial of APX	Initial of APX UK	Initial of Belpex	Initial of EPEX Spot	Initial of NPS	Initial of OMIE	Initial of GME	Initial of DBAG
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SIGNATORY PAGE – EPEX SPOT

_____ for and on behalf of

EPEX SPOT SE

Name:

Title:

Date:

Initial of APX	Initial of APX UK	Initial of Belpex	Initial of EPEX Spot	Initial of NPS	Initial of OMIE	Initial of GME	Initial of DBAG
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SIGNATORY PAGE – NPS

for and on behalf of

Nord Pool Spot AS

Name:

Title:

Date:

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SIGNATORY PAGE – OMIE

for and on behalf of
OMI Polo Espanol S.A.

Name:

Title:

Date:

Initial of APX	Initial of APX UK	Initial of Belpex	Initial of EPEX Spot	Initial of NPS	Initial of OMIE	Initial of GME	Initial of DBAG
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SIGNATORY PAGE – GME

_____ for and on behalf of

Gestore dei Mercati Energetici S.P.A.

Name:

Title:

Date:

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SIGNATORY PAGE – DBAG

for and on behalf of
Deutsche Börse AG
Name:
Title:
Date:

for and on behalf of
Deutsche Börse AG
Name:
Title:
Date:

Initial of APX	Initial of APX UK	Initial of Belpex	Initial of EPEX Spot	Initial of NPS	Initial of OMIE	Initial of GME	Initial of DBAG
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