

**AUTHORIZATION TO PERFORM WORK
OE-34 SOLAR RECALL PROGRAM**

In 2011 Centex Homes (“Centex”) learned of a recall on the SolarSave OE-34 solar panels installed on certain homes built by Centex in Northern California. The recall ultimately requires the installation of a few new components along with testing and potential repair or replacement of some existing components of the solar panel system.

In May 2012, Centex received notification from the Consumer Product Safety Commission (“CPSC”) providing the results of its investigation and review of investigations by others of solar power systems manufactured by Applied Solar, Inc. (formerly Open Energy Corporation) using SolarSave OE-34 solar panels. Unfortunately, additional clarification was needed on the proper repair protocol. After many months of working with the CPSC, SunTech, Eagle Solar, and Sonoran Roofing, Centex is extremely pleased to inform you that the roadblocks to performing the OE-34 solar recall repair have been resolved. With the confirmation of the proper repair protocol for the OE-34 panels, repairs can be performed on the OE-34 units by any licensed repair contractor.

As you may be aware, Suntech initially took responsibility for the OE-34 issues, and even provided utility cost reimbursement until the CPSC investigation could be completed. In late February, however, Suntech denied any responsibility for the recall initiated by the CPSC and stopped all activity related thereto.

Centex does not wish to leave its homeowners without a repair while the ultimate responsibility for the recall is determined between Applied Solar, Open Energy, Eagle Solar, and SunTech. The CPSC has advised that this could be a lengthy process. We believe the top priority should be getting your solar panels operational as soon as possible. As such, Centex, using its roofing subcontractors, will perform the CPSC recommended repair on your OE-34 solar panel system. While Centex’s contribution to the resolution of this issue does not include the utility cost reimbursement that SunTech and/or Applied Solar had been providing, the repair will be done at no cost to you. The repair approved by the CPSC consists of an inspection of the wiring connections under each integrated solar tile on your roof, the installation of a wiring clamshell to secure the wiring, and testing and potential repair or replacement of other components of the solar roofing system (the “CPSC Repair”). We may need access to your panel at any time during repairs and request that you be home during the repair process.

In order to authorize Centex and its subcontractors to complete the CPSC repair, please complete this Authorization, retain one (1) copy for your records and return the other signed copy by email, fax or mail to:

Via e-mail to:
NorCal@Centex.com
Subject: Solar Repair Agreement

Via fax to:
1-800-917-2201

Via postal mail to:
Mike Robertson
Centex Homes
6210 Stoneridge Mall Rd, Suite 500
Pleasanton, CA 94588

The individuals signing below confirm and agree to the following:

1. HOME ADDRESS: _____

2. OWNER: (Owner confirms that the only individual(s) who have an ownership interest in the home are listed below):

Names:

OWNER CONTACT INFORMATION:

Address (if different from the home address indicated above):

Telephone Numbers: Day: _____
Evening: _____
Cell or Mobile: _____

E-mail Address: _____

3. Authorization. Owner requests that his/her home be included in the CPSC Repair Program in accordance with the rights and obligations set forth by this agreement. Owner consents to and authorizes Centex’s subcontractors to inspect the wiring connections under each integrated solar tile on your roof, install a wiring clamshell to secure the wiring, and perform any other repairs or replacements outlined in the CPSC Repair, and confirms that Owner has the right and authority to make decisions with regard to the home, including the decision to participate in the CPSC Repair.

4. Release. In consideration of completion of the CPSC Repair owner releases and fully discharges Centex Homes from any and all liabilities, claims, causes of action, or damages of whatever nature, character, type or description, which Owner may have or may incur in the future, arising out of, or in any way connected with component parts, being replaced/added under the CPSC Repair. This release is not effective until the CPSC Repair has been fully and finally completed.

Owner acknowledges and agrees that this Release constitutes a full and final resolution of the CPSC Repair, and hereby waive all rights and benefits they may have now or in the future under Section 1542 of the Civil Code of the State of California, which provides:

A general release does not extend to claims which the creditor does not know or suspect to exist in his favor at the time of executing the release, which if known to him must have materially affected his settlement with the debtor.

This Release does not apply to any claim arising from or related to other deficiencies in the Home that may arise in the future. Likewise, the Release does not apply to Open Energy, Applied Solar, or SunTech's liability, if any, for its utility cost reimbursement.

5. Assignment of Rights. Owner assigns to Centex, all rights he/she has with respect to the CPSC Repair, including any rights which Owner may have against any Released Person which may not be fully released or extinguished by this agreement. Owner shall sign any documentation reasonably necessary to confirm or acknowledge such assignment of rights to Centex.

The individual(s) signing below confirm their agreement to accept the rights and benefits of the CPSC Repair and to be bound by the obligations and release of claims, as set forth above in this letter agreement.

OWNER:

CENTEX:

x _____
Signature

By: _____

Its: _____

Name: _____
(Please Print)

Date: _____

Date: _____

x _____
Signature

Name: _____
(Please Print)

Date: _____