

Exhibit A - Peak Data Sharing Review Process

The following Peak Data Sharing Review Process will be used to review requests to Peak for Covered Data by Data Requestors. Peak will dedicate a section of its website to the provision of data request information, including information about applications processed under the Peak Data Sharing Review Process and specific information regarding pending data requests.

I. Initial Review.

- A. Required Documentation. To facilitate data requests, Data Requestors will be required to submit the following documentation:
1. Description of the Data Requestor, including corporate structure, financial backing, directors and officers, and length of time in operation.
 2. Identification and contact information of an authorized representative to engage in discussions.
 3. Type, periodicity and timeframe of the Requested Data.
 4. Intended use of the Requested Data.
 5. Description of planned analysis, research, or other evaluation of Requested Data, if applicable.
 6. Intended sharing or distribution, including publications, products or services expected to be offered, or other public or third party disclosures and the type of data to be shared, to the extent known or anticipated at the time of making the request.
 7. Categories of data to be shared, such as aggregated data, summaries, analysis or Derived Information, raw data or other appropriate descriptions of data categories, to the extent known or anticipated at the time of making the request.
 8. Identified or anticipated reliability or operational benefits to the BES of the intended use and any disclosures.
 9. Identified or anticipated impacts on electric market competitiveness.
 10. Acknowledgement and, if appropriate, supporting documentation to establish that the intended uses are consistent with the FERC Standards of Conduct.

11. For Critical Data and Sensitive Data requests, acknowledgement that the Data Requestor is willing to execute the Peak Data Licensing Agreement that is posted on the Peak website.
 12. For Critical Data and Sensitive Data requests, a completed Cyber Security Checklist. While the form of Cyber Security Checklist will be posted on Peak's website, to protect security, the Data Requestor's completed Cyber Security Checklist will not be posted.
 13. For Critical Data and Sensitive Data requests, a certificate of insurance with the following coverage limits: cyber liability insurance of at least \$2,000,000 per occurrence and \$2,000,000 in the annual aggregate and general liability insurance of at least \$1,000,000 per occurrence and \$1,000,000 in the annual aggregate.
- B. Application Fee. Data Requestors will be required to submit an initial non-refundable application fee, as established by Peak, before any data request is considered.
- C. Peak's Review. Peak will determine the category of data being requested, the validity of the request, and the viability of the Data Requestor, based upon:
1. Whether the Requested Data is Restricted Data, Critical Data, Sensitive Data, Non-Sensitive Data, or Public Data.
 2. Whether all required documentation is complete and sufficient.
 3. Whether application fees have been paid.
 4. For requests for Critical Data or Sensitive Data, whether Data Requestor has demonstrated sufficient cyber security controls by at least one of the following:
 - a. Demonstrating controls through the Cyber Security Checklist;
 - b. Demonstrating previous research for the National Security Agency, Department of Defense or Department of Energy related to national security, with its security clearances still in force; or
 - c. Demonstrating that Data Requestor has met all current NERC cyber security requirements.

5. If the data request is for real-time data, whether Data Requestor has either:
 - a. Demonstrated using historical data that their intended use has potential reliability benefits; or
 - b. Demonstrated that historical data cannot be used to prove the concept of their intended use.
 6. Whether to Peak's knowledge, Requested Data is not related to an ongoing event investigation conducted by a Compliance Enforcement Authority.
 7. Whether Data Requestor has had no previous breaches of data provided by Peak or has remediated the cause of previous breaches.
 8. Whether a Data Requestor agrees that it shall not use data obtained from Peak as a basis for any claim, regulatory, or legal action against the Original Data Provider.
- D. If the Data Requestor seeks data from multiple data categories, each type of data will be analyzed based on criteria for the appropriate data category.
- E. If the Data Requestor does not meet the requirements set forth in the initial review process in Section I, Peak will deny the request. In addition, Peak may deny the request if the data request includes data that is related to an ongoing event investigation conducted by a Compliance Enforcement Authority. A data request may be approved in whole or in part.
- F. If Peak determines that the requirements of the initial review process are met, Peak will provide the Data Requestor with an estimate of the resources necessary to meet the request, including time and costs ("Data Collection Fee"). This Data Collection Fee will be charged to the Data Requestor if the data request is granted. Any excess amount of the Data Collection Fee that is not used by Peak to meet the data request will be refunded to the Data Requestor.
- G. Peak reserves the right to delay or deny data requests if providing the data would require substantial resources to create an undue burden on Peak or its operations. In the case of such delay or denial, Peak will notify the Data Requestor and post a written explanation for the delay or denial on its website. If delayed, Peak will provide an estimated date when

resources are expected to become available. A Data Requestor may appeal to the Peak Board of Directors for reconsideration of Peak's denial of a data request due to resource constraints.

II. Notice and Comment.

A. Notice.

Following Peak's review, Peak will notify the designated representative of all Parties by email and post the data request on the Peak website. By making this posting, Peak is acknowledging that the Data Requestor has successfully completed the initial review process, however, this does not necessarily constitute an endorsement by Peak. The posting will include all information described in the initial review process, including Peak's estimated Data Collection Fee.

B. Comments and Objections.

Original Data Providers or other stakeholders will have thirty (30) calendar days to comment on the data request. Commenters may request a fourteen (14) day extension to reply. Peak shall grant such request.

Comments should include:

1. Objections to the data request or Peak's categorization of the Requested Data;
2. The specific rationale for any objections, such as reliability, security or use (such as electric market competitiveness) reasons; and
3. Any reduced data set that would be acceptable, given the objections.

All comments will be posted on the Peak website.

C. Review of Comments and Data Sharing Determination.

1. In anticipation of potential objections to the data request or categorization of data, concurrent with the posting of the data request, Peak will convene a Data Sharing Review Group ("DSRG") as described below and organize a meeting to be held promptly after the closing of the thirty (30) day comment period.
2. If no objections (including the rationale for the objection) are received from affected Original Data Providers within the thirty (30) day comment period, the DSRG will be disbanded and Peak may

approve or deny the request consistent with the requirements noted in Section III below.

3. If objections (including the rationale for the objection) are received from affected Original Data Providers within the thirty (30) day comment period, Peak will proceed as outlined in Section III below for the respective data category.
4. Upon final determination regarding the release of data, Peak will notify the Data Requestor and affected Parties of the final decision and rationale by email and posting on Peak's website.

III. Data Categories.

A. Data Category Information.

1. The specific types of data that constitute each data category are defined in the Peak data category table available on Peak's website. This table may be changed from time to time as follows:
 - a. Peak or any Peak member may propose a change in the type of data in the data category table by providing the basis for its proposal in writing. The DSRG will validate the rationale of any proposed change in accordance with the voting process for the DSRG.
 - b. Peak will post on its website any DSRG validated proposed changes.
 - c. Peak will email the notice of the website posting to the designated representative of each Party.
 - d. There will be a thirty (30) day objection period.
 - e. The proposed change will be effective at the end of the objection period provided the changes are not objected to by a majority of the Parties that existed on the day notice was provided.
 - f. Should there be an appeal, the Appeal Section of Exhibit A – Peak Data Sharing Review Process to the Universal Data Sharing Agreement shall be used.

B. Restricted Data.

Restricted Data will only be shared with a Party to this Agreement. If Peak receives a request from a Data Requestor for Restricted Data, it will be immediately denied.

C. Critical Data.

For Critical Data, if Peak receives any objections to the data request from an affected Original Data Provider, Peak may either deny the request or work with the objecting Original Data Provider to determine whether any resolution can be reached, including modification of the data request. If no resolution can be reached, the Critical Data from the objecting Original Data Provider shall not be shared with the Data Requestor.

D. Sensitive Data.

For Sensitive Data, if affected Original Data Providers object to the sharing of Sensitive Data, and the objection(s) cannot be resolved through mutual agreement, the DSRG will be convened, as described in Section IV below.

E. Non-Sensitive Data.

For Non-Sensitive Data, if Peak receives any objections from affected Original Data Providers, Peak may at its discretion approve or deny the request in part or in whole; approve the request; or work with the objecting Original Data Providers to determine whether any resolution can be reached, including modification of the data request. Peak will make its decision regarding the sharing of Non-Sensitive Data with the goal of enabling sharing, absent potential adverse impacts if the requested Non-Sensitive Data is shared. Peak has the discretion to post Non-Sensitive Data on its website.

F. Public Data.

Peak may deny or implement the request for Public Data at its discretion.

IV. Data Sharing Review Group.

A. Purpose.

The purpose of the DSRG is: (i) to review objections to data categorization or (ii) to review objections to data requests for Sensitive Data where the objection cannot be resolved through mutual agreement of Peak, the Data Requestor, and the objecting affected Original Data Provider(s).

B. Composition of the DSRG.

The DSRG, of whom all are voting members, will consist of:

1. One (1) representative from Peak who will facilitate the DSRG process;
2. Two (2) representatives from Class 1 members, as defined in Peak's Bylaws;
3. Two (2) representatives from Class 2 members, as defined in Peak's Bylaws;
4. One (1) representative from Class 3 members, as defined in Peak's Bylaws;
5. One (1) representative from Class 4 members, as defined in Peak's Bylaws; and
6. One (1) representative from Class 5 members, as defined in Peak's Bylaws.

C. DSRG Pool.

Member Advisory Committee ("MAC") class representatives will select a pool of representatives for their class on a periodic basis, with no more than one representative for any member in their respective pool. The process to establish the pools shall take into consideration allowance for staggered terms on the pools to ensure a level of knowledge is maintained while not overburdening any one representative. No representative from the pool may be chosen if selecting the representative would create an actual or apparent conflict of interest.

D. DSRG Process.

1. Within thirty (30) calendar days of initiation of the DSRG, Peak will hold a meeting either in person or telephonically.
2. The DSRG will meet, in consultation with the Data Requestor, to review the data request and the objections raised by the affected Original Data Providers to determine if a compromise solution can be determined that meets the Data Requestor's needs and addresses the affected Original Data Providers' concerns. The DSRG will consider comments filed and facts presented.

3. Affected Original Data Providers and the Data Requestor will have the opportunity to present their positions to the DSRG either in writing or in person, at the discretion of the DSRG.
4. Approval by six (6) of the eight (8) DSRG members is required for the data to be released.
5. The DSRG will conduct its business in an open and transparent manner. It is recognized that confidential sessions of the DSRG may be needed to protect data confidentiality and such confidential sessions will be used only where strictly necessary.
6. All decisions of the DSRG will be reported to the public by posting on the Peak website. Peak will provide email notification of the decision to the Data Requestor and the affected Original Data Provider(s).

V. Appeals.

A. Basis of Appeal.

A decision (i) whether Requested Data should be shared, or (ii) whether the categorization of the Requested Data was appropriate can be appealed. The appealing party must be able to reasonably support an assertion of error in process or fact.

B. Parties to an Appeal.

A Data Requestor or an affected Original Data Provider has a right to appeal a decision by Peak or the DSRG.

C. Appeals Process.

To appeal an adverse decision, the petitioner (either Data Requestors or affected Original Data Providers) must submit an appeal request in writing within thirty (30) calendar days of a decision posted on Peak's website. Responders will have thirty (30) calendar days to submit a response.

Upon receipt of the appeal request, Peak will submit the appeal request to the Data Request Appeal Panel ("Panel"). If a Data Requestor and one or more affected Original Data Providers appeal a decision regarding the same data request, the Panel shall consolidate the appeals.

D. Cost of Appeal.

The non-prevailing Party will pay Peak's cost associated with the appeals process.

E. Data Request Appeal Panel.

The Panel will consist of:

1. One (1) representative selected by the affected Original Data Providers.
 - a. The Original Data Provider representative will be drawn from a pool established on a periodic basis by the Class 1 and 2 MAC representatives.
 - b. The Panel representative shall not have served on any DSRG that reviewed the data request under appeal and shall hold a senior management level position at an Original Data Provider who is not appealing an approval or modification over their objection.
 - c. The process to establish the pool shall take into consideration allowance for staggered terms on the pool to ensure a level of knowledge is maintained while not overburdening any one representative.
2. One (1) Peak representative. The representative:
 - a. Shall not have been involved in any Peak decisions to deny or modify the data request;
 - b. Shall not have served on any DSRG that reviewed the data request under appeal; and
 - c. Shall hold a senior management level position at Peak.
3. One (1) representative selected from a senior management member of either a Class 3, 4, or 5 Peak member entity. Classes 3, 4, and 5 MAC representatives will identify a pool of candidates to serve as Panel representatives.

No representative shall be chosen if selecting the representative would create a conflict of interest.

F. Panel Determination.

1. The Panel shall consult with the Data Requestor, affected Original Data Providers, and Peak to determine whether there was either substantive or procedural error, that is, whether the determination made regarding the data request was acceptable or whether Peak or the DSRG materially failed to follow the Peak Data Sharing Review Process set forth in this Exhibit A.
2. A unanimous decision of the Panel is required to change any decision of the DSRG. If a unanimous decision cannot be reached, then the appeal will be denied. The Panel's decision is final.
3. The Panel will conduct its business in an open and transparent manner. It is recognized that confidential sessions of the Panel may be needed to protect data confidentiality in limited circumstances. All decisions of the Panel will be reported in public and posted on the Peak website.
4. If the Panel determines that a material failure to follow the Peak Data Sharing Review Process has occurred, Peak will initiate a new process to review the request, as appropriate, including a new selection from each pool of MAC representatives.