

EXHIBIT D

SECOND ALTERNATIVE STATEMENT OF COMMITMENT

The Bidder hereby represents that if it submits any bid price proposal(s) in response to the Maine Public Utilities Commission (MPUC) current RFB, such bid price proposal(s), subject to its (their) terms and conditions, will be a firm offer to provide Standard Offer Service: (1) in accordance with Maine law and regulations and, except as set forth herein, the provisions of the RFB; (2) at the prices and for the amounts and term lengths specified on the Bidder's Bid Price Proposal Sheets submitted; and (3) subject only to contingencies and conditions specified by Bidder in its proposal(s). Bidder further represents that its proposal will remain open for the day on which it is submitted.

The Bidder hereby represents that, if designated a standard offer provider by the MPUC, Bidder will, subject to the terms and conditions of its proposal(s) accept, abide by and fulfill all applicable obligations and terms and conditions of Maine law and regulations, and all applicable obligations, requirements, terms, and, except as set forth herein, conditions stated in the RFB and the Standard Offer Provider Standard Service Agreements entered into with the applicable T&D utilities (the "SOP Agreements"), and that Bidder will submit to the jurisdiction of the courts of the State of Maine and the MPUC in matters related to the provision of Standard Offer Service, and that Bidder agrees that all legal proceedings relating to Bidder's provision of Standard Offer Service will be conducted before Maine courts or the MPUC. Bidder further represents that, if designated a Standard Offer provider by the MPUC, Bidder will provide standard offer service in the amounts, for the term lengths, and at the prices specified in its proposal throughout the term of service except that Bidder's obligation to provide standard offer service may terminate upon the happening of any contingency (for which termination is a consequence) set forth in the Bidder's proposal or at the Bidder's option if the necessary SOP Agreements become ineffective or if the MPUC promulgates, enacts or amends any rules or regulations or otherwise causes any changes to occur which materially affect the Bidder's ability to provide Standard Offer Service including but not limited to material impact on the cost to the Bidder of providing such service, provided that the Bidder, after being notified by the Commission in a timely fashion by a Notice of Rulemaking or Notice of Proceeding sent directly to Bidder, informs the MPUC within the comment period provided for in said Notice of Rulemaking or Notice of Proceeding pursuant to MPUC procedures that a matter under consideration would have a material affect on the Bidder's ability to provide Standard Offer Service.

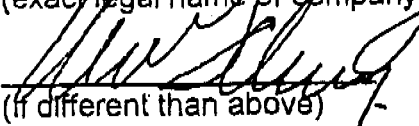
The Bidder hereby certifies that all of the statements and representations made in its proposal are true to the best of Bidder's knowledge and belief.

This Statement of Commitment shall supercede and replace the previous Statement of Commitment signed by Bidder and submitted to the MPUC.

Company submitting proposal

Select Energy Inc.
(exact legal name of company)

Bidder Name:


(if different than above)

Signature of Officer of Bidder:

William W. Schivley

Officer Title:

President-Select Energy

Date Signed:

December 15, 2004

CONFIDENTIAL

STATEMENT OF COMMITMENT

The Bidder hereby represents that if it submits any bid price proposal(s) in response to this Maine Public Utilities Commission RFP (RFP), such bid price proposal(s) are a firm offer to provide standard offer service: (1) in accordance with Maine law and regulations and the provisions of the RFP; (2) at the prices and for the amounts and term lengths specified in the Bid Price Proposal Sheets submitted by Bidder; and (3) subject only to the contingencies and conditions agreed upon between Bidder and the Maine Public Utilities Commission.

The Bidder hereby represents that, if designated a standard offer provider by the Commission, Bidder will accept, abide by and fulfill all applicable obligations and terms and conditions of Maine law and regulations, and all applicable obligations, requirements, terms and conditions stated in the RFP, and that Bidder will submit to the jurisdiction of the courts of the State of Maine and the Maine Public Utilities Commission in matters relating to the provision of standard offer service, and that Bidder agrees that all legal proceedings relating to the Bidder's provision of standard offer service shall be conducted before Maine courts or the Commission. Bidder further represents that, if designated a standard offer provider by the Commission on or before the close of business on the date on which Bidder's firm price proposal is submitted to the Commission, Bidder will provide standard offer service in the amounts, for the term lengths, and at the prices specified in its firm price proposal throughout the term of service.

The Bidder hereby certifies that all of the statements and representations made in its proposal are true to the best of the Bidder's knowledge and belief.

Company submitting proposal: Constellation Energy Commodities Group
Maine, LLC

Bidder Name: Constellation Energy Commodities Group
Maine, LLC

Signature of an Officer of Bidder:



Print or type name of Officer above:

Peter A. Jenson

Officer Title:

Treasurer

Date Signed:

December 15, 2004

LEGAL REVIEW