

## Results of Electronic Ballot of RESNET Board of Directors on Authorizing the RESNET Executive Director to Enter Into a Memorandum of Understanding with Summit Custom Homes June 15, 2011

***Shall the RESNET Board of Directors authorize the RESNET executive director to enter into the Memorandum of Understanding with Summit Custom Homes, LLC?***

Yes (18)

No (0)

Abstain (0)

Not Voting (0)

Ben Adams  
Dave Bell  
Steve Byers  
Dennis Creech  
Brett Dillon  
Charles Eley  
Philip Fairey  
David Goldstein  
Andy Gordon  
Mark Jansen  
Lee O'Neal  
Bill Prindle  
Javier Ruiz  
Eurihea Speciale  
Orlo Stitt  
Greg Thomas  
Daran Wastchak  
Barb Yankie

The RESNET executive director was authorized to enter into the Memorandum of Understanding with Summit Custom Homes.

## Attachment A



# MEMORANDUM OF UNDERSTANDING

Between

**Summit Custom Homes, LLC**

and

**Residential Energy Services Network, Inc.**

### 1.0 Purpose

Summit Custom Homes, LLC and the Residential Energy Services Network (RESNET) enters into this Memorandum of Understanding (MOU) in order to promote the construction of energy efficient homes.

### 2.0 Goal of Agreement

The goal of this Memorandum of Understanding is to show consumers the value of a new home verses existing homes and, by labeling homes with a Home Energy Rating System Index (HERS).

It is the current intent of Summit Custom Homes, LLC, under this agreement, to market the HERS Index on all homes in new projects.

The intent of this agreement is to raise consumers' knowledge of new home performance using the HERS Index.

It is expected that this agreement will serve as a model to other production builders that would have positive outcomes for consumers, RESNET and the new home industry.

### 3.0 Terms and Conditions of the MOU

The intent of this agreement is that Summit Custom Homes, LLC will provide an energy label on every home that Summit Custom Homes, LLC builds in new projects. The energy label will contain the RESNET HERS Index. Summit Custom Homes, LLC's current HERS label is attached in Attachment A.

3.1 All homes constructed by Summit Custom Homes, LLC will be tested and inspected by a RESNET rater following RESNET's standards, and provided with a HERS Index produced by a RESNET accredited rating software program.

### 4.0 Administration of the Agreement

4.1 Each **organization** agrees to identify a contact person(s) to monitor and assess implementation and application of the agreement within their **organization** and to address inquiries, disputes or questions arising from the implementation of the agreement.

4.2 Each **organization** agrees that this agreement is a dynamic and evolving instrument that may be amended with the consent of both **organizations**. The **organizations** agree to initiate periodic reviews of this agreement every year after 2011, and the operation of the agreement when such request is made by one of the organizations.

4.3 This memorandum of understanding shall be for an initial term expiring December 31, 2011. Thereafter this memorandum of understanding shall renew annually. Either **organization** may terminate this memorandum of understanding by giving the other party at least sixty (60) days prior written notice of such termination. Termination may be without cause and the neither party shall have any liability to the other as a result of such termination.

Signature of Organizations

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Zalman M. Kohen, Vice President & General Manager  
Summit Custom Homes, LLC

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Date

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Steve Baden, Executive Director  
RESNET

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Date

Attachment A

