

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
PUBLIC UTILITIES COMMISSION

IN RE: APPLICATION FOR STANDARD CERTIFICATION : DOCKET NO. 3856  
AS ELIGIBLE RENEWABLE ENERGY RESOURCE :  
FILED BY WARE RIVER POWER INC. :

**ORDER REVISING NEW AND EXISTING GENERATION PERCENTAGES**

WHEREAS, On July 24, 2007, Ware River Power, Inc. (Company), filed with the Rhode Island Public Utilities Commission (PUC) an application seeking certification for the Pioneer Hydro Electric Company, Inc. Generation Unit, a 1.6 MW small hydro energy generation unit located in Ware, Massachusetts, as capable of producing as both an eligible New and Existing Renewable Energy Resource in accordance with PUC's Rules and Regulations Governing the Implementation of a Renewable Energy Standard (RES Rules) and R.I. Gen Laws § 39-26-1<sup>1</sup>; and

WHEREAS, Effective October 30, 2007, the PUC approved the Pioneer Hydro Electric Company Inc. Generation Unit as meeting the requirements for eligibility as both a New and Existing, Small Hydro Renewable Energy Resource with 49.6% designated eligible as an Existing Generating Unit<sup>2</sup> and 50.4% designated eligible as a New Generating Unit<sup>3</sup>; and

WHEREAS, On January 28, 2013, pursuant to Section 6.3 of the RES Rules, the PUC issued a request to Ware River Power, Inc. for assistance in verifying the calculation of percent New and Existing allocations, and revising them if necessary; and

WHEREAS, On March 17, 2014, the Company filed an application for re-certification for the Pioneer Hydro Electric Company, Inc. Generation Unit as a 41%

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<sup>1</sup> The authorized representative of Pioneer Hydro Electric Company Inc. Generation Unit is identified as Lukas W. Wright, CEO and Treasurer, Ware River Power, PO Box 512, Allen Drive, Barre, MA 01005, 978-355-4575, [wareriverpower@aol.com](mailto:wareriverpower@aol.com).

<sup>2</sup> Order No. 19120 issued November 2, 2007 assigning Unique Certification Number RI-3856-E07.

<sup>3</sup> Order No. 19121 issued November 2, 2007 assigning Unique Certification Number RI-3856-N07.

Rhode Island New Renewable Energy Resource and a 59% Rhode Island Existing Renewable Energy Resource; and

WHEREAS, On March 21, 2014, following discussions with the PUC's application review consultant, and review of proposed revisions to the previously approved New and Existing allocation percentages for the Pioneer Hydro Electric Company Inc. Generation Unit, the Company requested PUC approval of a revised certification of the Pioneer Hydro Electric Company Inc. Generation Unit as a 41% Rhode Island New Renewable Energy Resource and 59% Rhode Island Existing Renewable Energy Resource, a change from 50.4% and 49.6% respectively; and

WHEREAS, On March 24, 2014, the PUC's consultant submitted a Memorandum to the PUC explaining the review process and providing documentation to support the recommended changes to the allocations; and

WHEREAS, After examination, the PUC is of the opinion that the revised percentage New and Existing allocations are accurate, reasonable and in compliance with the RES Regulations, and hereby grants these changes to become effective for the NEPOOL GIS 2014 Compliance Year; and

WHEREAS, The PUC's determination in this docket is based on the information submitted by the Company and the PUC may reverse its ruling or revoke the Company's certification if any material information provided by the Company proves to be false or misleading.

Accordingly, it is

(21408) ORDERED:

1) Effective for the NEPOOL GIS 2014 Compliance Year, the percentage New allocation of monthly generation from the Pioneer Hydro Electric Company Inc. Generation Unit shall be changed from 50.4% to 41%.

2) That effective for the NEPOOL GIS 2014 Compliance Year, the percentage Existing allocation of monthly generation from the Pioneer Hydro Electric Company Inc. Generation Unit shall be changed from 49.6% to 59%.

3) Although the PUC will rely upon the NEPOOL GIS for verification of production of energy from the Company's Generation Unit certified as eligible in this Order, the Company will provide information and access as necessary to the PUC, or persons acting at its behest, to conduct audits or site visits to assist in verification of continued eligibility for and compliance with Rhode Island RES Certification at any time at the PUCs' discretion.

4) The Company shall notify the PUC in the event of a change in the facility's eligibility status.

EFFECTIVE AT WARWICK, RHODE ISLAND ON MARCH 27, 2014  
PURSUANT TO AN OPEN MEETING DECISION. WRITTEN ORDER ISSUED  
MARCH 27, 2014.

PUBLIC UTILITIES COMMISSION

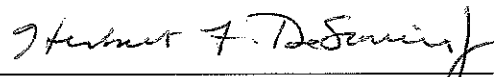




Margaret E. Curran, Chairperson



Paul J. Roberti, Commissioner



Herbert F. DeSimone, Commissioner

**NOTICE OF RIGHT OF APPEAL:** Pursuant to R.I. Gen. Laws § 39-5-1, any person aggrieved by a decision or order of the PUC may, within seven days (7) from the date of the order, petition the Supreme Court for a Writ of Certiorari to review the legality and reasonableness of the decision or order.