



May 2, 2013

Rhode Island Public Utilities Commission

Attn: Luly E. Massaro, Commission Clerk

89 Jefferson Blvd

Warwick, RI 02888

To Lucy Massaro, Commission Clerk, RI PUC

Please find attached the Renewable Energy Resources Eligibility Form for the Howard Wind Farm. This application and required appendices has been e-mailed to res@puc.state.ri.us and to the recipients listed on the Services List as of today, May 2, 2013. I look forward to working with you to complete the certification of the Howard Wind Farm in Rhode Island.

Regards,

Katie Bellezza

Howard Wind LLC

RIPUC Use Only

Date Application Received: ___/___/___
Date Review Completed: ___/___/___
Date Commission Action: ___/___/___
Date Commission Approved: ___/___/___

GIS Certification #:

RENEWABLE ENERGY RESOURCES ELIGIBILITY FORM

**The Standard Application Form
Required of all Applicants for Certification of Eligibility of Renewable Energy Resource
(Version 8 – December 5, 2012)**

**STATE OF RHODE ISLAND PUBLIC UTILITIES COMMISSION
Pursuant to the Renewable Energy Act
Section 39-26-1 et. seq. of the General Laws of Rhode Island**

NOTICE:

When completing this Renewable Energy Resources Eligibility Form and any applicable Appendices, please refer to the State of Rhode Island and Providence Plantations Public Utilities Commission Rules and Regulations Governing the Implementation of a Renewable Energy Standard (RES Regulations, Effective Date: January 1, 2006), and the associated RES Certification Filing Methodology Guide. All applicable regulations, procedures and guidelines are available on the Commission's web site: www.ripuc.org/utilityinfo/res.html. Also, all filings must be in conformance with the Commission's Rules of Practice and Procedure, in particular, Rule 1.5, or its successor regulation, entitled "Formal Requirements as to Filings."

- Please complete the Renewable Energy Resources Eligibility Form and Appendices using a typewriter or black ink.
- Please submit one original and three copies of the completed Application Form, applicable Appendices and all supporting documentation to the Commission at the following address:
Rhode Island Public Utilities Commission
Attn: Luly E. Massaro, Commission Clerk
89 Jefferson Blvd
Warwick, RI 02888

In addition to the paper copies, electronic/email submittals are required under Commission regulations. Such electronic submittals should be sent to res@puc.state.ri.us.

- In addition to filing with the Commission, Applicants are required to send, electronically or electronically and in paper format, a copy of the completed Application including all attachments and supporting documentation, to the Division of Public Utilities and Carriers and to all interested parties. A list of interested parties can be obtained from the Commission's website at www.ripuc.org/utilityinfo/res.html.
- Keep a copy of the completed Application for your records.
- The Commission will notify the Authorized Representative if the Application is incomplete.
- Pursuant to Section 6.0 of the RES Regulations, the Commission shall provide a thirty (30) day period for public comment following posting of any administratively complete Application.
- Please note that all information submitted on or attached to the Application is considered to be a public record unless the Commission agrees to deem some portion of the application confidential after consideration under section 1.2(g) of the Commission's Rules of Practice and Procedure.
- In accordance with Section 6.2 of the RES Regulations, the Commission will provide prospective reviews for Applicants seeking a preliminary determination as to whether a facility would be eligible prior to the formal certification process described in Section 6.1 of the RES Regulations. Please note that space is provided on the Form for applicant to designate the type of review being requested.
- Questions related to this Renewable Energy Resources Eligibility Form should be submitted in writing, preferably via email and directed to: Luly E. Massaro, Commission Clerk at res@puc.state.ri.us.

SECTION I: Identification Information

1.1 Name of Generation Unit (sufficient for full and unique identification):

Howard Wind Farm

1.2 Type of Certification being requested (check one):

Standard Certification Prospective Certification (Declaratory Judgment)

1.3 This Application includes: (Check all that apply)¹

APPENDIX A: Authorized Representative Certification for Individual Owner or Operator

APPENDIX B: Authorized Representative Certification for Non-Corporate Entities Other Than Individuals

APPENDIX C: Existing Renewable Energy Resources

APPENDIX D: Special Provisions for Aggregators of Customer-sited or Off-grid Generation Facilities

APPENDIX E: Special Provisions for a Generation Unit Located in a Control Area Adjacent to NEPOOL

APPENDIX F: Fuel Source Plan for Eligible Biomass Fuels

1.4 Primary Contact Person name and title: Katie Bellezza, Marketing Manager

1.5 Primary Contact Person address and contact information:

Address: 24 W. 40th St., 12th floor

New York, NY 10018

Phone: (646) 442-9103

Fax: (412) 578-9757

Email: kbellezza@everpower.com

1.6 Backup Contact Person name and title: Olivia Merich, Back Office Lead

1.7 Backup Contact Person address and contact information:

Address: 1251 Waterfront Pl., 3rd Floor

Pittsburgh, PA 15222

Phone: (412) 253-9407

Fax: (412) 578-9757

Email: omerich@everpower.com

¹ Please note that all Applicants are required to complete the Renewable Energy Resources Eligibility Standard Application Form and all of the Appendices that apply to the Generation Unit or Owner or Operator that is the subject of this Form. Please omit Appendices that do not apply.

1.8 Name and Title of Authorized Representative (*i.e.*, the individual responsible for certifying the accuracy of all information contained in this form and associated appendices, and whose signature will appear on the application): George Henderson, Chief Commercial Officer _____

Appendix A or B (as appropriate) completed and attached? Yes No N/A

1.9 Authorized Representative address and contact information:

Address: 24 W. 40th St., 12th floor _____

New York, NY 10018 _____

Phone: (646) 442-9101 _____

Fax: (412) 578-9757 _____

Email: ghenderson@everpower.com _____

1.10 Owner name and title: Howard Wind LLC _____

1.11 Owner address and contact information:

Address: 1251 Waterfront Pl., 3rd Floor _____

Pittsburgh, PA 15222 _____

Phone: (412) 253-9400 _____

Fax: (412) 578-9757 _____

Email: kbellezza@everpower.com _____

1.12 Owner business organization type (check one):

Individual

Partnership

Corporation

Other: LLC _____

1.13 Operator name and title: Howard Wind LLC _____

1.14 Operator address and contact information:

Address: 1251 Waterfront Pl., 3rd Floor _____

Pittsburgh, PA 15222 _____

Phone: (412) 253-9400 _____

Fax: (412) 578-9757 _____

Email: kbellezza@everpower.com _____

1.15 Operator business organization type (check one):

Individual

Partnership

Corporation

Other: LLC _____

SECTION II: Generation Unit Information, Fuels, Energy Resources and Technologies

- 2.1 ISO-NE Generation Unit Asset Identification Number or NEPOOL GIS Identification Number (either or both as applicable): GIS Unit ID 36671 Import ID NY323690
- 2.2 Generation Unit Nameplate Capacity: 55.35 MW
- 2.3 Maximum Demonstrated Capacity: 55.35 MW
- 2.4 Please indicate which of the following Eligible Renewable Energy Resources are used by the Generation Unit: (Check ALL that apply) – *per RES Regulations Section 5.0*
 - Direct solar radiation
 - The wind
 - Movement of or the latent heat of the ocean
 - The heat of the earth
 - Small hydro facilities
 - Biomass facilities using Eligible Biomass Fuels and maintaining compliance with all aspects of current air permits; Eligible Biomass Fuels may be co-fired with fossil fuels, provided that only the renewable energy fraction of production from multi-fuel facilities shall be considered eligible.
 - Biomass facilities using unlisted biomass fuel
 - Biomass facilities, multi-fueled or using fossil fuel co-firing
 - Fuel cells using a renewable resource referenced in this section
- 2.5 If the box checked in Section 2.4 above is “Small hydro facilities”, please certify that the facility’s aggregate capacity does not exceed 30 MW. – *per RES Regulations Section 3.32*
 - ← check this box to certify that the above statement is true
 - N/A or other (please explain) N/A _____
- 2.6 If the box checked in Section 2.4 above is “Small hydro facilities”, please certify that the facility does not involve any new impoundment or diversion of water with an average salinity of twenty (20) parts per thousand or less. – *per RES Regulations Section 3.32*
 - ← check this box to certify that the above statement is true
 - N/A or other (please explain) N/A _____
- 2.7 If you checked one of the Biomass facilities boxes in Section 2.4 above, please respond to the following:
 - A. Please specify the fuel or fuels used or to be used in the Unit: _____
 - B. Please complete and attach Appendix F, Eligible Biomass Fuel Source Plan.
Appendix F completed and attached? Yes No N/A

2.8 Has the Generation Unit been certified as a Renewable Energy Resource for eligibility in another state's renewable portfolio standard?

Yes No If yes, please attach a copy of that state's certifying order.

Copy of State's certifying order attached? Yes No N/A

SECTION III: Commercial Operation Date

Please provide documentation to support all claims and responses to the following questions:

3.1 Date Generation Unit first entered Commercial Operation: 12/23/11 at the site.

If the commercial operation date is after December 31, 1997, please provide independent verification, such as the utility log or metering data, showing that the meter first spun after December 31, 1997. This is needed in order to verify that the facility qualifies as a New Renewable Energy Resource.

Documentation attached? Yes No N/A

3.2 Is there an Existing Renewable Energy Resource located at the site of Generation Unit?

Yes
 No

3.3 If the date entered in response to question 3.1 is earlier than December 31, 1997 or if you checked "Yes" in response to question 3.2 above, please complete Appendix C.

Appendix C completed and attached? Yes No N/A

3.4 Was all or any part of the Generation Unit used on or before December 31, 1997 to generate electricity at any other site?

Yes
 No

3.5 If you checked "Yes" to question 3.4 above, please specify the power production equipment used and the address where such power production equipment produced electricity (attach more detail if the space provided is not sufficient):

SECTION IV: Metering

4.1 Please indicate how the Generation Unit's electrical energy output is verified (check all that apply):

- ISO-NE Market Settlement System
- Self-reported to the NEPOOL GIS Administrator
- Other (please specify below and see Appendix D: Eligibility for Aggregations):

Appendix D completed and attached?

Yes No N/A

SECTION V: Location

5.1 Please check one of the following that apply to the Generation Unit:

- Grid Connected Generation
- Off-Grid Generation (not connected to a utility transmission or distribution system)
- Customer Sited Generation (interconnected on the end-use customer side of the retail electricity meter in such a manner that it displaces all or part of the metered consumption of the end-use customer)

5.2 Generation Unit address: 6217 Coots Rd.
Hornell, NY 14843

5.3 Please provide the Generation Unit's geographic location information:

A. Universal Transverse Mercator Coordinates: x=290511 y=4687290

B. Longitude/Latitude: -77.541732 / 42.309846

5.4 The Generation Unit located: (please check the appropriate box)

- In the NEPOOL control area
- In a control area adjacent to the NEPOOL control area
- In a control area other than NEPOOL which is not adjacent to the NEPOOL control area ← *If you checked this box, then the generator does not qualify for the RI RES – therefore, please do not complete/submit this form.*

5.5 If you checked "In a control area adjacent to the NEPOOL control area" in Section 5.4 above, please complete Appendix E.

Appendix E completed and attached?

Yes No N/A

SECTION VI: Certification

6.1 Please attach documentation, using one of the applicable forms below, demonstrating the authority of the Authorized Representative indicated in Section 1.8 to certify and submit this Application.

Corporations

If the Owner or Operator is a corporation, the Authorized Representative shall provide **either**:

- (a) Evidence of a board of directors vote granting authority to the Authorized Representative to execute the Renewable Energy Resources Eligibility Form, **or**
- (b) A certification from the Corporate Clerk or Secretary of the Corporation that the Authorized Representative is authorized to execute the Renewable Energy Resources Eligibility Form or is otherwise authorized to legally bind the corporation in like matters.

Evidence of Board Vote provided? Yes No N/A

Corporate Certification provided? Yes No N/A

Individuals

If the Owner or Operator is an individual, that individual shall complete and attach APPENDIX A, or a similar form of certification from the Owner or Operator, duly notarized, that certifies that the Authorized Representative has authority to execute the Renewable Energy Resources Eligibility Form.

Appendix A completed and attached? Yes No N/A

Non-Corporate Entities

(Proprietorships, Partnerships, Cooperatives, etc.) If the Owner or Operator is not an individual or a corporation, it shall complete and attach APPENDIX B or execute a resolution indicating that the Authorized Representative named in Section 1.8 has authority to execute the Renewable Energy Resources Eligibility Form or to otherwise legally bind the non-corporate entity in like matters.

Appendix B completed and attached? Yes No N/A

6.2 Authorized Representative Certification and Signature:

I hereby certify, under pains and penalties of perjury, that I have personally examined and am familiar with the information submitted herein and based upon my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate and complete. I am aware that there are significant penalties, both civil and criminal, for submitting false information, including possible fines and punishment. My signature below certifies all information submitted on this Renewable Energy Resources Eligibility Form. The Renewable Energy Resources Eligibility Form includes the Standard Application Form and all required Appendices and attachments. I acknowledge that the Generation Unit is obligated to and will notify the Commission promptly in the event of a change in a generator's eligibility status (including, without limitation, the status of the air permits) and that when and if, in the Commission's opinion, after due consideration, there is a material change in the characteristics of a Generation Unit or its fuel stream that could alter its eligibility, such Generation Unit must be re-certified in accordance with Section 9.0 of the RES Regulations. I further acknowledge that the Generation Unit is obligated to and will file such quarterly or other reports as required by the Regulations and the Commission in its certification order. I understand that the Generation Unit will be immediately de-certified if it fails to file such reports.

Signature of Authorized Representative:

SIGNATURE:

DATE:

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George Henderson

5/2/13

Chief Commercial Officer
(Title)

GIS Certification #: _____

APPENDIX B
(Required When Owner or Operator is a Non-Corporate Entity
Other Than An Individual)

STATE OF RHODE ISLAND
PUBLIC UTILITIES COMMISSION

RENEWABLE ENERGY RESOURCES ELIGIBILITY FORM
Pursuant to the Renewable Energy Act
Section 39-26-1 et. seq. of the General Laws of Rhode Island

RESOLUTION OF AUTHORIZATION

Resolved: that George Henderson, named in Section 1.8 of the Renewable Energy Resources Eligibility Form as Authorized Representative, is authorized to execute the Application on the behalf of Howard Wind LLC, the Owner or Operator of the Generation Unit named in section 1.1 of the Application.

SIGNATURE:



DATE:

3/7/13

Carol Strickland

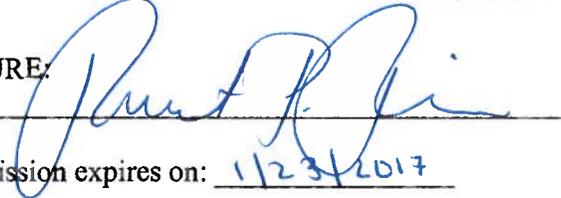
Chief Administrative Officer

State: PA

County: Allegheny

(TO BE COMPLETED BY NOTARY) I, Robert P. Trinkle as a notary public, certify that I witnessed the signature of the above named Carol Strickland and that said person stated that he/she is authorized to execute this resolution, and the individual verified his/her identity to me, on this date: March 7th 2013.

SIGNATURE:



DATE:

3/7/13

My commission expires on: 1/23/2017

NOTARY SEAL:

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
ROBERT P TRINKLE
Notary Public
PITTSBURGH CITY, ALLEGHENY COUNTY
My Commission Expires Jan 23, 2017

APPENDIX E
(Revised 6/11/10)

(Required of all Applicants Located in a Control Area Adjacent to NEPOOL)

STATE OF RHODE ISLAND
PUBLIC UTILITIES COMMISSION

RENEWABLE ENERGY RESOURCES ELIGIBILITY FORM

Pursuant to the Renewable Energy Act
Section 39-26-1 et. seq. of the General Laws of Rhode Island

Please complete the following and attach documentation, as necessary to support all responses:

E.1 Please indicate in which Control Area adjacent to NEPOOL the Generation Unit is located:

- New York
 Hydro Quebec
 Maritimes (including Northern Maine Independent System Administrator)

E.2 Applicant must provide to the Commission by July 1st of each year assurances that the Generation Unit's New Renewable Energy Resources used for compliance with the Rhode Island's Renewable Energy Act during the previous Compliance Year have not otherwise been, nor will be, sold, retired, claimed or represented as part of electrical energy output or sales, or used to satisfy obligations in jurisdictions other than Rhode Island. Such assurances may consist of a report from a neighboring Generation Attribute accounting system or an affidavit from the Generation Unit.

- ← please check this box to acknowledge this requirement
 N/A or other (please explain) _____

E.3 Applicant must acknowledge and provide evidence to support that, in accordance with Section 5.1.(ii) of the RES Regulations, the Generation Attributes associated with the Generation Unit shall be applied to the Rhode Island Renewable Energy Standard only to the extent of the energy produced by the Generation Unit that is or will be actually delivered into NEPOOL for consumption by New England customers. Verification of the delivery of such energy from the Generation Unit into NEPOOL will be performed in accordance with subparagraphs (a), (b) and (c) of RES Regulations Section 5.1.(ii)

- ← please check this box to acknowledge this requirement.

(a) Under subparagraph 5.1.(ii)(a), Applicant must verify that the energy produced by the Generation Unit is actually delivered into NEPOOL via “a unit-specific bilateral contract for the sale and delivery of such energy into NEPOOL”.

← please check this box to acknowledge the requirement for Applicant to provide ongoing evidence of one or more unit-specific bilateral contract(s) for all energy delivery into NEPOOL for which Applicant seeks RI RES certification, prior to creation of certificates in each quarter, and:

i. Please describe the type of evidence to be provided to the GIS Administrator to demonstrate the existence of such unit-specific bilateral contract(s) for the sale and delivery of such energy into NEPOOL, including duration, quantity and counter-party in NEPOOL:

(attach more detail if the space provided is not sufficient)

N/A or other (please explain): Howard Wind LLC is submitting a motion for a waiver of the unit-specific bilateral contract requirement.

STATE OF NEW YORK DEPARTMENT OF PUBLIC SERVICE
THREE EMPIRE STATE PLAZA, ALBANY, NY 12223-1350
www.dps.state.ny.us

PUBLIC SERVICE COMMISSION

GARRY A. BROWN
Chairman
PATRICIA L. ACAMPORA
MAUREEN F. HARRIS
ROBERT E. CURRY JR.
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Commissioners



PETER McGOWAN
General Counsel
JACLYN A. BRILLING
Secretary

February 17, 2011

George Henderson, Chief Commercial Officer
Howard Wind, LLC
c/o Everpower Wind Holdings, Inc.
44 E. 30th Street – 10th floor
New York, NY 10016

RE: Provisional Certification for the Howard Wind Farm

Dear Mr. Henderson:

The New York State Energy Research and Development Authority (NYSERDA) indicates that it has examined the supporting documentation provided and recommends that Provisional Certification be granted for the Howard Wind Farm to participate in the Renewable Portfolio Standard (RPS) Main Tier Request for Proposals (RFP 2226) bidding process.

My staff and I have also reviewed the materials provided. Based on our review and the recommendation by NYSERDA, Provisional Certification is granted. This certification is granted pursuant to the authority granted in the Commission's April 14, 2005 Order Approving Implementation Plan, Adopting Clarifications and Modifying Environmental Disclosure Program.

Very truly yours,


Floyd Barwig, Director
Office of Energy Efficiency and the Environment

cc: Stephen Berger, DPS
Michele Goyette, NYSERDA

**Application for Certification as Eligible Renewable Energy Resource
Service List updated 3/18/13**

Name/Address	E-mail Service List
Luly E. Massaro, Commission Clerk Public Utilities Commission 89 Jefferson Blvd. Warwick, RI 02888	res@puc.state.ri.us
Scott Albert, Principal & Northeast Region Manager GDS Associates, Inc. 1155 Elm Street, Suite 702 Manchester, NH 03101	
James Webb, GIS Administrator APX - Our Knowledge is Power	GIS@apx.com
Thomas R. Teehan, Esq. National Grid	Thomas.teehan@us.ngrid.com
	Joanne.scanlon@us.ngrid.com
Jon Hagopian, Division of Public Utilities & Carriers	jhagopian@ripuc.state.ri.us
Dennis Duffy, VP of Regulatory Affairs Cape Wind Associates LLC	dduffy@emienergy.com
M. Haggerty, Ridgewood Power	mhaggerty@ridgewoodpower.com
	dgulino@ridgewoodpower.com
Christopher T. Burnett, President SpinBlade Energy LLC	cburnett@spinbladeenergy.com
Elizabeth J. Weir, Asst. General Counsel UPC Wind Management, LLC	eweir@upcwind.com
Gerald M. Eaton, Public Service Co. of New Hampshire	eatongm@nu.com
Alan M. Shoer, Esq., Adler Pollock & Sheehan, P.C.	Ashoer@apslaw.com
Karina Lutz, Director of Development and Advocacy People's Power & Light LLC	karina@ripower.org
	estephens@noreastgroup.com
Stephan Wollenburg, Energy Consumers Alliance of NE	stephan@massenergy.org
Patricia D. Stanton, Conservation Services Group	Pat.Stanton@csggrp.com
	Stephanie.hamilton@csggrp.com
George Wood, Oak Point Energy Associates	george4wood@verizon.net
John Morrow, Amerex Renewables	jmorrow@amerexenergy.com
Stephen Hickey, Essex Hydro	sjh@essexhydro.com
Gary Gump – Portsmouth EDC Sustainable Energy subcommittee	Ggump1@verizon.net
Kimberley A. Barry, PPL Energy Plus LLC Owen Klicker, PPL EnergyPlus, LLC	kabarry@pplweb.com
	baveety@pplweb.com
	ojklicker@pplweb.com

Supria Ranade, Evolution Markets	srnade@evomarkets.com
Kate Bogart, Mass Energy/People's Power & Light	Kate@massenergy.org
Joseph Seymour, Renewable Energy Markets Association	JSEYMOUR@ttcorp.com
John R Tigie III, Mgr., Electric Supply, NYSEG/RG&E	jrtigue@nyseg.com