

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
PUBLIC UTILITIES COMMISSION

IN RE: APPLICATION FOR STANDARD CERTIFICATION : DOCKET NO. 4439
AS ELIGIBLE RENEWABLE ENERGY RESOURCE FILED :
BY NOBLE ELLENBURG WINDPARK, LLC – :
NEW GENERATION :

ORDER

WHEREAS, On September 11, 2013, Noble Ellenburg Windpark, LLC (Company), filed with the Rhode Island Public Utilities Commission (PUC) an application seeking certification for its Noble Ellenburg Windpark, LLC Generation Unit, an 81 MW wind energy generation unit located in Churubusco, New York, as an eligible New Renewable Energy Resource in accordance with the PUC's Rules and Regulations Governing the Implementation of a Renewable Energy Standard (RES Regulations) and R.I. Gen. Laws §39-26-1¹; and

WHEREAS, Pursuant to section 6.0 and other relevant sections of the RES Regulations, a thirty day period for public comment was provided during which time no such comment was received; and

WHEREAS, On February 28, March 27 and April 30, 2014 supplemental and clarifying information was provided to PUC Staff and their application review consultant in response to the application review consultant's November 27, 2013 request for said information; and

WHEREAS, Said supplemental and clarifying information included: the facilities NEPOOL GIS asset identification number, a copy of the facility's unit-specific bilateral contract for import of energy into the NEPOOL, and a copy of the facility's qualification under the Massachusetts RPS as a Class I renewable facility; and

¹ The authorized representative was identified as Kay Mann, President, 8 Railroad Ave, Suite 8, Essex, CT 06426, Phone: (860) 581-5010 Fax: (860) 767-7041 Email: Mannk@noblepower.com.

WHEREAS, After examination, the PUC is of the opinion that the application, including said supplemental information is proper, reasonable, and in compliance with the RES Regulations, and hereby grants the Company certification as an eligible renewable energy resource pursuant to R.I. Gen. Laws §39-26-1; 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

(21467) ORDERED:

1) The Noble Ellenburg Windpark, LLC Generation Unit, meets the requirements for eligibility as a New, Wind Renewable Energy Resource with its 81 MW, Grid-Connected Generation Unit having a Commercial Operation Date of May 17, 2008 and located within a Control Area adjacent to NEPOOL in Churubusco, New York.

2) The Generation Unit's NEPOOL-GIS Identification Number is IMP39205.

3) The Company's Generation Unit as identified above is hereby assigned unique certification number RI-4439-N14.

4) As a Generation Unit located in a control area adjacent to NEPOOL, eligibility is granted only to the extent that the energy produced by the Generation Unit is actually delivered into NEPOOL for consumption by New England customers where delivery of such energy from the Generation Unit into NEPOOL is verified in accordance with Section 5.1(ii) and 5.1(iii) of the RES regulations.

5) The facility's Renewable Energy Certificates ("RECs") become Rhode Island-eligible effective on the first day which the Rhode Island certification number is issued.

All RECs associated with the production of eligible energy that are minted on or after the Effective Date are eligible for the RES.

6) Although the PUC will rely upon the documentation specified in Section 5.1(ii) and 5.1(iii) of the RES Regulations and 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 PUC's discretion.

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

EFFECTIVE AT WARWICK, RHODE ISLAND ON MAY 7, 2014
PURSUANT TO AN OPEN MEETING DECISION. WRITTEN ORDER ISSUED
MAY 15, 2014.

PUBLIC UTILITIES COMMISSION



Margaret E. Curran
Margaret E. Curran, Chairperson

Paul J. Roberti
Paul J. Roberti, Commissioner

Herbert F. DeSimone, Jr.
Herbert F. DeSimone, Jr., 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.