

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
PUBLIC UTILITIES COMMISSION

IN RE: APPLICATION FOR STANDARD CERTIFICATION DOCKET NO. 4444
AS ELIGIBLE RENEWABLE ENERGY RESOURCE
FILED BY BERLIN STATION LLC – NEW GENERATION

ORDER

WHEREAS, On September 23, 2013, Berlin Station, LLC (Company), filed with the Public Utilities Commission (PUC) an application seeking certification for the Burgess Biopower Generation Unit, a 76.5 MW biomass energy generation unit located in Berlin, New Hampshire, 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 Rules) and R.I. Gen. Laws § 39-26-1¹; and

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

WHEREAS, On December 9, 2013, supplemental and clarifying information was provided to PUC Staff and their application review consultant in response to the application review consultant's December 2, 2013 request for said information; and

WHEREAS, Said supplemental and clarifying information included: a detailed description of the history of the location of the generation unit which verified that it was not at the site of an existing generation unit, as well as details about the unit's commercial operation date and NEPOOL GIS number; and

¹ The authorized representative was identified as Raymond S. Kusche, Director, Energy Services, Cate Street Capital, One Cate Street, Suite 100, Portsmouth, New Hampshire, 03801 Phone: (603) 319-4400 Fax: (603) 546-4006 Email: Rkusche@catecapital.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 R.I. Gen Law § 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

(21316) ORDERED:

1) The Burgess Biopower Generation Unit meets the requirements for eligibility as a New, Biomass Renewable Energy Resource with its 76.5 MW, Grid-Connected Generation Unit having a Commercial Operation Date of October 25, 2013 and located within the NEPOOL Control Area in Berlin, New Hampshire.

2) The Generation Unit's NEPOOL-GIS Identification Number is MSS16653.

3) The Company's Generation Unit as identified above is hereby assigned unique certification number RI-4444-N14.

4) 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.

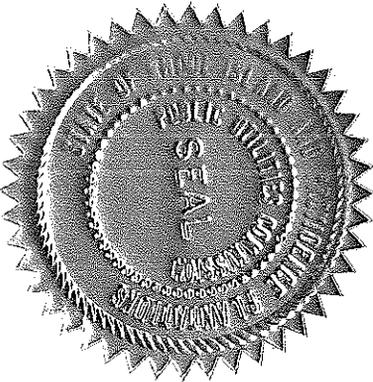
5) Although the PUC will rely upon the NEPOOL GIS for verification of production of energy from the Company's Generation Unit certified as eligible in this

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 RI RES Certification at any time at the PUC's discretion. Such continuing verification shall include a quarterly affidavit and supporting documentation of use of eligible fuels.

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

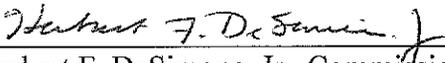
EFFECTIVE AT WARWICK, RHODE ISLAND ON JANUARY 16, 2014
PURSUANT TO AN OPEN MEETING DECISION. WRITTEN ORDER ISSUED
JANUARY 21, 2014.

PUBLIC UTILITIES COMMISSION




Margaret E. Curran, Chairperson


Paul J. Roberti, Commissioner


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.