

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
PUBLIC UTILITIES COMMISSION

IN RE: APPLICATION FOR STANDARD CERTIFICATION : DOCKET NO. 4507  
AS ELIGIBLE RENEWABLE ENERGY RESOURCE FILED :  
BY EPICO USA, INC. :

ORDER

WHEREAS, On June 5, 2014, Epico USA, Inc.<sup>1</sup> (Applicant) filed with the Rhode Island Public Commission (PUC) an application seeking certification for its Kezar Middle Falls Generation Unit, a 0.150 MW small hydro generation unit located in Parsonsfield, Maine, 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 § 39-26-1; 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 comments were received; and

WHEREAS, On August 1, 2014, a request for supplemental and clarifying information was issued by PUC Consultant, GDS Associates, Inc. regarding the application and review of the application which has been on hold because the PUC has not received the requested information; and

WHEREAS, On November 11, 2015, the PUC Consultant contacted the Applicant via electronic mail to ask whether the Applicant intended to proceed with the application and request a response within thirty days, but no response has been received; and

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<sup>1</sup> The authorized representative was identified as Stephen Hickey, 43 Chelsea St. #1, East Boston, MA 02128, Phone: (857) 205-1001, Email: [sjh@essexhydro.com](mailto:sjh@essexhydro.com).

WHEREAS, At open meeting held on December 16, 2015, the PUC considered the application and determined that because it has been inactive and no pending responses have been provided, the application should be dismissed for lack of compliance with the RES application process. The PUC notes that the dismissal does not address the merits of the application and thus, does not preclude the Applicant from submitting a new application for the generation unit.

Accordingly, it is

(22274) ORDERED:

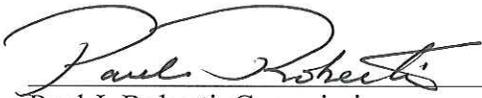
- 1) That the application for certification as an eligible New Renewable Energy Resource under Rhode Island RES Regulations submitted by Epico USA, Inc. for the Kezar Middle Falls Generation Unit (GIS # MSS42123) in Parsonsfield, Maine, is hereby denied without prejudice on the basis that the Applicant did not complete the application process in a timely manner.
- 2) This Order does not make a determination of whether the generation unit would meet the eligibility requirements under Rhode Island Renewable Energy Standard, and therefore, the Applicant may submit a new application to the PUC for its review in the future.

EFFECTIVE AT WARWICK, RHODE ISLAND ON DECEMBER 16, 2015  
PURSUANT TO AN OPEN MEETING DECISION. WRITTEN ORDER ISSUED  
DECEMBER 21, 2015.

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.