

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
PUBLIC UTILITIES COMMISSION**

_____)
In re: 2021 Renewable Energy Growth Program –)
Classes Ceiling Prices, and Capacity Targets and)
2021 Renewable Energy Growth Program – Tariffs)
and Solicitation and Enrollment Process Rules)
_____)

Docket No. 5088

MOTION TO INTERVENE
BY
GREEN DEVELOPMENT, LLC

By its attorneys, Green Development, LLC moves to intervene in the above-captioned proceeding pursuant to Rule 1.13 (a) and (b) of the Rhode Island Public Utilities Commission (PUC) Rules of Practice and Procedure (Rules). In support of this motion, Green states:

1. Green are the developers of renewable energy projects across Rhode Island.
2. Rule 1.13 states any person claiming an interest of such nature that intervention is necessary or appropriate may intervene in any proceeding before the PUC.
3. It is necessary and appropriate that Green intervene in this proceeding.
4. Green actively participated in the stakeholder process regarding the development of the proposed ceiling prices. Some of the comments Green raised were addressed but some were not, including most significantly the correct calculation of the change in value of the federal tax incentive and its effect on ceiling pricing.
5. Moreover, more recent developments in the industry, including most significantly Narragansett Electric Company’s unprecedented assessment of transmission operations and maintenance charges (which it refers to as “Direct Assignment Facility” or DAF charges) to projects

interconnecting to the distribution system, require further adjustment to the ceiling prices to meet the goals and price setting policies of the REG program.

6. The REG statute requires that “The ceiling price for each technology should be a price that would allow a private owner to invest in a given project at a reasonable rate of return, based on recently reported and forecast information on the cost of capital and the cost of generation equipment. The calculation of the reasonable rate of return for a project shall include, where applicable, any state or federal incentives, including, but not limited to, tax incentives.” R.I. Gen. Laws §39-26.6-3(2).
7. The failure to properly account for the change in value of the federal tax incentive and the assessment of DAF charges undermines the REG program.
8. In this proceeding, Green will advocate for positions that are consistent with the public interest as put forth in many Rhode Island statutes and public policies and as are manifest in Green’s specific projects including, but not limited to electric supply diversification, energy security and resilience, stable and reduced energy costs, job creation and environmental benefit. In these ways, Green has currently unrepresented interests in this proceeding that will be represented by this intervenor.

Please direct service of any correspondence or pleadings in connection with this proceeding to:

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Green respectfully asks that the PUC grant its Motion to Intervene.

Respectfully submitted,

GREEN DEVELOPMENT, LLC

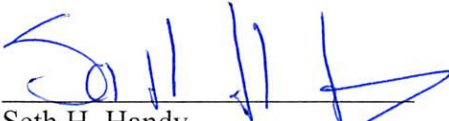
By their attorney,



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CERTIFICATE OF SERVICE

I hereby certify that on December 10, 2020, I sent a true copy of the document by electronic mail to the PUC and the service list and mailed the original pleading and 9 photocopies to the PUC.



Seth H. Handy