

THE STATE OF NEW HAMPSHIRE

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PUBLIC UTILITIES COMMISSION

21 S. Fruit Street, Suite 10  
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January 9, 2013

Thomas J. Mills  
President  
TJM Enterprises, Inc.  
40 Andover Rd.  
New London, NH 03257

Re: DE 11-266, TJM Enterprises, Inc.  
Request for Recognition of Class II Renewable Energy Certificates Intended for  
Banking in Quarter One and Quarter Two 2012

Dear Mr. Mills:

On December 20, 2012, the Commission received a letter from you requesting that the Commission permit certain RECs generated from TJM Enterprises, Inc.'s (TJM) photovoltaic facility to be banked and made available for future trading periods. Your letter states that you were unaware of the GIS reporting process and therefore RECs were not banked prior to the end of the Quarter One (Q1) and Quarter Two (Q2) trading periods; this caused the RECs to be retired towards the Residual Mix.

As a result of this error, production from your facility during Q1 and Q2 may not be eligible for Renewable Energy Certificates (RECs) inasmuch as NEPOOL GIS operating rules do not provide for certificate adjustment when the account holder commits the error. According to communication from James Webb, NEPOOL GIS Administrator, the GIS in this instance and in other similar situations, has advised managers to contact the appropriate state regulatory agency and request that the agency recognize the production as "RPS compliant" during the annual filing process. The Commission therefore, has the discretion to issue a secretarial letter approving the reinstatement of the RECs back into TJM's banked account so that they can be transferred again during the 2012 trading period.

Pursuant to RSA 362-F:6, the RPS program utilizes the GIS administered by ISO-New England and NEPOOL. Facility certification to produce New Hampshire RECs is assigned to the Commission pursuant to RSA 362-F:11. This authority is consistent with the GIS which, by design, relies on state agencies to certify REC-compliant facilities. The Commission certified TJM facility as eligible to produce Class II RECs on December 29, 2011. The RECs in question are summarized on the following table:

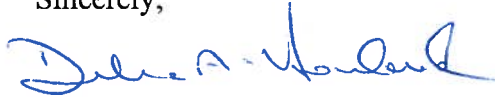
Quarter	Month of Generation	NH Certification #	Unit ID	Unit Name	Fuel Type	Certificate Numbers	Quantity	NH Class
1	2012/Jan	NH-II-11-041	NON33773	TJM	Solar Photovoltaic	343546 – 1 to 2	2	II
1	2012/Feb	NH-II-11-041	NON33773	TJM	Solar Photovoltaic	343547 – 1 to 4	4	II
1	2012/Mar	NH-II-11-041	NON33773	TJM	Solar Photovoltaic	343545 – 1 to 5	5	II
2	2012/Apr	NH-II-11-041	NON33773	TJM	Solar Photovoltaic	348615 1 to 7	7	II
2	2012/May	NH-II-11-041	NON33773	TJM	Solar Photovoltaic	348613 1 to 3	3	II
2	2012/Jun	NH-II-11-041	NON33773	TJM	Solar Photovoltaic	348614 1 to 6	6	II

The Commission has determined that it is consistent with its statutory authority and GIS rules to recognize the Q1 and Q2 production of the TJM facility as eligible for Class II RECs, subject to the following conditions:

1. A notarized statement on company letterhead shall be made/signed by whomever is now the Authorized Representative of TJM, attesting that the GIS certificates listed in the statement have not otherwise been, nor will be, sold, retired, claimed, used, or represented as part of electrical energy output or sales, or used to satisfy obligations, in jurisdictions other than New Hampshire. Such statement must be accompanied by documentation that said individual has been duly authorized by TJM to serve as its Authorized Representative.
2. The notarized statement and a copy of this letter shall be provided to the Retail Electricity Supplier to which the certificates are transferred, and that Supplier shall submit a copy of the statement and this letter to the Commission as part of its 2012 RPS Class II annual compliance filing.

This decision regarding the aforementioned Q1 and Q2 certificates shall not be regarded as establishing a precedent, and the Commission may deny any similar TJM requests for a waiver in the future. Attached please find a copy of the notice of this letter provided to the GIS administrator.

Sincerely,

A handwritten signature in blue ink, appearing to read "Debra A. Howland", is positioned above the printed name.

Debra A. Howland  
Executive Director

cc: James Webb, Registry Administrator, APX Environmental Markets

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January 9, 2013

James Webb  
Registry Administrator  
APX Environmental Markets  
224 Airport Parkway, Suite 600  
San Jose, CA 95110

Re: DE 11-266, TJM Enterprises, Inc.  
Request for Recognition of Class II Renewable Energy Certificates Intended for Banking in  
Quarter One and Quarter Two 2012

Dear Mr. Webb:

On December 05, 2012, the Commission received a letter from Thomas Mills, President. TJM Enterprises, Inc., (TJM) requesting that the Commission permit certain RECs generated from the TJM photovoltaic facility to be banked and made available for future trading periods. Mr. Mills' letter states that he was unaware of the GIS reporting process and therefore RECs were not banked prior to the end of the Quarter One (Q1) and Quarter Two (Q2) trading periods; this caused the RECs to be retired towards the Residual Mix.

If generators fail to enter the required data before the deadline, the GIS locks out the generator from entering data relating to the relevant quarter and there is no mechanism for the RPS eligibility to be added back. To resolve this discrepancy, the Commission has issued a secretarial letter stating that even though the NEPOOL GIS does not display TJM's Q1 (January 1 through March 31, 2012) and Q2 (April 1 through June 30, 2012) RECs as NH RPS eligible, the NH PUC approves the reinstatement of these RECs back into TJM's banked account so that they can be transferred again during the 2012 trading period.

The unsettled RECs in question are summarized on the following table:

Quarter	Month of Generation	NH Certification #	Unit ID	Unit Name	Fuel Type	Certificate Numbers	Quantity	NH Class
1	2012/Jan	NH-II-11-041	NON33773	TJM	Solar Photovoltaic	343546 – 1 to 2	2	II
1	2012/Feb	NH-II-11-041	NON33773	TJM	Solar Photovoltaic	343547 – 1 to 4	4	II
1	2012/Mar	NH-II-11-041	NON33773	TJM	Solar Photovoltaic	343545 – 1 to 5	5	II
2	2012/Apr	NH-II-11-041	NON33773	TJM	Solar Photovoltaic	348615 1 to 7	7	II
2	2012/May	NH-II-11-041	NON33773	TJM	Solar Photovoltaic	348613 1 to 3	3	II
2	2012/Jun	NH-II-11-041	NON33773	TJM	Solar Photovoltaic	348614 1 to 6	6	II

The Commission has reviewed Mr. Mills' letter, supporting documentation and the GIS Operating Rules and determined that the above referenced RECs from Q1 and Q2, 2012 will be accepted for RPS compliance when the end user retires them at the end of the year.

Sincerely,



Debra A. Howland  
Executive Director

cc: Thomas Mills, President, TJM Enterprises, Inc.

**SERVICE LIST - EMAIL ADDRESSES - DOCKET RELATED**

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Pursuant to N.H. Admin Rule Puc 203.11 (a) (1): Serve an electronic copy on each person identified on the service list.

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Docket #: 11-266-1      Printed: January 09, 2013

**FILING INSTRUCTIONS:**

- a) Pursuant to N.H. Admin Rule Puc 203.02 (a), with the exception of Discovery, file 7 copies, as well as an electronic copy, of all documents including cover letter with: DEBRA A HOWLAND  
EXEC DIRECTOR  
NHPUC  
21 S. FRUIT ST, SUITE 10  
CONCORD NH 03301-2429
- b) Serve an electronic copy with each person identified on the Commission's service list and with the Office of Consumer Advocate.
- c) Serve a written copy on each person on the service list not able to receive electronic mail.