

THE STATE of NEW HAMPSHIRE

Public Utilities Commission

Facility Application to qualify for Class III certificate acquisition under PUC 2500 of the New Hampshire Electric Renewable Portfolio Standard

SECTION I: IDENTIFICATION INFORMATION

- (1). Name and Address of Applicant:

Conservation Services Group
Patricia Stanton
40 Washington Street
Westborough MA, 01581
Phone: 508-836-9500
Fax: 508-836-3181
Email: pat.stanton@csgroup.com
With a copy to Stephanie Hamilton: stephanie.hamilton@csgroup.com

- (2) Name of Facility Owner:
Model Energy, LLC
Scott Henningham (CFO)
2999 Judge Road
Oakfield, NY, 14125

- (3). Name and Location of the applying Facility:

Model City LFG- 1447 Pletcher Road, Youngstown, NY 14174

- (4). ISO-New England Asset Identification number:

IMP 32515

(5). GIS Facility Code: IMP 32515

(6) Name and Telephone number of the Facility's operator, If different from the owner:

Innovative Energy Systems
Scott Henningham (CFO)
2999 Judge Road, Oakfield, NY 14125
Phone: (585) 948-8580
Fax: (585)948-8584

SECTION II: FACILITY AND FUEL DESCRIPTION

(1). Fuel Type:

Landfill Gas

Gross Nameplate Generation Capacity:

5.6 MW

Initial Commercial Operation date:

June 2001

Actual Facility Operation date, if different from Initial Commercial Operation date:

(2) If a Biomass source provide –

NOx and particulate matter emission rates:

Description of pollution control equipment:

Or proposed practices for compliance with such requirements:

- (3) Description of how the generation facility is connected to the distribution utility:

Tap line - NMPC Line #403

- (4) Is the Facility's output verified by ISO-New England? If not explain how the output is verified:

Yes

- (5) Description of how the facility's output is reported to the GIS **if not** verified by ISO-New England:

SECTION III: CERTIFICATIONS

- (1). List all other non-federal jurisdiction's renewable portfolio standards the facility has been certified under, if any, **AND** attach proof thereof:

Massachusetts

Connecticut

Rhode Island

Maryland

SECTION IV: REGULATORY COMPLIANCE DOCUMENTATION

- (1). List all applicable regulatory approvals and permits:

Facility	Permit	Approval/ Permit Issued	Permit Description
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Model City	SEQR Short Environmental Assessment Form and Negative Declaration	1/23/2006	Modification of existing Title V Permit to add new engine generator set.
Model City	Chemical Bulk Storage Certificate	2/09/2007	Tanks 004, 005, 009, and 010 These four tanks have a capacity of 1,000 gallons and store ethylene glycol (chemical abstract # 107-21-1).
Model City	Petroleum Bulk Storage Certificate	4/13/2006	Tanks 001, 002, 003, 006, and 008 Tank 001 is a 8,000 gallon lube oil tank Tank 002 is a 2,000 used oil tank Tank 003 is a 250 gallon used oil tank Tank 006 is a 10,000 gallon lube oil tank Tank 008 is a 2,000 gallon used oil tank

(2). Confirm whether applicant has an approved interconnection study on file (provide copy) with the commission **or** is a party to a current effective interconnection agreement, **or** is otherwise not required to undertake an interconnection study (explain):
Please see attached proof of interconnection agreement

(3) **If** a biomass facility, has a copy of the completed application been filed with the New Hampshire department of environmental services (please attach documentation). (Check either "Yes" or "No")

YES

NO

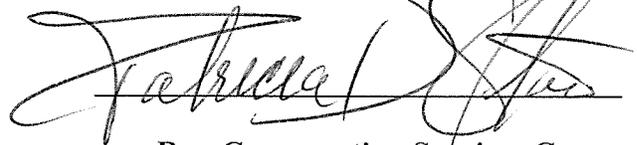
SECTION V: ADDITIONAL INFORMATION

The Applicant may choose to provide in the space provided or through attached document(s), additional information to assist in classification of the generating facility. If document(s) are attached, provide a descriptive list below:

SECTION VI: APPLICATION DOCUMENTATION CHECKLIST

- A copy of an approved interconnection study on file with the commission or an agreement or statement and proof of exemption is attached.
- Proof the facility is certified under a non-federal jurisdiction's renewable portfolio standard.
- Attached is an affidavit signed and executed by the owner attesting to the accuracy of the contents of this application.

~~Respectfully Submitted,~~



**By: Conservation Services Group
Patricia Stanton
Vice President, Clean Energy Markets
40 Washington Street
Westborough MA 01581**

General Affidavit under Oath

I, Scott A. Henningham ("Declarant"),
CFO (position) of, Model City Energy, LLC, incorporated in the
State of New York, do hereby certify, swear or affirm, and declare that I am
competent to give the following declaration. I have reviewed each section of the Model
City Landfill Gas Facility application and based on my personal knowledge hereby state
the facts contained within the New Hampshire facility application for certificate
acquisition submitted on my behalf are true and correct to the best of my knowledge.

WITNESS my signature this 7th day of August 2008 (month/year).

Scott A. Henningham
Signature of Declarant

Certification of Authorized Representative

August 1, 2008
Debra A. Howland
Executive Director & Secretary
New Hampshire Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, NH 03301-2429

I, Scott A. Henningham, CEO of Model City Energy LLC., certify that Patricia Stanton, the Vice President of Clean Energy Markets of Conservation Services Group, Inc. is authorized to execute and submit the New Hampshire Electric Renewable Portfolio Standard Application for the Model City Landfill Gas Facility, pursuant to Chapter PUC 2500.

Signature:

Scott A. Henningham
Model City Energy LLC.

Date:

8/4/08



Michael W. Murphy
Attorney

Phone: 315/428-6941
FAX: 315/428-6149
E-mail: murphym@niagaramohawk.com

VIA OVERNIGHT COURIER

February 6, 2001

Honorable David P. Boergers
Secretary
Federal Energy Regulatory Commission
888 First Street, N.E.
Washington, D.C. 20426

**Re: Niagara Mohawk Power Corporation-
Model City Energy, L.L.C.
Interconnection Agreement Filing;
Waiver Request For Any Prior Notice Requirements**

Dear Secretary Boergers:

Pursuant to Section 205 of the Federal Power Act, 16 U.S.C. §824d, and Part 35 of the Commission's Rules and Regulations, 18 C.F.R. Part 35, Niagara Mohawk Power Corporation ("Niagara Mohawk") tenders for filing an original and six (6) copies of an Interconnection Agreement between Niagara Mohawk and Model City Energy, L.L.C. ("MCE" or "Producer") dated and effective as of January 25, 2001 ("MCE" or "Producer" "Interconnection Agreement"), the date that the second of the two parties to the agreement signed same (c.f. Original Sheet No. 45).

The MCE Interconnection Agreement generally covers interconnection service to be provided by Niagara Mohawk for the 5.6 MW MCE generating facility that is to be constructed and located in the Town of Model City, County of Niagara, New York. The MCE Interconnection Agreement contains customary representations and warranties by the parties. The interconnection service is provided on a contract basis, subject to all applicable regulatory requirements.

The MCE Interconnection Agreement provides that the proposed production facility will be interconnected to the transmission system via the Niagara Mohawk-owned interconnection facility, which Niagara Mohawk will own, operate and maintain at Producer's expense. Once interconnection facility construction has been completed, Niagara Mohawk will own, operate and maintain the interconnection facility and transmission system in accordance with good utility practice. Curtailment of deliveries over the transmission system will be governed by the New York Independent System Operator Open Access Transmission Tariff.

If MCE decides to modify, amend or change its generating facility, it must provide written notice to Niagara Mohawk at least one year prior to initiating construction. At that time, Niagara Mohawk is to perform an interconnection study, and MCE must reimburse it for the reasonable costs incurred. Producer will be responsible for identifying and obtaining any permits and authorizations necessary to construct, maintain and operate any new interconnection facilities.

The MCE Interconnection Agreement includes provisions covering the operation and maintenance of the interconnection facility, such as losses, metering, operating frequency, operating voltage, islanding and protective device settings. It also contains standard contract provisions such as insurance provisions, cost payments, and dispute resolution.

In particular, each party will provide and maintain at its own expense, insurance policies, which meet or exceed certain specified requirements. Additionally, Producer agrees to insure on its own side of the delivery point against loss or damage of the kinds usually insured against by operators similarly situated. The parties agree to indemnify each other, among other things, for their own violations of law or applicable permits.

Producer agrees to reimburse Niagara Mohawk for specified costs incurred with respect to the interconnection facility. The MCE Interconnection Agreement also provides procedures to be used if the interconnection facilities must be retired or modified, for termination, amendment or modification of the MCE Interconnection Agreement itself, and for notices between the parties. Other provisions govern force majeure, choice of law, and similar matters.

The MCE Interconnection Agreement is to become effective as of January 25, 2001 and is to continue in effect for twenty (20) years and six (6) months.

WAIVER OF ANY PRIOR NOTICE REQUIREMENTS CONCERNING EFFECTIVE DATE

Niagara Mohawk respectfully requests that the Commission accept the MCE Interconnection Agreement for filing, effective as of January 25, 2001 and designate same as a rate schedule effective as of that date. To the extent waiver of any 60-120 day prior notice period is needed to attain an effective date of January 25, 2001, such waiver is requested. Negotiation of the MCE Interconnection Agreement has just been concluded and executed so it was impossible to submit same 60-120 days prior to the desired effective date of January 25, 2001. Alternatively, if a January 25, 2001 effective date is impossible to attain due to notice requirements, Niagara Mohawk requests the earliest possible effective date following the expiration of any public notice period.

An original and six (6) copies of the following are being tendered for filing herewith:

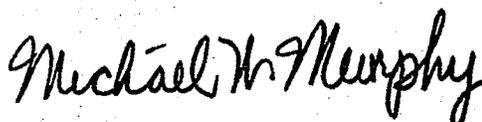
- this filing letter;
- the MCE Interconnection Agreement (Attachment 1); and

- a draft notice of filing suitable for publication in the Federal Register (Attachment 2), as well as a single copy in electronic format on a computer disk.

If there are any questions regarding the foregoing, please contact the undersigned.

Sincerely,

Niagara Mohawk Power Corporation by



Michael W. Murphy
Attorney

MWM:rs

Attachments

cc w/atts: ~~Model City Energy, L.L.C.~~

Manager, Transmission &
Delivery Services (NMPC)

STATE OF MARYLAND



MARTIN O'MALLEY
GOVERNOR

ANTHONY G. BROWN
LIEUTENANT GOVERNOR

COMMISSIONERS

STEVEN B. LARSEN
CHAIRMAN

HAROLD D. WILLIAMS
ALLEN M. FREIFELD
SUSANNE BROGAN
LAWRENCE BRENNER

PUBLIC SERVICE COMMISSION

#6, 12/5/07 AM; ML#107911, IR-1143

December 5, 2007

Ms. Deborah Razza
Model City Energy
40 Washington Street
Westborough, MA 01581

Dear Ms. Razza:

The Commission has reviewed the Application for Certification as a Renewable Energy Facility for the Maryland Renewable Energy Portfolio Standard Program filed on October 18, 2007 by Model City Energy, LLC.

After considering this matter at the December 5, 2007 Administrative Meeting, the Commission granted the application and issued renewable energy facility Certification Number MD-40129-LFG-01 to the Company for the Model City facility.

Additionally, the Company is reminded that under COMAR 20.61.02.03B, it is obligated to notify the Commission within 30 days of any substantial change to the information contained in its application.

By Direction of the Commission,

A handwritten signature in black ink, appearing to read "Terry J. Romine".

Terry J. Romine
Executive Secretary

TJR/gjd

c: Paula M. Carmody, People's Counsel



COMMONWEALTH OF MASSACHUSETTS
OFFICE OF CONSUMER AFFAIRS
AND BUSINESS REGULATION
DIVISION OF ENERGY RESOURCES

70 FRANKLIN ST., 7th FLOOR
BOSTON, MA 02110-1313
Internet: www.Mass.Gov/DOER
Email: Energy@State.MA.US

Mitt Romney
Governor

Kerry Healey
Lieutenant Governor

Beth Lindstrom
Director, Office of Consumer Affairs
and Business Regulation

David L. O'Connor
Commissioner

TELEPHONE
617-727-4732

FACSIMILE
617-727-0030
617-727-0093

March 16, 2004

Mr. Stephen L. Cowell
CEO & Chairman
CSGServices, Inc
40 Washington Street
Westborough, MA 01581

**RE: RPS Eligibility Decision
Model City Energy Facility [LG-1027-04]**

Dear Mr. Cowell,

On behalf of the Division of Energy Resources (the Division), I am pleased to inform you that your Application for Statement of Qualification pursuant to the Massachusetts Renewable Energy Portfolio Standard (RPS) Regulations, 225 CMR 14.00, is hereby approved. The Division finds that the Generation Unit meets the requirements for eligibility as a New Renewable Generation Unit pursuant to 225 CMR 14.05.

Each Massachusetts New Renewable Generation Unit is assigned a unique Massachusetts RPS Identification Number (MA RPS ID#). The MA RPS ID # stated on the Statement of Qualification must be included in all correspondence with the Division. Model City Energy Facility's MA RPS ID# is: LG-1027-04.

However, the Unit's Statement of Qualification is conditioned by the following special provisions of 225 CMR 14.05(5) that pertain to any Generation Unit that is located outside of the ISO-New England control area:

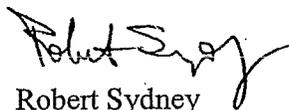
The portion of the total electrical energy output that qualifies as New Renewable Generation in a given time period shall meet requirements that include, but are not limited to, the following:

- (a) An External Unit Contract shall be executed between the Generation Unit Owner or Operator and an electrical energy purchaser located in the ISO-NE Control Area for delivery of the Unit's electrical energy to the ISO-NE Control Area. The External Unit Contract shall include associated transmission rights for delivery of the Unit's electrical energy over the ties from an adjacent control area to the ISO-NE Control Area; and
- (b) The Generation Unit Owner or Operator shall provide documentation, satisfactory to the Division, that:
 - 1. the electrical energy delivered pursuant to the External Unit Contract was settled in the ISO-NE Market Settlement System;
 - 2. the Generation Unit produced, during the applicable month, the amount of MWhs claimed, as verified by the NE-GIS administrator;
 - 3. the electrical energy delivered under the External Unit Contract received a North American Electricity Reliability Council Tag confirming transmission from the originating Control Area to the ISO-NE Control Area; and
 - 4. the New Renewable Generation Attributes have not otherwise been, nor will be, sold, retired, claimed or represented as part of electrical energy output or sales, or used to satisfy obligations in jurisdictions other than Massachusetts.

The Division wishes to remind you of the notification requirements for changes in eligibility status contained in 225 CMR 14.06(3). The Owner or Operator of the Generation Unit shall submit notification of such changes to the Division no later than five days following the end of the month during which such changes were implemented.

The Division also wishes to remind you to be cognizant of the Operating Rules and the reporting requirements of the NEPOOL GIS, which may be amended from time to time, and compliance with which may affect the RPS qualification of your Generation Unit's GIS certificates.

Sincerely,


Robert Sydney
General Counsel

Encl: Statement of Qualification

**COMMONWEALTH OF MASSACHUSETTS
OFFICE OF CONSUMER AFFAIRS AND BUSINESS REGULATION
DIVISION OF ENERGY RESOURCES**

Statement of Qualification

**Pursuant to the Renewable Energy Portfolio Standard
225 CMR 14.00**

This Statement of Qualification, provided by the Massachusetts Division of Energy Resources, signifies that the Generation Unit identified below meets the requirements for eligibility as a New Renewable Generation Unit, pursuant to the Renewable Energy Portfolio Standard 225 CMR 14.05, as of the approval date of the Application for Statement of Qualification, this 16th day of March, 2004.

Authorized Representative's Name and
Address:

Mr. Stephen L. Cowell CEO & Chairman CSGServices, Inc 40 Washington Street Westborough, MA 01581
--

Name of Generation Unit:

Model City Energy Facility

Qualification of this Generation Unit is subject to the following provisions:

The portion of the total electrical energy output that qualifies as New Renewable Generation in a given time period shall meet requirements that include, but are not limited to, the following:

- (a) An External Unit Contract shall be executed between the Generation Unit Owner or Operator and an electrical energy purchaser located in the ISO-NE Control Area for delivery of the Unit's electrical energy to the ISO-NE Control Area. The External Unit Contract shall include associated transmission rights for delivery of the Unit's electrical energy over the ties from an adjacent control area to the ISO-NE Control Area; and
- (b) The Generation Unit Owner or Operator shall provide documentation, satisfactory to the Division, that:
 1. the electrical energy delivered pursuant to the External Unit Contract was settled in the ISO-NE Market Settlement System;
 2. the Generation Unit produced, during the applicable month, the amount of MWhs claimed, as verified by the NE-GIS administrator;
 3. the electrical energy delivered under the External Unit Contract received a North American Electricity Reliability Council Tag confirming transmission from the originating Control Area to the ISO-NE Control Area; and
 4. the New Renewable Generation Attributes have not otherwise been, nor will be, sold, retired, claimed or represented as part of electrical energy output or sales, or used to satisfy obligations in jurisdictions other than Massachusetts.

ISO-NE Generation Unit Asset Identification Number or NE-GIS Identification Number:

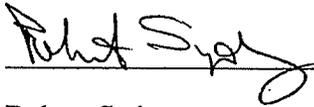
pending

The Owner or Operator of the New Renewable Generation Unit is responsible for expeditiously informing the Division of the NE-GIS Identification Number upon its assignment by the NE-GIS Administrator.

This New Renewable Generation Unit is assigned a unique Massachusetts RPS Identification Number. Please include MA RPS ID #s on all correspondence with the Division.

MA RPS ID #: LG-1027-04

Pursuant to 225 CMR 14.06, the Owner or Operator of the New Renewable Generation Unit is responsible for notifying the Division of any change in eligibility status, and the Division may suspend or revoke this Statement of Qualification if the Owner or Operator of a New Renewable Generation Unit fails to comply with 225 CMR 14.00.



Date: March 16, 2004

Robert Sydney
General Counsel
Division of Energy Resources



STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC UTILITY CONTROL
TEN FRANKLIN SQUARE
NEW BRITAIN, CT 06051

DOCKET NO. 07-09-19 APPLICATION OF INNOVATIVE ENERGY SYSTEMS FOR
QUALIFICATION OF MODEL CITY, LLC AS A CLASS I
RENEWABLE ENERGY SOURCE

November 21, 2007

By the following Commissioners:

James T. Fleming
Anne C. George
John W. Betkoski, III

DECISION

I. INTRODUCTION

A. SUMMARY

In this Decision, the Department of Public Utility Control determines that the Model City, LLC generating facility qualifies as a Class I renewable energy source as a methane gas from landfill facility and assigns it Connecticut Renewable Portfolio Standard (RPS) Registration Number CT00225-07.

B. BACKGROUND OF THE PROCEEDING

By application dated September 21, 2007 (Application), Model City, LLC (Model City) requested that the Department of Public Utility Control (Department) determine that the Model City generating facility qualifies as a Class I renewable energy source.

C. CONDUCT OF THE PROCEEDING

There is no statutory requirement for a hearing, no person requested a hearing, and none was held.

D. PARTICIPANTS IN THE PROCEEDING

The Department recognized Model City, LLC, through its authorized agent Conservation Services Group, 40 Washington Street, Westborough, MA 01581; and the Office of Consumer Counsel, Ten Franklin Square, New Britain, Connecticut 06051, as participants in this proceeding.

II. DEPARTMENT ANALYSIS

Pursuant to the General Statutes of Connecticut (Conn. Gen. Stat.) §16-1(a)(26), “Class I renewable energy source” includes energy derived from methane gas from landfills.

The Application states that Model City is a methane gas from landfill facility located 1447 Pletcher Rd, Youngstown, NY. Model City began commercial operation on June 1st, 2001, and has a nameplate capacity of 5.6 MW. Application, pp. 1 and 2.

As provided in the Application, Model City is a generating facility, fueled by landfill methane gas, whose generating facility is located at 1447 Pletcher Rd, Youngstown, NY. *Id.*, p. 1. Model City is an RPS-Qualified New Renewable Generation Unit, fueled by landfill gas, under the Massachusetts Renewable Portfolio Standard. Model City’s MA RPS Number is LG-1027-04. See the report Massachusetts Division of Energy Resources (DOE) Renewable Portfolio Standard, RPS-Qualified New Renewable Generation Units, pp. 2 and 4¹. Model City has been granted an Air Title V Facility Permit (Permit) No. 9-2924-00110/00002 effective October 3, 2006 and modified January 23, 2006 from the New York State Department of Environmental Conservation. The Permit describes the Model City Energy/LFG to energy facility as being “located adjacent to the Modern Landfill at Pletcher and Harold Roads in Model City, New York². This is a Landfill Gas to Energy (LFGTE) Facility which combusts scrubbed landfill gas to produce electrical power for sale on the open market.” (Footnote added) Permit, p.1. Further, The New York State Department of Environmental Conservation, Division of Solid & Hazardous Materials, Solid Waste Management Facilities (SWIMS) report as of October 2007 lists Modern Landfill as an active municipal; solid waste landfill under private ownership operating as a mixed solid waste landfill under permit No. 9-2924-00016/00043 dated August 24, 2006. SWIMS Report, p. 27. See [WWW.dec.ny.gov/docs/materials_minerals_pdf/mswlist.pdf](http://www.dec.ny.gov/docs/materials_minerals_pdf/mswlist.pdf).

¹ This document is located at <http://www.mass.gov/doer/rps/approved.htm>. Page 4 indicates that RPS qualified certificates will be awarded this facility only when and if they meet the special provisions of the RPS Regulations at 225 CMR 14.05(5) related to any generation unit that is located outside of the ISO-New England control area.

² In its Mapquest search, the Department noted that Pletcher Road is in both Youngstown, NY and Model City, NY as those two municipalities are adjacent to each other.

Based on the foregoing, the Department determines that Model City qualifies as a Class I renewable energy facility.

III. FINDINGS OF FACT

1. Model City is a methane gas from landfill facility located in Youngstown, NY.
2. Model City began operation on June 1, 2001.
3. Model City is owned by Model City, LLC.
4. Model City has a nameplate capacity of 5.6 megawatts.

IV. CONCLUSION

Based on the evidence submitted, the Department finds that Model City, LLC qualifies as a Class I renewable generation source pursuant to Conn. Gen. Stat. § 16-1(a)(26).

The Department assigns each renewable generation source a unique Connecticut RPS registration number. Model City's Connecticut RPS registration number is CT00225-07.

The Department's determination in this docket is based on the information submitted by Model City, LLC. The Department may reverse its ruling or revoke the Applicant's registration if any material information provided by the Applicant proves to be false or misleading. The Department reminds Model City, LLC that it is obligated to notify the Department within 10 days of any changes to any of the information it has provided to the Department.

**DOCKET NO. 07-09-19 APPLICATION OF INNOVATIVE ENERGY SYSTEMS FOR
QUALIFICATION OF MODEL CITY, LLC AS A CLASS I
RENEWABLE ENERGY SOURCE**

This Decision is adopted by the following Commissioners:

James T. Fleming

Anne C. George

John W. Betkoski, III

CERTIFICATE OF SERVICE

The foregoing is a true and correct copy of the Decision issued by the Department of Public Utility Control, State of Connecticut, and was forwarded by Certified Mail to all parties of record in this proceeding on the date indicated.



Louise E. Rickard
Acting Executive Secretary
Department of Public Utility Control

November 26, 2007

Date

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
PUBLIC UTILITIES COMMISSION

IN RE: APPLICATION FOR STANDARD CERTIFICATION DOCKET NO. 3780
AS ELIGIBLE RENEWABLE ENERGY RESOURCE
FILED BY CONSERVATION SERVICES GROUP, INC.
AS AUTHORIZED REPRESENTATIVE FOR MODEL CITY, LLC

ORDER

WHEREAS, Effective January 1, 2006, the Rhode Island Public Utilities Commission ("Commission") adopted Rules and Regulations Governing the Implementation of a Renewable Energy Standard (RES Regulations) including requirements for applicants seeking certification as an Eligible Renewable Energy Resource under the RES Regulations¹ pursuant to the Renewable Energy Act, Section 39-26-1 et. seq. of the General Laws of Rhode Island; and

WHEREAS, On October 27, 2006, Conservation Services Group, Inc. ("Company", Authorized Representative: Stephanie Hamilton, Contracts Administrator, Conservation Services Group, 40 Washington Street, Westborough, MA 01581, 518-836-9500) filed with the Commission an application seeking certification for its Model City Generation Unit, a 5.6 MW biomass (landfill methane gas) energy Generation Unit located in Youngstown, New York, as an eligible New Renewable Energy Resource under the State of Rhode Island RES Regulations; and

WHEREAS, Pursuant to Section 6.0 and other relevant Sections of the RES Regulations, a thirty (30) day period for public comment was provided during which time, no such comments were received, and

¹ State of Rhode Island and Providence Plantations Public Utilities Commission Rules and Regulations Governing the Implementation of a Renewable Energy Standard – Date of Public Notice: September 23, 2005, Date of Public Hearing: October 12, 2005, Effective Date: January 1, 2006.

WHEREAS, After examination, the Commission is of the opinion that the application is proper, reasonable and in compliance with the RES Regulations, and hereby grants the Company certification as an eligible renewable energy resource pursuant to the Renewable Energy Act, Section 39-26-1 et. seq. of the General Laws of Rhode Island; and

WHEREAS, The Commission's determination in this docket is based on the information submitted by the Company, and the Commission may reverse its ruling or revoke the Applicant's certification if any material information provided by the Applicant proves to be false or misleading.

Accordingly, it is

(18848) ORDERED:

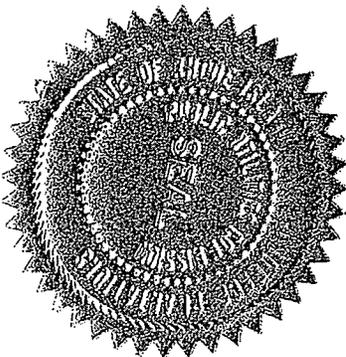
- 1) That the Model City Generation Unit, meets the requirements for eligibility as a New, Eligible Biomass Renewable Energy Resource with its 5.6 MW, Grid-Connected Generation Unit having a Commercial Operation Date of October, 2001 and located within a Control Area Adjacent to NEPOOL in Youngstown, New York.
- 2) That the Generation Unit's NEPOOL-GIS Identification Number is 32515.
- 3) That the Company's Generation Unit as identified above is hereby assigned unique certification number RI-3780-N07.
- 4) That, 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 Sections 5.1(ii) and 5.1(iii) of the RES regulations.

5) That, although the Commission will rely upon the documentation specified in Sections 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 Commission, 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 Commission's discretion. Such continuing verification shall include an annual affidavit and supporting documentation of use of eligible fuels.

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

DATED AND EFFECTIVE AT WARWICK, RHODE ISLAND ON
FEBRUARY 1, 2007 PURSUANT TO AN OPEN MEETING DECISION. WRITTEN
ORDER ISSUED FEBRUARY 5, 2007.

PUBLIC UTILITIES COMMISSION



Elia Germani

Elia Germani, Chairman

Robert B. Holbrook

Robert B. Holbrook, Commissioner

Mary E. Bray

Mary E. Bray, Commissioner