

THE STATE OF NEW HAMPSHIRE

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**PUBLIC UTILITIES COMMISSION**  
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November 16, 2009

Gerald M. Eaton, Esq.  
Public Service Company of New Hampshire  
P.O. Box 330  
Manchester, NH 03105-0330

Re: DE 09-189, Public Service Company of New Hampshire  
Certification Application for Class II Eligibility of its Energy Park Photovoltaic Facility  
pursuant to RSA 362-F

Dear Mr. Eaton:

On October 2, 2009, you submitted an application on behalf of Public Service Company of New Hampshire (PSNH) for certification of a 51.3 kilowatt (kW) photovoltaic facility (Energy Park facility) located at PSNH's corporate headquarters as eligible to produce Class II renewable energy certificates (RECs) pursuant to RSA 362-F, New Hampshire's Electric Renewable Portfolio Standard law. Along with the application, PSNH filed a request to waive the applicable provisions of Puc 2505.08(b)(5) and Puc 2505.09 that require a customer-sited source acquiring certificates secure the services of an independent monitor to certify installation of a revenue quality meter and monitor and report the facility's output. Staff has reviewed the application and recommended approval noting that the application was complete on October 2, 2009.

Class II eligibility requires that a facility began operation after January 1, 2006 and that it produces electricity from solar technologies. Your application indicates that KW Management, Inc. installed a photovoltaic facility with a gross nameplate capacity of 51.3 kW at PSNH's corporate headquarters, 780 North Commercial Street, Manchester, New Hampshire. The facility began operation on July 8, 2009 when PSNH successfully conducted the initial start-up test.

With respect to the requested waiver, PSNH avers that compliance with the rule would be onerous inasmuch as hiring an independent monitor is inefficient and an unnecessary expense. According to PSNH, the Energy Park facility is separately metered and the meter read once a month. PSNH proposes to satisfy the requirements of the rule with respect to meter reading and reporting by performing these duties with its own personnel. On November 5, 2009, Staff filed a

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memo recommending the Commission grant PSNH's request for a waiver of the applicable provisions of Puc 2505.08(b)(5) and Puc 2505.09.

Under Puc 201.05, the Commission may waive a rule if it finds the waiver serves the public interest and the waiver will not disrupt the orderly and efficient resolution of matters before the Commission. Determination of the public interest requires consideration of whether: (1) compliance with the rule would be onerous or inapplicable given the circumstances; or (2) the purpose of the rule would be satisfied by an alternative method proposed. The Commission has determined that the applicable standards for a waiver are satisfied and consistent with the public good. Accordingly, the waiver as requested is granted with the exception that PSNH perform the tasks required under Puc 2505.09 (h).

Finally, the Commission has reviewed the application and determined that it has provided all the necessary information to demonstrate that the Energy Park facility is eligible for certification as a Class II facility. Therefore, the Commission hereby certifies that the Energy Park facility is a Class II renewable energy source effective October 2, 2009 and is eligible to be issued New Hampshire Class II Renewable Energy Certificates. The New Hampshire Renewable Portfolio Standard certification code for the Energy Park facility is NH-II-09-048.

Sincerely,



Debra A. Howland  
Executive Director

cc: Gary S. Lemay

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November 16, 2009

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

Re: DE 09-189, Public Service Company of New Hampshire  
Certification as a New Hampshire RPS Class II Facility Pursuant to RSA 362-F  
New Hampshire Certification Code: NH-II-09-048

Dear Mr. Webb:

Please be advised that, pursuant to RSA 362-F, the New Hampshire Public Utilities Commission has certified Public Service Company of New Hampshire's (PSNH) Energy Park photovoltaic facility as a Class II renewable energy source effective October 2, 2009. Accordingly, the Energy Park facility is eligible to be issued New Hampshire RPS Class II Renewable Energy Certificates.

PSNH has installed photovoltaic equipment with a gross nameplate capacity of 51.3 kilowatts located at its corporate headquarters, 780 North Commercial Street, Manchester, New Hampshire. The facility began operation on July 8, 2009. The NEPOOL GIS facility code has not yet been obtained. PSNH will provide that to the Commission as soon as it is obtained. PSNH will also report the facility's output. The ISO-NE asset identification number is not applicable as the Energy Park facility is a behind-the-meter source. The New Hampshire RPS certification code is NH-II-09-048.

Sincerely,

A handwritten signature in blue ink, appearing to read "Debra A. Howland".

Debra A. Howland  
Executive Director