

THE STATE OF NEW HAMPSHIRE



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March 25, 2013

Gary S. Lemay, P.E.
New Hampshire Electric Cooperative, Inc.
579 Tenney Mountain Highway
Plymouth, NH 03264

Re: DE 13-025, New Hampshire Electric Cooperative, Inc.

1. Certification Request for Class II Eligibility for the Photovoltaic Array at NHEC's Sunapee District Office Pursuant to RSA 362-F:4; and
2. Request for Waiver of PUC Rule 2505.09(b)

Dear Mr. Lemay:

On January 23, 2013, NHEC submitted an application requesting that the Commission grant approval of the photovoltaic facility located at the New Hampshire Electric Cooperative's (NHEC) Sunapee District Office to produce Class II, Renewable Energy Certificates (RECs) pursuant to RSA 362-F, New Hampshire's Electric Renewable Portfolio Standard law. This facility is owned and operated by NHEC; however, it is located in the Public Service of New Hampshire (PSNH) service territory. In order to allow NHEC to serve as an independent monitor outside its service territory for this site only, NHEC is requesting a waiver of 2505.09(b). Staff has reviewed this application and waiver request and has recommended approval of the above-named photovoltaic array as eligible for Class II RECs effective January 23, 2013 as well as Commission approval of the waiver request.

Since this facility is a customer-sited source, the output is not recorded in the New England Power Pool Market Settlement System and, as a result the output must be monitored and verified by an independent monitor. NHEC intends to include this facility's .01836 megawatts of electrical production in the *NHEC Class II Aggregation's* total output reported to the NEPOOL Generation Information System as approved by the Commission on April 9, 2010.

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NHEC is requesting a waiver of Puc 2505.09(b) in order to allow NHEC to serve as an independent monitor outside its service territory for this site only. Rule Puc 201.05 provides that the Commission may waive the provisions of any of its rules if the waiver serves the public interest and will not disrupt the orderly and efficient resolution of matters before the Commission. There is no detriment to PSNH as a result of this requested waiver because PSNH does not serve as an independent monitor. The waiver request points out that it is logical that, under the unique circumstances of this case, where the site is owned by NHEC, and NHEC otherwise serves as an independent monitor, the purpose of the rule can be satisfied by the waiving of it in this particular circumstance.

The Commission has determined that NHEC has provided all the information necessary to demonstrate the Sunapee District Office's eligibility for certification and hereby certifies the above-named photovoltaic array as eligible for Class II RECs effective January 23, 2013. Furthermore, the Commission has granted NHEC a waiver of Puc 2505.09(b) so that NHEC can serve as independent monitor and report the total output of the Sunapee District Office with the total output of all of its Class II eligible facilities, under the name *NHEC Class II Aggregation*, to the NEPOOL Generation Information System.

Sincerely,



Debra A. Howland
Executive Director

cc: Docket file
Service List (Electronically)

SERVICE LIST - EMAIL ADDRESSES - DOCKET RELATED

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 #: 13-025-1 Printed: March 26, 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
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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.