

STATE OF RHODE ISLAND PUBLIC UTILITIES COMMISSION

IN RE: RHODE ISLAND ENERGY PETITION FOR ACCELERATION DUE TO DISTRIBUTED GENERATION PROJECT – TIVERTON PROJECTS	Docket No. 23-37-EL
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REVITY ENERGY LLC’S UNOPPOSED MOTION TO INTERVENE PURSUANT TO RULE 1.14 OF THE RHODE ISLAND PUBLIC UTILITIES COMMISSION RULES OF PRACTICE AND PROCEDURE

Revity Energy, LLC (“Revity”), by and through undersigned counsel, hereby files this Motion to Intervene in the above-captioned proceeding pursuant to Rule 1.14 of the Rhode Island Public Utilities Commission (RIPUC) Rules of Practice and Procedure:

1. Revity is a Rhode Island-based, foreign limited liability company in the business of utility-scale photovoltaic solar energy system development.

2. Rule 1.14(B) of the RIPUC Rules of Practice and Procedure provides that “any person claiming a right to intervene or an interest of such nature that intervention is necessary or appropriate may intervene in any proceeding before the Commission” which right or interest includes “[a]n interest which may be directly affected and which is not adequately represented by existing parties and as to which movants may be bound by the Commission’s action in the proceeding” and “[a]ny other interest of such nature that movant’s participation may be in the public interest.”

3. The Company’s October 17, 2023 Petition for Acceleration of a System Modification Due to Interconnection Requests (the “Petition”) states that “on July 21, 2021, the Company and Green Development, LLC (‘Interconnection Customer’) entered into an Interconnection Services Agreement (‘ISA’) for purposes of interconnecting the Interconnection

Customer's 11,791 kW photovoltaic systems located at 390 Brayton Road, Tiverton, RI 02878 ('Tiverton Projects') to the Company's electric power system ('EPS')." Petition at p. 1.

4. The Company's Petition states that "the Interconnecting Customers shall fund the System Improvements subject to repayment of the depreciated value of the System Improvement, such depreciated value calculated as of the time the System Improvement would have been necessary" and "the Company shall issue repayment of the depreciated value of the System Improvements to the Interconnection Customer during the Fiscal Year 2025 ISR Plan Year once the project is placed in service, the third party audit and verification is complete, and the project is fully reconciled." Petition at §§ 4(f) & 5(b).

5. While this Petition does not pertain to Revity's ISAs with the Company, this Petition is being filed in conjunction with the Petition in *In re: Rhode Island Energy Petition for Acceleration due to Distributed Generation Project – Weaver Hill Projects*, Docket No. 23-38-EL which involves very similar issues and does indeed impact Revity's rights under its ISAs in West Greenwich. Accordingly, Revity respectfully requests that the Commission permit Revity to intervene in this matter (as well as the 23-38-EL matter) to ensure that any conclusions made by the Commission in this matter do not negatively affect Revity's rights in 23-38-EL.

6. Pursuant to Rule 1.16(B) of the RIPUC Rules of Practice and Procedure, "[t]he movant shall make a good faith effort to determine whether a motion will be opposed." Undersigned counsel spoke to the Company's counsel on December 5, 2023 and the Company's counsel confirmed that the Company would not oppose this Motion.

7. Please direct service of correspondence, pleadings, notices, and rulings in connection with this proceeding to:

Nicholas L. Nybo
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WHEREFORE, for the foregoing reasons, Revity respectfully requests that the Commission **GRANT** Revity's Unopposed Motion to Intervene Pursuant to Rule 1.14 of the Rhode Island Public Utilities Commission Rules of Practice and Procedure.

REVITY ENERGY LLC

/s/ Nicholas L. Nybo
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the cover letter and any materials accompanying this certificate was electronically transmitted to the individuals listed below.

The paper copies of this filing are being hand delivered to the Rhode Island Public Utilities Commission.

Nicholas L. Nybo
Nicholas L. Nybo
December 7, 2023

Docket No. 23-37-EL Rhode Island Energy – Petition for Acceleration Due to DG Project – Weaver Hill Projects

Service List updated 10/23/2023

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