

May 11, 2016

BY HAND DELIVERY AND ELECTRONIC MAIL

Luly E. Massaro, Commission Clerk
Rhode Island Public Utilities Commission
89 Jefferson Boulevard
Warwick, RI 02888

**RE: Docket 4536-C – Renewable Energy Growth Program
Small-Scale Solar Projects Aggregation Summary
Rhode Island Certification Number: RI-4536-N15
First Quarter 2016**

Dear Ms. Massaro:

I have enclosed confidential copies of the following documents:

1. National Grid's revised spreadsheet summary of the Small-Scale Solar Projects aggregation for the Rhode Island Renewable Energy (RE) Growth Program for the first quarter of 2016 (Aggregation Summary, Attachment 1). This revised summary reflects the revisions requested by the PUC in its correspondence dated May 3, 2016. The Company's revisions to the spreadsheet are reflected in orange. The Company is also enclosing the redacted version of the Aggregation Summary for the PUC's website.
2. A generic redacted Renewable Energy Certificate (REC) Assignment Form (Attachment 2), as requested by the PUC at the Open Meeting on April 29, 2016; and
3. A CD-ROM containing confidential REC Assignment and Certification Forms because the forms are too large to transmit through electronic mail.

Pursuant to Rhode Island Public Utilities Commission (PUC) Rule 1.2(g) and R.I. Gen. Laws § 38-2-2(4)(B), the Company is seeking protective treatment of certain confidential information in the enclosed Aggregation Summary and REC Assignments and Certification. Accordingly, the Company has also enclosed a Motion for Protective Treatment.

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Thank you for your attention to this matter. If you have any questions, please contact me at 781-907-2121.

Very truly yours,



Raquel J. Webster

Enclosures

cc: Docket 4536 Service List
Leo Wold, Esq.
Steve Scialabba, Division

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
RHODE ISLAND PUBLIC UTILITIES AND CARRIERS**

**Docket 4536-C – Renewable Energy Growth Program
Small-Scale Solar Projects Aggregation Summary
First Quarter 2016
Rhode Island Certification Number: RI-4536-N15**

Docket No. 4536-C

**NATIONAL GRID’S MOTION FOR PROTECTIVE TREATMENT
OF CONFIDENTIAL INFORMATION**

National Grid¹ respectfully requests that the Rhode Island Public Utilities Commission (PUC) provide confidential treatment and grant protection from public disclosure certain confidential information submitted in this proceeding, as permitted by Rule 1.2(g) of the PUC’s Rules of Practice and Procedures and R.I. Gen. Laws § 38-2-2(4)(B). National Grid also respectfully requests that, pending entry of that finding, the Division preliminarily grant National Grid’s request for confidential treatment pursuant to Rule 1.2(g).

I. BACKGROUND

On May 11, 2016, National Grid filed with the PUC a revised summary of the Small-Scale Solar Projects aggregation for the Rhode Island Renewable Energy (RE) Growth Program for the first quarter of 2016 (Aggregation Summary). This filing included RE Certificate Assignment and Aggregation Certification Forms (Certification Forms), which serve as the simplified authorization forms for each project owner to sign as a replacement for Appendix A of the RE Resources Eligibility Form. The Aggregation

¹ The Narragansett Electric Company d/b/a National Grid (National Grid or the Company).

Summary and Certification Forms include confidential customer contact information, such as name, address, and telephone number, and National Grid is legally obligated to protect such information from public disclosure. Therefore, the Company seeks confidential protection for the Aggregation Summary and Certification Forms. Pursuant to the PUC's April 29, 2016 Open Meeting decision, this filing only includes confidential versions of the Certification Forms; however, the Company has enclosed a redacted version of the Aggregation Summary for the PUC's review.

II. LEGAL STANDARD

PUC Rule 1.2(g) provides that access to public records shall be granted in accordance with the Access to Public Records Act (APRA), R.I. Gen. Laws § 38-2-1 *et seq.* Under the APRA, all documents and materials submitted in connection with the transaction of official business by an agency is considered a “public record” unless the information contained in such documents and materials falls within one of the exceptions specifically identified in R.I. Gen. Laws. § 38-2-2(4). Therefore, to the extent that information provided to the PUC falls within one of the designated exceptions to the public records law, the PUC has the authority under the terms of the APRA to treat such information as confidential and to protect that information from public disclosure.

In that regard, R.I. Gen. Laws § 38-2-2(4)(A)(I)(b) provides that the following types of records shall not be deemed public:

Personnel and other personal individually-identifiable records otherwise deemed confidential by federal or state law or regulation, or the disclosure of which would constitute a clearly unwarranted invasion of personal privacy pursuant to 5 U.S.C. §552 *et seq.*

See Providence Journal Co. v. Kane, 577 A.2d 661, 665 (R.I. 1990) (noting that the plaintiffs' request for information that will uniquely identify State employees by name, address, and employment history directly contravenes the clear proscription set forth in § 38-2-2 against disclosure of all records which are identifiable to an individual employee, including personnel records. Although the Court in Kane addressed a request for personal employee information, the APRA clearly protects the personal customer information that National Grid seeks to protect here because this information includes customers' names and addresses. As such, the customers' personal contact information contained in the Aggregation Summary and Certification Forms satisfies the exception found in R.I. Gen. Laws. § 38-2-2(4)(A)(I)(b).

III. BASIS FOR CONFIDENTIALITY

As noted above, the Aggregation Summary and Certification Forms that the Company has filed with the PUC are confidential because they include confidential customer contact information, such as name, address, and telephone number -- information that National Grid does not ordinarily disclose to the public, and which National Grid is legally obligated to protect from public disclosure.

IV. CONCLUSION

Accordingly, National Grid respectfully requests that the PUC grant protective treatment to the Aggregation Summary and Certification Forms included in National Grid's May 11, 2016 filing with the PUC in this docket.

Respectfully submitted,

NATIONAL GRID

By its attorneys,



Raquel J. Webster, RI Bar # 9064
National Grid
40 Sylvan Road
Waltham, MA 02451
(781) 907-2121

Dated: May 11, 2016

Renewable Energy Growth Program Small-Scale Solar Projects Aggregation
Rhode Island Certification number: RI-4536-N15
May 11, 2016
Aggregation Summary - 2016 Q1 Update - *Revised*

Description	Quantity
Number of projects already existing in aggregation prior to this quarter	122.0
Number of new projects	212.0
Number of removed projects	1.0
Total number of projects	333.0
Nameplate capacity of projects already existing in aggregation prior to this quarter (kW-DC)	800.8
Nameplate capacity of new projects (kW-DC)	1523.9
Nameplate capacity of removed projects (kW-DC)	3.6
Total nameplate capacity of all active projects in aggregation (kW-DC)	2324.7
Capacity of operational projects (kW-DC)	181.9
Capacity of projects issued Certificates of Eligibility and pending commercial operation (kW-DC)	2142.8

**GENERIC REDACTED RENEWABLE ENERGY GROWTH PROGRAM RENEWABLE ENERGY
CERTIFICATE ASSIGNMENT AND AGGREGATION CERTIFICATION FORM**



**RENEWABLE ENERGY GROWTH PROGRAM
RENEWABLE ENERGY CERTIFICATE ASSIGNMENT AND AGGREGATION
CERTIFICATION FORM**

FOR SMALL-SCALE SOLAR PROJECTS ONLY

The undersigned, [REDACTED] (“Owner”), certifies that he/she/it: (i) is the owner of the small-scale distributed generation solar system installed and located at [REDACTED] [REDACTED] which enrolled in the Rhode Island Renewable Energy Growth Program (the “Program”) on 1/12/2016; (ii) authorizes National Grid to include Owner’s system as part of an aggregation in any state and that National Grid will be the aggregation owner (“Aggregation Owner”) for any aggregation that includes that system; (iii) assigns to National Grid all right and title to all renewable energy credits and certificates (collectively, “Certificates”) during the term of the Program Tariff and for so long as the Owner and Owner’s system participate in the Program (collectively, the “Term”); (iv) authorizes National Grid, acting as a Non-NEPOOL Generator Representative, to represent Owner and Owner’s system in the New England Power Pool Generation Information System (“NEPOOL GIS”) and to receive all Certificates created in the NEPOOL GIS with respect to energy generated by every generating unit in Owner’s system during the Term; (v) authorizes National Grid and its affiliates to serve as both the Aggregation Owner and Verifier, in which roles National Grid, in coordination with its affiliates as applicable, will (a) verify and provide meter data directly to the NEPOOL GIS Administrator via a secure internet portal / interface designated for this purpose by the NEPOOL GIS and in accordance with NEPOOL GIS Operating Rules applicable to Third-Party Meter Readers, and to which the Aggregation Owner will not have access, (b) monitor and record the electrical energy output of each of the generation units in the aggregation, and (c) execute any statement of qualification or similar



documentation as appropriate in order to qualify Owner's system for the renewable portfolio standard in any state; (v) acknowledges that Owner is obligated to and will notify National Grid promptly in the event of a change in the system's eligibility status under the Program Tariff or under the Rhode Island Renewable Energy Standard; and (vi) will notify the Massachusetts Department of Energy Resources and the Rhode Island Public Utilities Commission in writing within thirty (30) days upon the expiration of the Term.

The undersigned, National Grid, certifies: (i) that it enrolled [REDACTED] in the Program on 1/12/2016 to include the small-scale distributed generation solar system located at [REDACTED] [REDACTED] in an aggregation; and (ii) that it will notify the Massachusetts Department of Energy Resources and the Rhode Island Public Utilities Commission in writing within thirty (30) days upon the expiration of the Term.

Signature of Generation Unit Owner: [REDACTED] Date 12/15/2015

Signature of National Grid: [Handwritten Signature] Date 1/12/2016