

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
PUBLIC UTILITIES COMMISSION

IN RE: APPLICATION FOR STANDARD CERTIFICATION : DOCKET NO. 4569
AS ELIGIBLE RENEWABLE ENERGY RESOURCE FILED :
BY ATHENS ENERGY LLC – NEW GENERATION :

ORDER

WHEREAS, On June 26, 2015, Athens Energy, LLC¹ (Company), filed with the Public Utilities Commission (PUC) an application seeking certification for its Athens Energy LLC Generation Unit, an 8.5 MW Eligible Biomass energy Generation Unit located in Athens, Maine, as an eligible New Renewable Energy Resource in accordance with the PUC’s Rules and Regulations Governing the Implementation of a Renewable Energy Standard (RES Regulations) and R.I. Gen. Laws §39-26-1; and

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

WHEREAS, After examination, the PUC is of the opinion that the application including said supplemental information, is proper, reasonable, and in compliance with the RES Regulations, and hereby grants the Company certification as an eligible renewable energy resource pursuant to R.I. Gen Laws §39-26-1; and

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

¹ The authorized representative was identified: Robert Linkletter, President. 164 Harmony Rd. Athens, ME 04942. Phone: (207) 654-2237 Email: rlinkletter@mainewoodspelletco.com.

Accordingly, it is

(22043) ORDERED:

1) The Athens Energy LLC Generation Unit, meets the requirements for eligibility as a New, Eligible Biomass Renewable Energy Resource with its 8.5 MW, Grid-Connected Generation Unit having a Commercial Operation Date not yet reached and located within the NEPOOL control area in Athens, Maine.

2) As a Generation Unit which has not yet achieved Commercial Operation, eligibility is granted with a conditional requirement that the Company provide the PUC with written documentation verifying Commercial Operation and that the Company provide the Generation Unit's NEPOOL-GIS Asset Identification Number when assigned by NEPOOL following achievement of Commercial Operation.

3) Following receipt from the Company of acceptable written documentation supporting the Generation Unit's Commercial Operation Date and provision of the NEPOOL-GIS asset identification number, PUC staff is hereby authorized to assign a unique Rhode Island Public Utilities Commission Eligible Renewable Energy Resource Facility Certification Number for the Company's Generation Unit.

4) The facility's Renewable Energy Certificates ("RECs") become Rhode Island-eligible effective on the first day which the Rhode Island certification number is issued. All RECs associated with the production of eligible energy that are minted on or after the Effective Date are eligible for the RES.

5) Although the PUC will rely upon 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 PUC, 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 PUC's discretion. Such continuing verification shall include a quarterly affidavit and supporting documentation for use of eligible landfill gas fuel.

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

EFFECTIVE AT WARWICK, RHODE ISLAND ON AUGUST 13, 2015
PURSUANT TO AN OPEN MEETING DECISION. WRITTEN ORDER ISSUED
AUGUST 18, 2015.

PUBLIC UTILITIES COMMISSION



Margaret E. Curran, Chairperson

Paul J. Roberti, Commissioner

*Herbert F. DeSimone, Jr., Commissioner

*Commissioner DeSimone concurs but is unavailable for signature.

NOTICE OF RIGHT OF APPEAL: Pursuant to R.I. Gen. Laws § 39-5-1, any person aggrieved by a decision or order of the PUC may, within seven days (7) from the date of the order, petition the Supreme Court for a Writ of Certiorari to review the legality and reasonableness of the decision or order.