



**Laura C. Bickel**  
Senior Counsel  
Legal Department

December 23, 2020

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

Re: Petition for Approval of Eight Long-Term Contracts for Renewable Energy and Renewable Energy Certificates Pursuant to the Long-Term Contracting Standard for Renewable Energy - Docket No. 4764

Dear Ms. Massaro:

On November 1, 2017, The Narragansett Electric Company d/b/a National Grid (National Grid or Company) filed a petition with the Public Utilities Commission (Commission), pursuant to the Long-Term Contracting Standard for Renewable Energy, R.I. Gen. Laws § 39-26.1, for approval of eight long-term power purchase agreements (PPAs or contracts) to purchase renewable energy and associated renewable energy certificates from seven solar photovoltaic projects and one wind power project. The Commission docketed this petition as Docket No. 4764. The contracts were negotiated as part of a regional procurement process that was conducted to serve electric customers in Massachusetts, Connecticut, and Rhode Island. Among these agreements, National Grid submitted a PPA with Chinook Solar, LLC (the Seller), under which it contracted to purchase a portion of the energy and RECs from a planned solar photovoltaic project located in Fitzwilliam, New Hampshire, with a nameplate capacity of 30 MW (AC) (the Chinook Solar PPA). The Chinook Solar PPA was for the Company to purchase up to 0.4 MW from the project. On February 9, 2018, at an Open Meeting, the Commission approved all eight contracts, including the Chinook Solar PPA.

Section 9.2(e) of the Chinook Solar PPA provides that failure to achieve any of the Critical Milestones set forth in Section 3.1(a) constitutes an Event of Default. Seller has failed to notify National Grid that it has satisfied the Critical Milestone for the Financial Closing Date or other demonstration of the financial capability to construct the Facility by December 1, 2020, as provided in Section 3.1(a)(iii), as extended by Section 3.1(c). December 8, 2020 was the deadline for Seller to provide notice that it had achieved the Financing Critical Milestone, as provided in Section 3.1(b).

On December 18, 2020, pursuant to Section 9.3(b) of the Chinook Solar PPA, National Grid provided Seller with written notice of termination of the PPA, because the Seller failed to provide written notice that it had satisfied the Critical Milestones for the Financial Closing Date

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or other demonstration of the financial capability to construct the Facility as required by Section 3.1(a)(iii).<sup>1</sup>

The Company included this PPA to meet its obligations under the Long-Term Contracting Standards, § 39-26.1-2 and 3. However, as shown in Attachment 1 to this letter, this termination will not drop the Company down below its expected minimum contract capacity, as required by § 39-26.1-2. As a result, no action is required by the Commission on the Company's Notice of Termination to the Seller.

Please contact me with any questions you may have. Thank you for your attention to this matter.

Very truly yours,



Laura C. Bickel  
RI Bar # 10055

Enclosures

cc: Docket No. 4764 Service List  
Linda George, Administrator, Division of Public Utilities and Carriers  
Nicholas Ucci, Commissioner, Office of Energy Resources

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<sup>1</sup> The Massachusetts electric utilities that executed long-term contracts with the Seller, including the Company's affiliates, have also provided the Seller with written notice of termination of their PPAs.

Docket No. 4764 – National Grid  
Updated 7/15/2020

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