

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application by)
Noble Americas Energy Solutions LLC) Case No. 11-2384-EL-ACP
for a Waiver from 2010 Ohio Sited Solar)
Energy Resource Benchmarks.)

ENTRY

The attorney examiner finds:

- (1) On April 11, 2011, Noble Americas Energy Solutions LLC (Noble Solutions)¹ filed an application requesting that the Commission make a *force majeure* determination regarding Noble Solutions' compliance with the solar energy resources (SER) benchmark for 2010. In its application, Noble Solutions notes that it made a similar request for 2009 that was approved by the Commission, contingent upon Noble Solutions meeting a revised 2010 SER benchmark, which was increased to include the shortfall for 2009.² Noble Solutions states that it was unable to meet its revised 2010 SER benchmark due to lack of availability of solar renewable energy credits (SRECs) originating in Ohio. Consequently, Noble Solutions requests that the Commission make a *force majeure* determination and reduce Noble Solutions' revised 2010 SER benchmark to the amount of SRECs actually acquired by Noble Solutions.
- (2) In order to thoroughly review Noble Solutions' application, the attorney examiner finds that the following procedural schedule should be established, pursuant to Rule 4901:1-40-06(A), Ohio Administrative Code:
 - (a) The deadline for the filing of comments on Noble Solutions' application shall be June 27, 2011.
 - (b) The deadline for the filing of reply comments shall be July 11, 2011.

¹ Noble Solutions notes in its application that it was originally certificated as Semptra Energy Solutions LLC, but was granted a change of ownership and provider name on November 18, 2010.

² In the Matter of the Application of the Retail Electric Supply Association for an Amendment to the 2009 Solar Energy Resource Benchmark Pursuant to Section 4928.64(C)(4), Revised Code, Case No. 10-428-EL-ACP, Finding and Order (April 28, 2010).


It is, therefore,

ORDERED, That the procedural schedule set forth in finding (2) be adopted. It is, further,

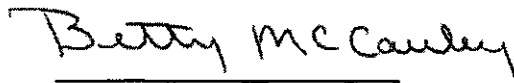
ORDERED, That a copy of this entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

By: 
Mandy L. Willey
Attorney Examiner

/sc

Entered in the Journal
MAY 26 2011


Betty McCauley
Secretary