

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Alternative Energy)
Portfolio Status Report for 2012 of APN) Case No. 13-636-EL-ACP
Starfirst, LP.)

FINDING AND ORDER

The Commission finds:

- (1) APN Starfirst, LP (APN or Company) is an electric services company as defined in R.C. 4928.01(A)(9) and, as such, is subject to the jurisdiction of this Commission.
- (2) R.C. 4928.64(B)(2) establishes benchmarks for electric services companies to acquire a portion of their electricity supply for retail customers in Ohio from renewable energy resources. Half of the renewable benchmark must be met with resources located within Ohio (in-state renewable benchmark), including a portion from solar energy resources (solar benchmark), half of which must be met with resources located within Ohio (in-state solar benchmark). The specific renewable compliance obligations for 2012 are 1.50 percent (which includes the solar requirement) and 0.06 percent for solar. R.C. 4928.65 provides that an electric utility or electric services company may use renewable energy credits (RECs) and solar energy credits (SRECs) to meet its respective renewable energy and solar benchmarks. Ohio Adm.Code 4901:1-40-01(BB) defines a REC as the environmental attributes associated with one MWh of electricity generated by a renewable energy resource, except for electricity generated by facilities as described in Ohio Adm.Code 4901:1-40-04(E).
- (3) Ohio Adm.Code 4901:1-40-05(A) requires each electric services company to annually file by April 15 an annual alternative energy portfolio status report (AEPS report), unless otherwise ordered by the Commission. The AEPS report must analyze all activities the company undertook in the previous year in order to demonstrate how pertinent alternative energy portfolio benchmarks have been met. Staff then conducts an annual compliance review with regard to the benchmarks.

- (4) On March 19, 2013, APN filed its 2012 AEPS report, pursuant to R.C. 4928.64 and Ohio Adm.Code 4901:1-40-05(A). In its AEPS report, APN proposes a baseline of 63,367 MWh using an average of its Ohio retail sales for 2010 and 2011, as the Company had no Ohio retail sales in 2009. Using this baseline and the 2012 statutory benchmarks, APN calculated its 2012 compliance obligations to be 38 solar MWh, of which at least 19 MWh must originate from Ohio facilities, and 912 non-solar MWh, of which at least 456 MWh must originate from Ohio facilities. Using this baseline and the 2012 statutory benchmarks, APN reports that it has met its renewable, in-state renewable, solar, and in-state solar benchmarks.
- (5) On April 19, 2013, Staff filed its review and recommendations of the Company's 2012 AEPS report. Staff finds that APN was required to comply with the renewable benchmarks for 2012, as it had retail electric sales in Ohio. Staff agrees with the Company's calculation of its 2012 baseline, since APN had no intrastate retail sales for 2009, and reports that the Company has accurately calculated its 2012 AEPS compliance obligations. Staff reviewed the Company's reserve subaccount data with the PJM EIS Generation Attribute Tracking System (GATS) and confirmed that the RECs and SRECs originated from generating facilities certified by the Commission and were associated with electricity generated during the applicable timeframe. Therefore, Staff recommends that APN be found to be in compliance with its 2012 renewable energy compliance obligations. Staff further recommends that, for future compliance years in which the Company utilizes GATS to demonstrate its Ohio compliance efforts, APN initiate the transfer of the appropriate RECs and SRECs to its GATS reserve subaccount between March 1 and April 15 so as to precede the filing of its annual AEPS report with the Commission.
- (6) Upon review of the Company's AEPS report, as well as Staff's findings and recommendations, the Commission finds that APN is in compliance with its 2012 renewable, in-state renewable, solar, and in-state solar benchmarks. The Commission also adopts Staff's recommendations and directs that, for future compliance years, APN initiate the transfer of the appropriate RECs and SRECs to its GATS reserve subaccount between March 1 and April 15.

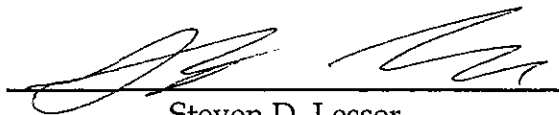
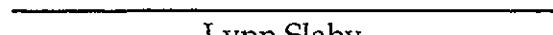
It is, therefore,

ORDERED, That the Company's AEPS report for 2012 be accepted as set forth above. It is, further,

ORDERED, That APN take all actions regarding Staff's recommendations as adopted above. It is, further,

ORDERED, That a copy of this Finding and Order be served upon all parties of record.

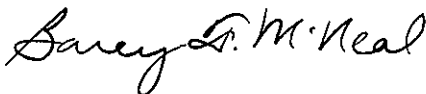
THE PUBLIC UTILITIES COMMISSION OF OHIO


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Barcy F. McNeal
Secretary