

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Alternative Energy)
Portfolio Status Report for 2014 of) Case No. 15-664-EL-ACP
Texas Retail Energy, LLC.)

FINDING AND ORDER

The Commission finds:

- (1) Texas Retail Energy, LLC (Texas Retail or the 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. R.C. 4928.645 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 megawatt hour (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 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 of the company's filing and the records of the applicable attribute tracking system to ensure that RECs were sourced from generating facilities certified by the Commission and were appropriately associated with electricity generated for the compliance period.

- (4) On April 6, 2015, Texas Retail filed its 2014 AEPS report in which the Company proposed to use an average of its annual Ohio retail electric sales for 2012 and 2013, as it did not have any such sales for 2011. In addition, Texas Retail reported that it satisfied its 2014 compliance obligations.
- (5) On April 29, 2015, Staff filed a report of its Review and Recommendations for Texas Retail's 2014 AEPS report. Staff reports that Texas Retail is an electric services company in the state of Ohio, and thus had an AEPS obligation for 2014. Staff reviewed the Company's AEPS report and REC tracking accounts to verify compliance, and determined that Texas Retail has satisfied its 2014 compliance obligations. Further, Staff recommends that, for future compliance years, Texas Retail initiate the transfer of the appropriate RECs and SRECs to its REC tracking accounts 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 2014 AEPS report, and the records of these proceedings, we adopt Staff's recommendations. We find that Texas Retail's 2014 proposed compliance baseline is reasonable, that Texas Retail has met its compliance obligations for 2014. Further, the Company is directed to comply with Staff's recommendations for future compliance years.

It is, therefore,

ORDERED, That Texas Retail has met its AEPS compliance obligations for 2014, and its 2014 AEPS report is accepted as filed. It is, further,

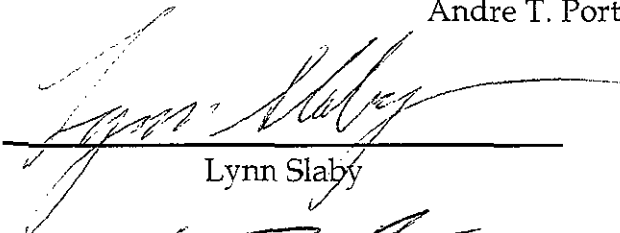
ORDERED, That Texas Retail comply with Staff's recommendations adopted herein. It is, further,

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

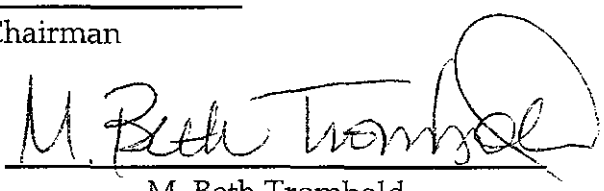
THE PUBLIC UTILITIES COMMISSION OF OHIO



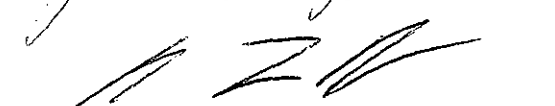
Andre T. Porter, Chairman




Lynn Slaby



M. Beth Trombold



Asim Z. Haque

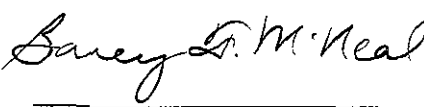


Thomas W. Johnson

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Barcy F. McNeal
Secretary