

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Alternative Energy)
Portfolio Status Report for 2014 of Capital) Case No. 15-713-EL-ACP
Energy, LLC dba Capital Energy Ohio.)

FINDING AND ORDER

The Commission finds:

- (1) Capital Energy, LLC dba Capital Energy Ohio (Capital) 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 13, 2015, Capital filed its 2014 AEPS report. Capital stated that it began serving Ohio electric customers in March 2014, and proposed a baseline of 71,103 MWH, which it indicated was its Ohio retail electric sales for 2014. In addition, Capital reported that it satisfied its 2014 compliance obligations.
- (5) On August 28, 2015, Staff filed its Review and Recommendations for Capital's AEPS report. Staff reports that Capital is an electric services company in the state of Ohio, and thus had an AEPS obligation for 2014. Staff reviewed Capital's attribute tracking system account record to verify compliance, and determined that Capital satisfied its 2014 AEPS compliance obligations. Further, Staff recommends that, for future compliance years, Capital initiate the transfer of the appropriate RECs and SRECs to its attribute tracking system 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 Capital's 2014 AEPS report and the records of these proceedings, we adopt Staff's recommendations. We find that the Capital's 2014 proposed compliance baseline is reasonable, and that Capital has met its compliance obligations for 2014. Further, Capital is directed to comply with Staff's recommendations for future compliance years.

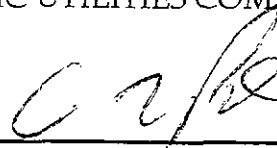
It is, therefore,

ORDERED, That Capital's 2014 AEPS report be accepted as filed, as Capital has met its AEPS compliance obligations for 2014. It is, further,

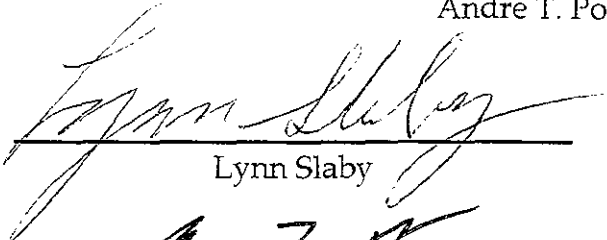
ORDERED, That Capital comply with Staff's recommendations adopted herein. It is, further,

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

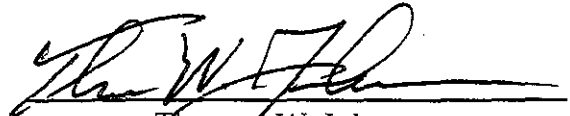


Lynn Slaby



Asim Z. Haque

M. Beth Trombold

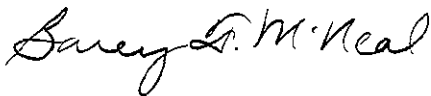


Thomas W. Johnson

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Barcy F. McNeal
Secretary