

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE RENEWABLE
PORTFOLIO STANDARD COMPLIANCE
STATUS REPORT FOR 2015 OF ELIGO
ENERGY OH, LLC.

CASE NO. 16-789-EL-ACP

FINDING AND ORDER

Entered in the Journal on May 17, 2017

I. SUMMARY

{¶ 1} The Commission approves the 2015 renewable portfolio standard compliance status report of Eligo Energy OH, LLC.

II. DISCUSSION

A. *Applicable Law*

{¶ 2} Eligo Energy OH, LLC (Eligo) 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.

{¶ 3} 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).

{¶ 4} Ohio Adm.Code 4901:1-40-05(A) requires each electric services company to annually file by April 15 a renewable portfolio standard compliance status report (RPS report), unless otherwise ordered by the Commission. The RPS 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.

B. *Procedural History*

{¶ 5} On April 13, 2016, Eligo filed its 2015 RPS report. Eligo proposes to use a baseline of 23,086 MWH, which it indicated was an average of its actual Ohio retail electric sales for 2013 and 2014; Eligo indicated it had no Ohio retail electric sales in 2012. Eligo further reported that it satisfied its 2015 compliance obligations.

{¶ 6} On August 8, 2016, Staff filed its Review and Recommendations for Eligo's RPS report. Staff reports that Eligo is an electric services company in the state of Ohio and, therefore, had an RPS obligation for 2015. Staff reviewed Eligo's attribute tracking system account record to verify compliance, and determined that Eligo satisfied its 2015 RPS compliance obligations. Staff notes that Eligo calculated its baseline using the average of its annual sales in the preceding three calendar years. Staff adds that, by calculating its baseline this way, Eligo must continue to use this baseline methodology for at least three consecutive compliance years. Staff recommends that, for future compliance years, Eligo 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 RPS report with the Commission.

C. *Conclusion*

{¶ 7} Upon review of Eligo's 2015 RPS report and the records of these proceedings, we adopt Staff's recommendations. We find that Eligo's 2015 proposed compliance baseline is reasonable, and that Eligo has met its compliance obligations for 2015. Further, Eligo is directed to comply with Staff's recommendations for future compliance years.

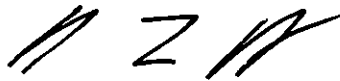
III. ORDER

{¶ 8} It is, therefore,

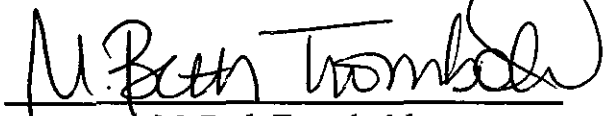
{¶ 9} ORDERED, That Eligo's 2015 RPS report be accepted as filed, as Eligo has met its RPS compliance obligations for 2015. It is, further,

{¶ 10} ORDERED, That Eligo comply with Staff's recommendations adopted herein. It is, further,

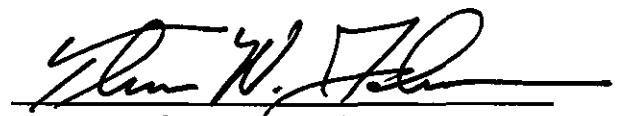
{¶ 11} ORDERED, That a copy of this Finding and Order be served upon all parties of record.

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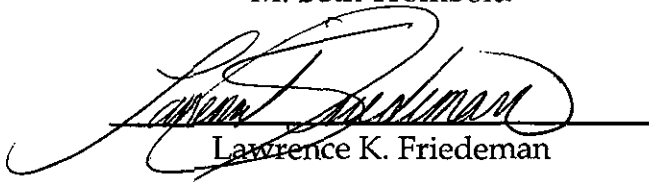
Asim Z. Haque, Chairman



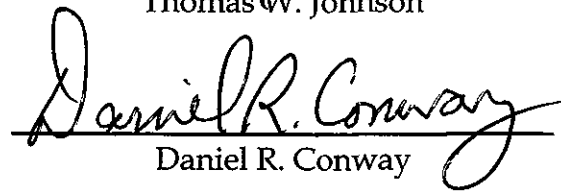
M. Beth Trombold



Thomas W. Johnson



Lawrence K. Friedeman



Daniel R. Conway

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Barcy F. McNeal
Secretary