

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of )  
Twenty First Century Energy, LLC for )  
Certification as an Eligible Ohio ) Case No. 09-528-EL-REN  
Renewable Energy Resource Generating )  
Facility. )

FINDING AND ORDER

The Commission finds:

- (1) On July 9, 2009, Twenty First Century Energy, LLC (TFCE) filed a complete application for certification as an eligible Ohio renewable energy resource generating facility.
- (2) Consistent with Sections 4928.64 and 4928.65, Revised Code, in order to qualify as a certified eligible Ohio renewable energy resource generating facility, a facility must demonstrate in its application that it has satisfied all of the following criteria:
  - (a) The generation produced by the renewable energy resource generating facility can be shown to be deliverable into the state of Ohio, pursuant to Section 4928.64(B)(3), Revised Code.
  - (b) The resource to be utilized in the generating facility is recognized as a renewable energy resource pursuant to Sections 4928.64(A)(1) and 4928.01(A)(35), Revised Code, or a new technology that may be classified by the Commission as a renewable energy resource pursuant to Section 4928.64(A)(2), Revised Code.
  - (c) The facility must satisfy the applicable placed-in-service date, delineated in Section 4928.64(A)(1), Revised Code.
- (3) TFCE has submitted for certification a 41 kW solar photovoltaic system located at 1 Herald Square, Fairborn, Ohio. Currently, it is a distributed generation facility that has a net metering and interconnection agreement with the Dayton Power and Light Company. Based upon its location and its interconnection

agreement, the electricity generated from TFCE's facility is deliverable into the state. Accordingly, the Commission finds that the first criterion is satisfied.

- (4) In its application, TFCE indicates that it utilizes a solar photovoltaic system as its energy resource. Solar photovoltaic energy is specifically recognized as a renewable resource in Section 4928.01(A)(35), Revised Code. Therefore, the Commission finds that the second criterion is satisfied.
- (5) TFCE further indicates in its application that the placed-in-service date for its generating facility was December 30, 2008, thereby satisfying the requirement of Section 4928.64(A)(1), Revised Code. As such, the Commission finds that TFCE's facility meets the third criterion.
- (6) Given that TFCE's application demonstrates that its facility satisfies the requisite criteria to become certified as an eligible Ohio renewable energy resource, the Commission finds that its application should be approved. This approval is subject to the facility properly acquiring and maintaining the requisite local, state, and environmental permits.
- (7) In addition to satisfying the above-cited criteria, Section 4928.65, Revised Code, requires a facility to be registered with an approved attribute tracking system, such as the Generation Attribute Tracking System (GATS), or the Midwest Renewable Energy Tracking System (M-RETS), in order to generate renewable energy credits that may be used for compliance with Ohio's alternative energy portfolio standards. TFCE provided its approved GATS account number in its application. Accordingly, the Commission finds that the facility satisfies this additional requirement.
- (8) TFCE is hereby issued certification number 09-SPV-OH-GATS-0001 as an eligible Ohio renewable energy resource generating facility. In the event of any substantive changes in the facility's operational characteristics, or significant changes in the information provided in the application, TFCE must notify the Commission within 30 days of such changes. Failure to do so may result in revocation of its certification.

It is, therefore,

ORDERED, That TFCE's application for certification as an eligible Ohio renewable energy resource generating facility be granted as set forth herein. It is, further,

ORDERED, That TFCE be issued certification number 09-SPV-OH-GATS-0001, in accordance with finding (8). 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

  
Alan R. Schriber, Chairman

  
Paul A. Centolella

  
Ronda Hartman Fergus

  
Valerie A. Lemmie

  
Cheryl L. Roberto

RLH/vrm

Entered in the Journal

AUG 26 2009



Renee J. Jenkins  
Secretary