

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Lehr)
for Certification as an Eligible Ohio) Case No. 09-1817-EL-REN
Renewable Energy Resource Generating)
Facility.)

FINDING AND ORDER

The Commission finds:

- (1) On November 18, 2009, Timothy Lehr (Applicant) filed an application for certification of their residence, at 839 Old Commons Road, Windsor, Pennsylvania 17366, (Lehr) 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) Applicant submitted for certification a .00224 MW solar photovoltaic system located at Applicant's residence. The application indicates that Lehr is a distributed generation facility with an existing net metering and interconnection agreement with Metropolitan Edison, a subsidiary of FirstEnergy Corporation. The application explains that the facility is within the geographic area of PJM Interconnection, L.L.C. The

application represents that, based upon its location in a state geographically contiguous to Ohio, the electricity generated from Lehr is deliverable into Ohio. Accordingly, the Commission finds that the application satisfies the first criterion.

- (4) In the application, Applicant indicates that Lehr utilizes a solar photovoltaic system as one of its energy resources. Solar photovoltaic energy is specifically recognized as a renewable resource pursuant to Section 4928.01(A)(35), Revised Code. Therefore, the Commission finds that the second criterion is satisfied.
- (5) Applicant further indicates in the application that the placed-in-service date for Lehr was November 4, 2009, which satisfies the requirement of Section 4928.64(A)(1), Revised Code. As such, the Commission finds that Lehr meets the third criterion.
- (6) Given that the application demonstrates that Lehr satisfies the requisite statutory criteria to become certified as an eligible Ohio renewable energy resource generating facility, as well as the Commission's rules, the Commission finds that the application should be approved. This approval is subject to the facility properly acquiring and maintaining all required local, state, and environmental permits.
- (7) In addition to satisfying the above-cited criteria, Section 4928.65, Revised Code, requires a renewable energy resource generating 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), for the facility's renewable energy credits to be used for compliance with Ohio's alternative energy portfolio standards. Applicant indicated in the application that they intend to register Lehr with GATS.
- (8) Lehr is hereby issued certification number 10-SPV-PA-GATS-0020 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, Applicant must notify the Commission within 30 days of such changes. Failure to do so may result in revocation of Lehr's certification.

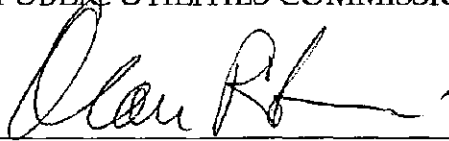
It is, therefore,

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

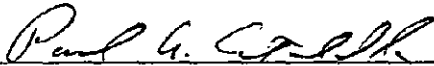
ORDERED, That Lehr be issued certification number 10-SPV-PA-GATS-0020 in accordance with finding (8). It is, further,

ORDERED, That a copy of this finding and order be served upon all parties of record.

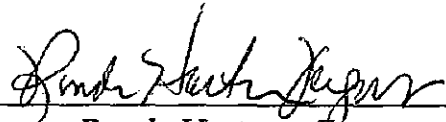
THE PUBLIC UTILITIES COMMISSION OF OHIO



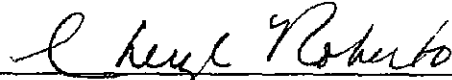
Alan R. Schriber, Chairman



Paul A. Centolella



Ronda Hartman Fergus



Cheryl L. Roberto

Valerie A. Lemmie

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Entered in the Journal

JAN 13 2010



Renee J. Jenkins
Secretary