

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Rock)
Road Wind, LLC for Certification as an) Case No. 10-438-EL-REN
Eligible Ohio Renewable Energy)
Resource Generating Facility.)

FINDING AND ORDER

The Commission finds:

- (1) On April 14, 2010, Rock Road Wind, LLC (Rock Road) filed an application for certification as an eligible Ohio renewable energy resource generating facility.
- (2) Rule 4901:1-40-04(F)(2), Ohio Administrative Code (O.A.C.), provides for automatic approval of an application for certification as an eligible Ohio renewable energy resource generating facility, unless the Commission suspends the application with 60 days. Rock Road's application was suspended on June 9, 2010.
- (3) Rock Road subsequently amended its application December 14, 2010.
- (4) 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.
- (5) Rock Road submitted for certification a .1 MW wind turbine generation system located at 426 Shelby-Ontario Road, Mansfield, Ohio 44906. The application states that the facility is a distributed generation facility with an existing net metering and interconnection agreement with Midwest Independent Transmission System Operator. The application explains that the facility is located within the geographic area of the Midwest Independent Transmission System Operator. Based upon the application, and the facility's location in Ohio, the electricity generated from the Rock Road facility is deliverable into Ohio. Accordingly, the Commission finds that the application satisfies the first criterion.
- (6) In its application, Rock Road indicates that it utilizes wind energy as one of its energy resources. Wind 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.
- (7) Rock Road indicates in its application that the placed-in-service date for its system will be March 15, 2011, thereby satisfying the requirement of Section 4928.64(A)(1), Revised Code. As such, the Commission finds that the Sheffield facility meets the third criterion.
- (8) Given that Rock Road's application demonstrates that its facility 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 its application should be approved. This approval is subject to the facility properly acquiring and maintaining all required local, state, and environmental permits.
- (9) 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. Rock Road indicated in its application that it intends to register with GATS.

- (10) Rock Road is hereby issued its certification number 11-WND-OH-GATS-303 as an eligible Ohio renewable energy resource generating facility. Within 30 days of its facility becoming operational, Rock Road must file notification with the Commission that discloses any changes to the information provided in the initial application, or additional information that might not have been available at the time of initial filing. Additionally, in the event of any substantive changes in the facility's operational characteristics, Rock Road must notify the Commission within 30 days of such changes. Failure to do so may result in revocation of its certification.

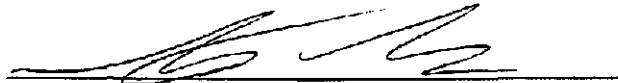
It is, therefore,

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

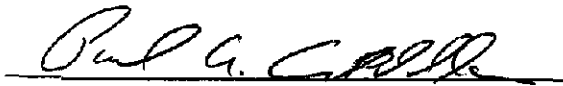
ORDERED, That Rock Road be issued its certification number in accordance with finding (10). It is, further,

ORDERED, That a copy of this entry be served upon all parties of record.

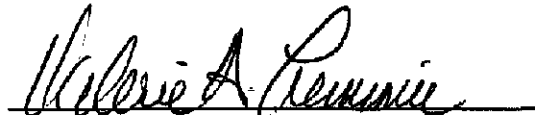
THE PUBLIC UTILITIES COMMISSION OF OHIO



Steven D. Lesser, Chairman



Paul A. Centolella



Valerie A. Lemmie



Cheryl L. Roberto

JML/dah

Entered in the Journal

FEB 09 2011



Renee J. Jenkins
Secretary