

**Docket No. SP-13695, Sub 1**

**Petitioner's Cross-Examination Exhibit 1**

## Your conversation with DE Administrator:

Tim Lasocki

### Proposal 129-01 Request for Information

Market Participant ID: 129  
7/15/2019 11:28:04 AM

Dear IA - I am writing to follow up on our Request for Information regarding the Network Upgrade costs assigned decremented from the \$/MWh value of our proposal. Could we schedule a call this week to discuss? We'd like to learn what this number is and the assumptions behind it.

Thanks,  
Tim Lasocki

Tim Lasocki

Market Participant ID: 129  
6/6/2019 10:53:50 AM

### Proposal 129-01 Request for Information

Dear IA - Thanks for reply on feedback timing. Yes, I mean the Network Upgrade costs assigned decremented from the \$/MWh value of our proposal since we have not been informed of this number. We look forward to hearing this data and other feedback after July 8.

Tim Lasocki

Independent Administrator  
6/6/2019 10:34:38 AM

### Proposal 129-01 Reply of the IA

This response is to the message on June 5, 2019, seeking information about the Step 2 evaluation process. As noted before, the IA is prepared to discuss your proposal AFTER the contracting period is completed. Presently, the contracting period is expected to be completed on July 8, 2019. In the interim, we provide the following response.

Interconnection costs were not calculated by the T&D Evaluation team, since those costs were the responsibility of the bidder. Network upgrade costs were calculated by the T&D Evaluation team and were decremented from the \$/MWh value of each proposal in the competitive tier. Thus the interconnection costs were not included in the bid evaluation.

Proposals were individually analyzed since there were no transmission interdependencies among any of the proposals in the competitive tier.

The network upgrade costs for individual bids can not be discussed with the respective bidder until 90 days after notification.

Thus, this data will be available after July 8, 2019.

Tim Lasocki

### Proposal 129-01 Message from the IA re: Wire sent in error by Orion

Market Participant ID: 129  
6/11/2019 12:46:38 PM

The return wire goes to Orion Power America, and the address is correct.

Thanks,  
Tim

Independent Administrator  
6/11/2019 10:32:53 AM

### Proposal 129-01 Message from the IA re: Wire sent in error by Orion

*Orion Power America or Orion Renewable Energy Group?*

The following is the previous address you have provided for wires. Please confirm this is correct for the current wire as well:

*3000 El Camino Real Bldg 5, Suite 700  
Palo Alto, CA 94306*

Tim Lasocki

### Proposal 129-01 Wire Transaction Receipt

Market Participant ID: 129  
6/10/2019 5:42:54 PM

Dear IA,

This wire was made in error to the wrong location. Please return wire the \$100,000

# Petitioner Cross Examination Ex. 1

to the address below.

Bank: BancFirst  
101 North Broadway, Oklahoma City, OK 73102

Beneficiary: Orion Power America, LLC  
ABA/Routing No: 103003632  
Account No: 4005218997

We apologize for the inconvenience.

Tim

Independent Administrator **Proposal 129-01 Wire Transaction Receipt**

6/10/2019 4:54:32 PM This is from the IA.

We have received a wire transaction today in the amount of \$100,000.  
Can you please confirm what this is intended for? There is no information associated with this wire other than it is from Orion/Iron Works Solar.

Please advise as soon as possible, so we may apply as intended.

Thank you.

Tim Lasocki

**Proposal 129-01 Return of Cash Surety Bond Deposit**

Market Participant ID: 129 Hi Sheri - Thank for the wire status information.

6/6/2019 2:55:36 PM Tim

Independent Administrator **Proposal 129-01 Proposal 129-01 Return of Cash Surety Bond Deposit**

6/6/2019 2:53:06 PM Tim,

The full amount of \$1,487,975 has been wired to Orion.  
Please disregard my previous message, as this was corrected.

Sheri  
Accion Group, LLC

Independent Administrator **Proposal 129-01 Return of Cash Surety Bond Deposit**

6/6/2019 2:19:58 PM Tim,

Please note I initiated the wire, and upon review, realized the amount was incorrect.

The 6/6 wire you will be seeing in your account is in the amount of \$1,463.  
The balance of \$1,486,512 will be wired immediately (\$1,487,975 less the wired amount \$1,463).

My apologies for this error and any inconvenience it may cause.

Sheri  
Accion Group, LLC

Tim Lasocki

**Proposal 129-01 Request for Information**

Market Participant ID: 129 Dear IA - Thanks for reply on feedback timing. Yes, I mean the Network Upgrade costs assigned decremented from the \$/MWh value of our proposal since we have not been informed of this number. We look forward to hearing this data and other feedback after July 8.

6/6/2019 10:53:50 AM

Tim Lasocki

Independent Administrator **Proposal 129-01 Reply of the IA**

6/6/2019 10:34:38 AM

This response is to the message on June 5, 2019, seeking information about the Step 2 evaluation process. As noted before, the IA is prepared to discuss your proposal AFTER the contracting period is completed. Presently, the contracting period is expected to be completed on July 8, 2019. In the interim, we provide the following response.

- Interconnection costs were not calculated by the T&D Evaluation team, since those costs were the responsibility of the bidder. Network upgrade costs were calculated by the T&D Evaluation team and were decremented from the \$/MWh value of each proposal in the competitive tier. Thus the interconnection costs were not included in the bid evaluation.
- Proposals were individually analyzed since there were no transmission inter-dependencies among any of the proposals in the competitive tier.
- The network upgrade costs for individual bids can not be discussed with the respective bidder until 90 days after notification.
- Thus, this data will be available after July 8, 2019.

Tim Lasocki

**Proposal 129-01 Additional wire information needed**

Market Participant ID: 129

Here you go:

6/5/2019 2:49:04 PM

3000 El Camino Real Bldg 5, Suite 700  
Palo Alto, CA 94306

Thanks!  
Tim

Independent Administrator **Proposal 129-01 Additional wire information needed**

6/5/2019 2:31:57 PM

Tim,

The bank will also need the address for Orion Renewable Energy Group.

Thank you!

Tim Lasocki

**Proposal 129-01 Request for Information**

Market Participant ID: 129

Dear IA - We are writing to follow up on our request related to information about our proposals final ranking. We are particularly interested in the Cluster Study Interconnection Costs assigned to our bid price.

6/5/2019 2:24:51 PM

Thanks,  
Tim Lasocki

Independent Administrator

4/11/2019 10:22:52 AM

Proposal 129-01 Message from the IA

Thank you for further clarifying your concern. Simply stated, the costs identified in the feasibility study were not double counted and imputed to your project during the Step 2 system impact study phase. The feasibility study identified the likely costs associated with interconnect at the POI, and the MP was to include those costs when bidding decrements to Avoided Cost. The Step 2 system impact evaluation concerned the entire transmission system, after the poi.

As noted before, the IA is prepared to have a discussion about your proposal, after Duke completes the contracting phase, which may take up to 60 days.

Tim Lasocki

## Petitioner Cross Examination Ex. 1

Market Participant ID: 129

4/10/2019 7:49:51 PM

Proposal 129-01 Proposal 129-01 T&D System Upgrade Costs

Dear IA - Thanks for the quick reply to our question submitted yesterday.

We understand that T&D system upgrade costs identified in the transmission system impact studies of CPRE proposals may have been significant enough to result in our proposal being above Avoided Cost. This is not our concern. We are seeking confirmation that the \$6.9m in cost to construct the facilities described in our feasibility study, or similar facilities, were not added to our bid price, when system upgrade costs were added to each proposal.

Our PPA price accounts for \$6.9m in costs for the construction of a 100 kV Interconnection - Tap, the modification of relay and communication equipment at Albemarle Switching Station and Buck Tie, and any requirement to install OPGW on the Albemarle 100 kV Lines if a third party provider cannot be identified.

When the cost of providing these facilities is excluded from our bid price, our price is \$42.45/MWh. Therefore, we are seeking assurance that there is no double counting. In other words, that \$6.9m of costs for facilities identified in your CPRE system impact studies are not paying for the same, or similar, facilities to those already included in our bid price, or to make sure that they are at least added to the correct PPA price.

Thanks,

Tim Lasocki

Independent Administrator

4/10/2019 7:21:45 AM

Proposal 129-01 Message from the IA

As discussed in the RFP and in other explanatory information provided on the IA website, the Step 2 process evaluated the transmission system impact of all CPRE proposals relative to other projects in the transmission queue. The evaluation included "cluster studies" when multiple projects would use the same Point of Interconnection. Therefore, the Feasibility Studies for individual projects might not be the only upgrade cost imputed to a project.

After the contracting period is completed the IA will provide additional information about the evaluation of individual projects. please reply if you would like to schedule a discussion regarding your proposal.

Tim Lasocki

Market Participant ID: 129

4/9/2019 8:32:17 PM

Proposal 129-01 T&D System Upgrade Costs

Dear IA - Orion has reviewed the Final Notification letter and read the IA Step 2 Report. We believe there might be some misunderstandings or misallocations of interconnection facility costs included in our proposal decrement to avoided cost and what the IA added as a T&D Upgrade Cost. Could the IA please confirm as soon as possible what T&D Upgrade Cost was assigned to our proposal 129-01 and what these upgrades relate to? For example, we note \$3.8m in costs for Optical Ground Wire (OPGW) were identified in our Feasibility Study. All costs for such communications that may be required have been included in our PPA price, and should not be added to our proposal.

Thanks,

Tim

Independent Administrator

4/9/2019 11:04:38 AM

Proposal 129-01 Reply from the IA

Thank you for your request. The IA will conduct the conversation after Duke

# Petitioner Cross Examination Ex. 1

completes the contracting phase, which will be within 60 days. You will be notified via the message board on the IA website.

Tim Lasocki

Market Participant ID: 129

4/9/2019 10:34:27 AM

Proposal 129-01 Final Notification Letter

We have downloaded the Final Notification letter. Thanks for your review of our proposal. We hope to be selected in the future and would like to take you up on the offer to discuss the ranking.

Thanks,  
Tim

Tim Lasocki

Market Participant ID: 129  
6/5/2019 2:12:16 PM

**Proposal 129-01 refund of Step 2 Bid Security**

Thank you. We look forward to the confirmation.  
Tim

Independent Administrator  
6/5/2019 2:10:36 PM

**Proposal 129-01 Response from the IA**

Tim,

Thank you. We will confirm when the wire is initiated. It will either be this afternoon or first thing in the morning.

Tim Lasocki

Market Participant ID: 129  
6/5/2019 2:00:04 PM

**Proposal 129-01 Proposal 129-01 refund of Step 2 Bid Security**

Dear IA - Thank you for your quick reply. Here is the information you requested.

Thanks,  
Tim

Bank: BancFirst

101 North Broadway, Oklahoma City, OK 73102

Beneficiary: Orion Renewable Power Resources, LLC

ABA/Routing No: 103003632

Account No: 4005190303

Beneficiary contact name and number: Radhika Nayak - 650-543-1607

Independent Administrator  
6/5/2019 10:06:55 AM

**Proposal 129-01 Response from the IA regarding Status of Security Deposit**

Please confirm for our records, your wish for the IA to wire the Bid Security Deposit back to you, and additionally, provide the following information:

The Bank Account Number  
Wiring Routing Number  
ACH/DDA Routing Number  
Swift Number (if applicable)

We will also need the Beneficiary Name and telephone number.  
Please note, a wire transaction fee (bank fee) of \$25 will be deducted from the amount of the \$1,488,00 to be wired.

As soon as we receive this information, we will promptly process your return wire.

Thank you.

Tim Lasocki

Market Participant ID: 129  
6/4/2019 7:09:23 PM

**Proposal 129-01 refund of Step 2 Bid Security**

Dear IA - We checked our records and do not appear to have received a refund of our Step 2 Bid Security wire in the amount of \$1,488,000. Can you please let us know the status of this security?

Thanks,  
Tim Lasocki  
Vice President, Origination and Finance  
Orion Renewable Energy Group LLC  
155 Grand Avenue, Suite 706  
Oakland, CA 94612  
510-545-4107  
tlasocki@orionrenewables.com

Independent Administrator **Proposal 129-01 Message from the IA**

4/11/2019 10:22:52 AM

Thank you for further clarifying your concern. Simply stated, the costs identified in the feasibility study were not double counted and imputed to your project during the Step 2 system impact study phase. The feasibility study identified the likely costs associated with interconnect at the POI, and the MP was to include those costs when bidding decrements to Avoided Cost. The Step 2 system impact evaluation concerned the entire transmission system, after the poi.

As noted before, the IA is prepared to have a discussion about your proposal, after Duke completes the contracting phase, which may take up to 60 days.

Tim Lasocki

**Proposal 129-01 Proposal 129-01 T&D System Upgrade Costs**

Market Participant ID: 129

Dear IA - Thanks for the quick reply to our question submitted yesterday.

4/10/2019 7:49:51 PM

We understand that T&D system upgrade costs identified in the transmission system impact studies of CPRE proposals may have been significant enough to result in our proposal being above Avoided Cost. This is not our concern. We are seeking confirmation that the \$6.9m in cost to construct the facilities described in our feasibility study, or similar facilities, were not added to our bid price, when system upgrade costs were added to each proposal.

Our PPA price accounts for \$6.9m in costs for the construction of a 100 kV Interconnection - Tap, the modification of relay and communication equipment at Albemarle Switching Station and Buck Tie, and any requirement to install OPGW on the Albemarle 100 kV Lines if a third party provider cannot be identified.

When the cost of providing these facilities is excluded from our bid price, our price is \$42.45/MWh. Therefore, we are seeking assurance that there is no double counting. In other words, that \$6.9m of costs for facilities identified in your CPRE system impact studies are not paying for the same, or similar, facilities to those already included in our bid price, or to make sure that they are at least added to the correct PPA price.

Thanks,  
Tim Lasocki

Independent Administrator **Proposal 129-01 Message from the IA**

4/10/2019 7:21:45 AM

As discussed in the RFP and in other explanatory information provided on the IA website, the Step 2 process evaluated the transmission system impact of all CPRE proposals relative to other projects in the transmission queue. The evaluation included "cluster studies" when multiple projects would use the same Point of Interconnection. Therefore, the Feasibility Studies for individual projects might not be the only upgrade cost imputed to a project.

After the contracting period is completed the IA will provide additional information about the evaluation of individual projects. please reply if you would like to schedule a discussion regarding your proposal.

Tim Lasocki

## **Proposal 129-01 T&D System Upgrade Costs**

Market Participant ID: 129  
4/9/2019 8:32:17 PM

Dear IA - Orion has reviewed the Final Notification letter and read the IA Step 2 Report. We believe there might be some misunderstandings or misallocations of interconnection facility costs included in our proposal decrement to avoided cost and what the IA added as a T&D Upgrade Cost. Could the IA please confirm as soon as possible what T&D Upgrade Cost was assigned to our proposal 129-01 and what these upgrades relate to? For example, we note \$3.8m in costs for Optical Ground Wire (OPGW) were identified in our Feasibility Study. All costs for such communications that may be required have been included in our PPA price, and should not be added to our proposal.

Thanks,  
Tim

Independent Administrator  
4/9/2019 11:04:38 AM

## **Proposal 129-01 Reply from the IA**

Thank you for your request. The IA will conduct the conversation after Duke completes the contracting phase, which will be within 60 days. You will be notified via the message board on the IA website.

Tim Lasocki

## **Proposal 129-01 Final Notification Letter**

Market Participant ID: 129  
4/9/2019 10:34:27 AM

We have downloaded the Final Notification letter. Thanks for your review of our proposal. We hope to be selected in the future and would like to take you up on the offer to discuss the ranking.

Thanks,  
Tim

Independent Administrator  
4/9/2019 9:58:07 AM

## **Proposal 129-01 Message from the IA**

Please go to the cure folder within your bid book to access the status change for this proposal.

Independent Administrator  
4/9/2019 8:29:20 AM

## **Proposal 129-01 Message from the IA**

MPs will be notified on April 9, 2019.

Tim Lasocki

## **Proposal 129-01 Final Determinations Status?**

Market Participant ID: 129  
4/8/2019 5:41:16 PM

Dear IA - could you please provide an update on when final determinations will be made?  
Thanks,  
Tim

RE: The schedule for CPRE anticipated that the IA would notify MPs on March 25, 2019 of whether their proposals were selected as finalists. The Step 2 iterative process continues, and final determinations have yet to be made. The IA anticipates notifying MPs of final determinations by April 8, 2019. The IA appreciates the patience of the MPs.

Independent Administrator  
3/28/2019 9:14:09 AM

## **Proposal 129-01 Email from Developer**

This is from the IE.

As the registered Bidder and the individual who submitted the Proposal, you are the only person who can grant access to your Proposal Book/Proposal. The below email communications relate to Orion's Proposal, and occurred outside of the Message Board, therefore we have provided the email string below for your records:



# Petitioner Cross Examination Ex. 1

**From:** Sheri Vincent-Crisp <[svincentcrisp@acciongroup.com](mailto:svincentcrisp@acciongroup.com)>  
**Sent:** Wednesday, March 27, 2019 12:03 PM  
**To:** 'Peter Moritzburke'  
**Subject:** RE: Website Info Request - Duke Energy Carolinas

Peter,

Thank you.

While you may be the lead developer, the bid was submitted by another individual from your company with a separate registration on the Website. As a matter of security and confidentiality, that account/bid can only be viewed by the person who registered and submitted the bid unless that person provides their credentials to someone else. Please contact that individual in order to access your company's bid. They will need to provide you with their username and Password for you to do so.

Whether you are registered as a MP or Non-MP yourself, either way, you cannot access the company bid unless that individual gives you permission.

Please note: You do not need to register to view or manage the bid, if you are provided credentials for access, however, if you want to receive announcements and notifications, you should still register yourself.

I hope this clarifies the process for you.

Best regards,

Sheri

**Sheri L. Vincent-Crisp**  
244 North Main Street  
Concord, NH 03301  
Work: [\(603\) 229-1644](tel:6032291644)  
Cell: (603) 731-7779

**From:** Peter Moritzburke <[peter@orionrenewables.com](mailto:peter@orionrenewables.com)>  
**Sent:** Wednesday, March 27, 2019 10:24 AM  
**To:** Sheri Vincent-Crisp <[svincentcrisp@acciongroup.com](mailto:svincentcrisp@acciongroup.com)>  
**Subject:** Re: Website Info Request - Duke Energy Carolinas

Incorrect. Our company submitted a bid into tranche 1. I am the lead developer of that project.

---

Peter F. Moritzburke  
Development Consultant  
Orion Renewable Energy Group  
Cell: (415)306-1214

From: Sheri Vincent-Crisp  
Sent: Wednesday, March 27, 7:22 AM  
Subject: RE: Website Info Request - Duke Energy Carolinas

To: Peter Moritzburke

Peter,

# Petitioner Cross Examination Ex. 1

While you initially registered as a MP, you did not submit a bid to Tranche 1, and perhaps plan to participate in the next Tranche 2.

You can re-register as a non MP at this point to Tranche 1,. You will have access to announcements and documents and will continue to receive notifications and information regarding the Tranche 1 process.

Once Tranche 2 is available, you may register as a MP.

Best regards,

Sheri

**Sheri L. Vincent-Crisp**

244 North Main Street

Concord, NH 03301

Work: [\(603\) 229-1644](tel:6032291644)

Cell: (603) 731-7779

**From:** Peter Moritzburke <[peter@orionrenewables.com](mailto:peter@orionrenewables.com)>

**Sent:** Wednesday, March 27, 2019 1:45 AM

**To:** Sheri Vincent-Crisp <[svincentcrisp@acciongroup.com](mailto:svincentcrisp@acciongroup.com)>

**Subject:** RE: Website Info Request - Duke Energy Carolinas

Why non-market? I'm with Orion, a participant in the CPRE process.

---

Peter F. Moritzburke  
Development Consultant  
Orion Renewable Energy Group  
Cell: (415)306-1214

**From:** Sheri Vincent-Crisp <[svincentcrisp@acciongroup.com](mailto:svincentcrisp@acciongroup.com)>

**Sent:** Tuesday, March 26, 2019 11:24 AM

**To:** Peter Moritzburke <[peter@orionrenewables.com](mailto:peter@orionrenewables.com)>

**Subject:** RE: Website Info Request - Duke Energy Carolinas

Peter,

Please re-register to the site as a Non-Market Participant.

Thank you,

Sheri

**Sheri L. Vincent-Crisp**

244 North Main Street

Concord, NH 03301

Work: [\(603\) 229-1644](tel:6032291644)

Cell: (603) 731-7779

# Petitioner Cross Examination Ex. 1

**From:** [peter@orionrenewables.com](mailto:peter@orionrenewables.com) <[peter@orionrenewables.com](mailto:peter@orionrenewables.com)>

**Sent:** Tuesday, March 26, 2019 1:36 PM

**To:** [svincentcrisp@acciongroup.com](mailto:svincentcrisp@acciongroup.com)

**Subject:** Website Info Request - Duke Energy Carolinas

Date: 3/26/2019 1:35:31 PM

RFP Name: Duke Energy Carolinas

Form Submitter: Peter Moritzburke

Company: Orion Renewable Energy Group

CPRE access - Hello - The Accion system doesn't recognize my username anymore. Please provide access. Thank you! Peter

Site: <https://decprerfp2018.accionpower.com>

Independent Administrator **Proposal 129-01 Message from the IA**

3/26/2019 1:01:13 PM

Thank you for again offering to reduce the size of your project.

Tim Lasocki

**Proposal 129-01 Project Size**

Market Participant ID: 129

3/25/2019 4:29:14 PM

Dear IA - Please clarify your statement that "Further, when completing the CPRE proposal form, this MP elected to NOT be eligible for up to a 10% reduction in the size of the project."

We proposed a 74.4 MW project in the CPRE proposal form. Furthermore, we are willing to reduce the size of the interconnection position, currently at 80 MW, to 74.4 MW in order to meet the project requirements as proposed.

We hope this clears up any misunderstanding about our willingness to meet the CPRE process requirements with regard to transmission interconnection.

Thanks,  
Tim

Independent Administrator **Proposal 129-01 Response of the IA**

3/19/2019 11:24:13 AM

As clarified during the Stakeholders' meeting, MPs may discuss interconnection matters with account managers, but in the inquiry here the MP wants to discuss CPRE issues with Duke personnel, which is not permitted. The IA confirmed that the interconnection application for this project is for 80 MW. Further, when completing the CPRE proposal form, this MP elected to NOT be eligible for up to a 10% reduction in the size of the project.

Independent Administrator **Proposal 129-01 Response of the IA**

3/19/2019 11:13:34 AM

If your proposal is selected for a PPA, Duke and the MP have 60 days to complete the contracting arrangements. That will be adequate time for Duke to confirm the amount of the assurance and the MP to make arrangements.

Tim Lasocki

**Proposal 129-01 PPA Pre-COD Performance Assurance Amount and Posting Date**

Market Participant ID: 129

3/12/2019 6:28:35 PM

Dear Independent Administrator - If we are selected as a winning bid following conclusion of the Step 2 Evaluation, could you tell us the expected amount and posting date for the PPA Pre-COD Performance Assurance?

Also, will the amount of PPA Pre-COD Performance Assurance be net of our already posted Step 2 Evaluation Security? I.e. will we simply "top up" to get to the total required in the PPA?

Thanks,  
Tim Lasocki

Tim Lasocki

**Proposal 129-01 Project Size Clarification**

Market Participant ID: 129

# Petitioner Cross Examination Ex. 1

3/1/2019 6:26:32 PM

As stated in Orion's CPRE proposal, Misenheimer Solar capacity as proposed is 74.4 MWac. The Project can achieve 80 MWac under the current interconnection application. Orion will revise the interconnection application to 74.4 MWac as required under CPRE rules.

Please note that Orion has attempted to communicate with its DEC interconnection study manager on this and other topics. However that manager has asked Orion to address these questions with the CPRE account manager.

In reference to your comment below, Orion would also like to discuss interconnection costs with the CPRE account manager.

Please let us know a time for a phone call that works well for our CPRE account manager. Thank you.

Tim Lasocki and Peter Moritzburke

Tim Lasocki

## **Proposal 129-01 Step 2 Security Posted**

Market Participant ID: 129

Thanks for the Bid Security receipt confirmation.

3/1/2019 6:24:40 PM

Tim

Independent Administrator

## **Proposal 129-01 Step 2 Security Posted**

3/1/2019 12:54:02 PM

This is to confirm receipt of your Bid Security wire in the amount of \$1,488,000.

Independent Administrator

## **Proposal 129-01 Reply of the IA**

3/1/2019 10:55:37 AM

Please clarify regarding the size of your project. Is your interconnection application for an 80.0 MW project or a 74.4 MW project?

Regarding the cost of interconnection, please note that the MP may discuss interconnection costs with the account manager. The MP **MAY NOT** inquire of the account manager about system upgrade costs (that is, the cost of improvements after the POI) that may be imputed to the proposal as part of CPRE, or whether the system upgrade costs have been determined.

Tim Lasocki

## **Proposal 129-01 Proposal 129-01 Step 2 Security posted**

Market Participant ID: 129

Dear IE - Thanks for confirming the bid security wire instructions. We are writing to confirm that we have now submitted the security. Wire confirmation below. Could you please confirm receipt?

3/1/2019 10:52:54 AM

Thanks,  
Tim

BancFirst Bank  
Outgoing Wire &#8208; Advice of Debit

---

Date 03/01/2019 Wire Create Time (PST): 0721

Account # : \*\*\*\*\*0303

Name : ORION RENEWABLE POWER RESOURCES LLC

Amount : \$1,488,000.00

GFX Reference : 20190600021400

Beneficiary Bank: MERRIMACK CONCORD  
211470225

Beneficiary: \*\*\*\*088445

ACCION GROUP LLC

Beneficiary Info (OBI):

BID SECURITY

(BID #: PROPOSAL 129&#8208;01;  
ORION RENEWABLE RESOURCES LLC)

Fed Reference Number

# Petitioner Cross Examination Ex. 1

IMAD: 20190301L1LFBS8C000058

OMAD: 20190301QMGFNP6200086603011020FT01

Independent Administrator  
2/27/2019 4:51:55 PM

## **Proposal 129-01 Proposal 129-01 Proposal 129-01 Proposal 129-01 Bid Security Wire Instructions**

This is to confirm the Bid Security Wire Instructions are the same as the initial Bid Fee Instructions.

Please be sure to include the Bid Number and your Bidding Company so we can confirm receipt.

Thank you,  
The IE

Tim Lasocki

## **Proposal 129-01 Interconnection Study Schedule**

Market Participant ID: 129  
2/25/2019 4:35:21 PM

Dear IA -

-Can you provide the interconnection study schedule for projects in the primary competitive tier?

-Currently our project is being studied at 80MW at the POI, and we plan to reduce to 74.4MW as proposed. Can you confirm that is still DEC's preference and, if so, DEC's preferred timing and next steps for that process?

-For development planning purposes we need to understand the interconnection construction schedule. Please provide as soon as possible.

-Are members of the CPRE interconnection team available for a call to discuss the items above?

Thanks,  
Tim

Tim Lasocki

## **Proposal 129-01 Proposal 129-01 Proposal 129-01 Bid Security Posting Amount & due date**

Market Participant ID: 129  
2/25/2019 1:17:35 PM

Dear IA - thanks for confirming the amounts and deadline.

Tim

Independent Administrator  
2/25/2019 1:07:45 PM

## **Proposal 129-01 Reply from the IA**

Thank you for your reply. The MP is correct in the bid security cost. The MP has seven (7) *business* days since being notified of being moved to the competitive tier to provide bid security, as stated in the RFP. Therefore, the deadline for the MP to provide bid security is *Monday, March 4, 2019*. However, if the MP can improve on that timeline, it would facilitate the process.

Tim Lasocki

## **Proposal 129-01 Proposal 129-01 Proposal 129-01 Bid Security Wire Instructions**

Market Participant ID: 129  
2/25/2019 1:05:53 PM

Dear IA - Can you please confirm the wire instructions for the Step 2 Bid Security are the same as the initial bid security (below)?

Thanks,  
Tim

Bank Name:  
Merrimack County Savings Bank  
89 North Main Street  
Concord NH 03301  
Tel: 603-545-6039  
Acct Name: Accion Group LLC  
Acct #: 3200088445  
Routing #: 211470225

REQUIRED INFORMATION ON TRANSACTION:  
Proposal Number

# Petitioner Cross Examination Ex. 1

Tim Lasocki  
Market Participant ID: 129  
2/25/2019 12:28:56 PM

Proposal Company Name  
Re: Duke Energy CPRE [DEC/DEP or Asset/Acquisition]

**Proposal 129-01 Proposal 129-01 Bid Security Posting Amount & due date**

Dear IA - Based on our project size of 74.4 MW AC, we are planning to post \$1,488,000.

Could you please confirm that your understanding of the required bid security is the same as ours?

Please also confirm this posting needs to be received on or before February 28, 2019.

Thanks,  
Tim

Tim Lasocki  
Market Participant ID: 129  
2/22/2019 2:42:17 PM

**Proposal 129-01 Bid Security Posting**

Dear IA - Thank you for your message sent on 2/21/19. We intend to post bid security within 7 days for our proposal. We are making preparations now.

Thanks,  
Tim Lasocki  
Vice President, Origination and Finance  
Orion Renewable Energy Group LLC  
155 Grand Avenue, Suite 706  
Oakland, CA 94612  
510-545-4107  
tlasocki@orionrenewables.com

Independent Administrator  
2/21/2019 5:23:45 PM

**Proposal 129-01 Message from IA**

The IA identified this proposal for additional evaluation on the primary competitive tier. The bid security is required to be provided in seven (7) days. To expedite the process, kindly *reply by COB Friday, February 22, 2019* as to whether the MP is prepared to post bid security for this proposal.

Thank you.

Tim Lasocki  
Market Participant ID: 129  
1/16/2019 3:01:19 PM

**Proposal 129-01 Proposal 129-01 Step 2 Security Posting**

Understood. Thank you.

Tim

Independent Administrator  
1/16/2019 2:57:01 PM

**Proposal 129-01 Reply of the IA**

The step 2 process is an iterative process and still underway. The information you identified is expected to be included in the next IA report.

Tim Lasocki  
Market Participant ID: 129  
1/16/2019 12:37:50 PM

**Proposal 129-01 Step 2 Security Posting**

Thanks for your reply and the update about the competitive tier.

The "CPRE IA SECOND STATUS REPORT AT STEP 1 CONCLUSION 12212018" mentions 17 DEC NC projects in the Primary Comp. Tier and Comp. Tier Reserve. Did all these post the Step 2 Security of \$20/kW? Or was there some attrition of projects that were selected after Step 1, but failed to post security going into Step 2?

Is the Median bid price based on the bidders who posted this security? Or is the median based on the group selected prior to Step 2 security postings?

Thanks,  
Tim

# Petitioner Cross Examination Ex. 1

|                            |   |
|----------------------------|---|
| Independent Administrator  | <b>Proposal 129-01 Reply of the IA</b>  |
| 1/16/2019 11:52:48 AM      | We understand your inquiry to be you are curious as to the prospect of your proposal being moved to the competitive tier from the reserve list. At present, the ongoing evaluation of proposals in the competitive tier has not resulted in the need to supplement the original competitive tier with projects from the reserve list. |
| Tim Lasocki                | <b>Proposal 129-01 Step 2 Security Posting</b>  |
| Market Participant ID: 129 | Of the DEC proposals selected at the completion of Step 1, can you tell us how many posted the \$20/kW security to enter Step 2? For example, did all 17 of the selected NC projects make this posting?   |
| 1/15/2019 7:50:40 PM       | Thanks,<br>Tim Lasocki  |
| Independent Administrator  | <b>Proposal 129-01 Reply from the IA</b>  |
| 1/9/2019 9:32:53 AM        | In response to the request of the MP on 1/8/2019, the IA has updated the status of proposal 129-01 from "release" to "competitive tier reserve". No other action is needed from the MP at this time.  |
| Tim Lasocki                | <b>Proposal 129-01 Tranche 1 Reserve List</b>   |
| Market Participant ID: 129 | We would like to be included in the Tranche 1 Reserve List. Could you let us know what the next steps are in that process?  |
| 1/8/2019 4:31:43 PM        | Thanks,<br>Tim Lasocki  |
| Independent Administrator  | <b>Proposal 129-01 Message from the IA</b>  |
| 12/6/2018 3:28:59 PM       | Please go to the cure folder within your bid book to access the status change for this proposal.  |
| Tim Lasocki                | <b>Proposal 129-01 Step 1 Evaluation</b>  |
| Market Participant ID: 129 | Announcement received. Thank you.   |
| 12/4/2018 5:06:29 PM       |   |
| Independent Administrator  | <b>Proposal 129-01 Reply of the IA</b>  |
| 12/4/2018 5:05:37 PM       | Please see the announcement sent by the IA on December 14, 2018.  |
| Tim Lasocki                | <b>Proposal 129-01 Step 1 Evaluation</b>  |
| Market Participant ID: 129 | Dear DEC - Has the Step 1 Evaluation process now been completed?  |
| 12/3/2018 5:37:03 PM       | Thanks,<br>Tim  |
| Independent Administrator  | <b>Proposal 129-01 Clarification Received</b>   |
| 11/22/2018 11:29:34 AM     | Thank you for the clarification   |
| Tim Lasocki                | <b>Proposal 129-01 Bid Clarification Question</b>   |
| Market Participant ID: 129 | The maximum capability of the aggregate generators is 80 MVA in the Interconnection Request and in the RFP bid response.  |
| 11/15/2018 5:48:30 PM      | The expected maximum net output at the POI is between 72.5 MW at 0.93 lagging power factor and 77.6 MW at unity power factor.<br>The 8760 in the RFP bid response is based on a typical 74.4 MW limitation at the POI.  |
| Independent Administrator  | <b>Proposal 129-01 Bid Clarification Question</b>   |
| 11/14/2018 4:11:24 PM      | This bid has a maximum capacity of 74.4 MW, and a generating capacity of 74.4 MW. The interconnection application that was filed with Duke Energy was for 80 MW. Please tell us what MW value you used in generating your 8760 production profile and what MW value you used as the generating capacity of this project.              |
| Tim Lasocki                | <b>Proposal 129-01 Permit Approval Update</b>   |
| Market Participant ID: 129 | Dear DE Administrator - We are pleased to let you know that on November 5, 2018 the Stanly County Commission approved the petition for an Overlay District for Misenheimer Solar.   |
| 11/6/2018 2:29:25 PM       |   |

## Petitioner Cross Examination Ex. 1

Best wishes,  
Tim Lasocki

Tim Lasocki

### **Proposal 129-01 Confirm Letter**

Market Participant ID: 129  
10/17/2018 2:43:53 PM

Dear DE Administrator - We are writing to confirm that the bid details are correct in the October 16, 2018 letter.

Thanks,  
Tim Lasocki

Independent Administrator

### **Proposal 129-01 Message From IA**

10/16/2018 5:09:24 PM

Please go to your bid book and respond to the memo created by the IA. You will find it in the cure folder within your bid book.