



OFFICIAL COPY

February 25, 2015

FILED

FEB 27 2015

Clerk's Office  
N.C. Utilities Commission

**Via Overnight Delivery**

Gail L. Mount, Chief Clerk  
North Carolina Utilities Commission  
4325 Mail Service Center  
Raleigh, NC 27699-4325

RE: Docket No. 5259, Sub 0  
Aulander Holloman Solar, LLC – Application for a  
Certificate of Public Convenience and Necessity

Dear Ms. Mount:

Enclosed for filing with the North Carolina Utilities Commission are an original and twelve (12) copies of Aulander Holloman Solar, LLC's Application for a Certificate of Public Convenience and Necessity. An original and twelve (12) copies of Application Exhibits 5, 7(a), 7(b), 7(c), and 8 are marked "Confidential" and are submitted under seal because these documents contain proprietary and confidential information pursuant to N.C. General Statute § 132-1.2.

Also enclosed is the \$25.00 filing fee. If you have any questions, please feel free to contact me at 704-662-0375 x117 or [kara.price@sunenergy.com](mailto:kara.price@sunenergy.com).

Best regards,

**AULANDER HOLLOMAN SOLAR, LLC**

By: Kara W. Price  
Legal Project Manager

Enclosures

papers:  
2-Mount  
1-B. Jackson-  
Henry

192 Raceway Drive, Mooresville, NC 28117 • Phone: 704.662.0375 • [info@sunenergy1.com](mailto:info@sunenergy1.com)

AULANDER HOLLOMAN SOLAR, LLC

STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH

DOCKET NO. SP-5259 SUB 0

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of )  
Application of Aulander Holloman Solar, LLC )  
for a Certificate of Public Convenience and ) **VERIFICATION**  
Necessity to Construct an 80-MW Solar Facility )  
In Hertford and Bertie Counties, North Carolina )

I, Maria Childers, being duly sworn, do hereby declare that I am duly authorized to act on behalf of the Applicant, that I am familiar with the facts, have read the foregoing Application for Certificate of Public Necessity and Convenience of an Electric Generating Facility, and, to my personal knowledge, the matters and statements contained herein are in compliance with North Carolina Utilities Commission Rules R8-64 and R8-66 and are true to the best of my knowledge:

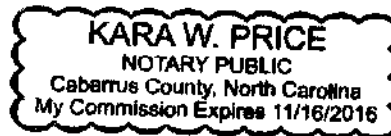
The 25<sup>th</sup> day of February, 2015.

Maria Childers

Maria Childers  
Attorney In Fact

STATE OF NORTH CAROLINA )  
COUNTY OF IREDELL )

ss.



Sworn to and subscribed before me  
this 25th day of February, 2015

Kara W. Price

Notary Public: Kara W. Price

My Commission Expires: November 16, 2016

STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH

DOCKET NO. SP-5259, SUB 0

**FILED**  
FEB 27 2015  
Clerk's Office  
N.C. Utilities Commission

**BEFORE THE NORTH CAROLINA UTILITIES COMMISSION**

|                                            |   |                                  |
|--------------------------------------------|---|----------------------------------|
| <b>In the Matter of the Application of</b> | ) | <b>APPLICATION FOR A</b>         |
| <b>Aulander Holloman Solar, LLC For a</b>  | ) | <b>CERTIFICATE OF PUBLIC</b>     |
| <b>Certificate of Public Convenience</b>   | ) | <b>CONVENIENCE AND NECESSITY</b> |
| <b>and Necessity</b>                       | ) |                                  |

Aulander Holloman Solar, LLC ("Aulander Holloman" or the "Applicant") hereby applies to the North Carolina Utilities Commission (the "Commission") pursuant to G.S. § 62-110.1 and Commission Rule R8-64 for a Certificate of Public Convenience and Necessity authorizing construction of an 80.0-megawatt ("MW") solar facility (the "Facility") to be located in Hertford and Bertie Counties.

In support of its application, Aulander Holloman provides the Commission the attached eight (8) exhibits in compliance with Rule R8-64.

**Aulander Holloman Solar, LLC  
Application Exhibit 1**

- i. The Applicant's full and correct name, business address, and business telephone number are:

Aulander Holloman Solar, LLC  
Attn: Kenny Habul  
192 Raceway Drive  
Mooresville, NC 28117  
Phone: (704) 662-0375

The electronic mailing address for purposes of this filing is  
[legal@sunenergy1.com](mailto:legal@sunenergy1.com)

- ii. Aulander Holloman Solar is a North Carolina limited liability company that was formed October 2, 2014. Kenny Habul is duly authorized to act as a corporate agent for the purposes of this application. Correspondence, documents, and filings regarding this application should be sent as follows. The Applicant consents to electronic service of filings related to this application.

Kenny Habul, Manager  
Aulander Holloman Solar, LLC  
192 Raceway Drive  
Mooresville, NC 28117  
(704) 662-0375  
[kenny@sunenergy1.com](mailto:kenny@sunenergy1.com)

with copies to:

SunEnergy1, LLC  
Attention: Legal Department  
192 Raceway Drive  
Mooresville, NC 28117  
(704) 662-0375, ext. 104  
[legal@sunenergy1.com](mailto:legal@sunenergy1.com)

- iii. Aulander Holloman Solar, LLC will be the owner of the Facility and will enter into site control agreements with Weyerhaeuser, Inc., ELE, Inc., and Bryant Bros., Inc., the current owners of the site.

**Aulander Holloman Solar, LLC**  
**Application Exhibit 2**

- i. See maps attached as **Attachment 1 to Exhibit 2** showing an aerial view of the site, local of major equipment (solar panels), and a general location site map. The final site layout will depend on design considerations, consultation with Dominion North Carolina Power (DNCP), and required permits.
- ii. An e911 street address has not been assigned to the Facility at this time. The applicant will notify the Commission of the e911 street address when it is received. The facility will be located east of N.C. Highway 42 / Highway 11 South at or near Joe Holloman Road in Aulander, Hertford County, North Carolina, and at or near Brickmill Road in Bertie County, North Carolina. The GPS coordinates of the center of the facility site are: 36.246084, -77.066151.

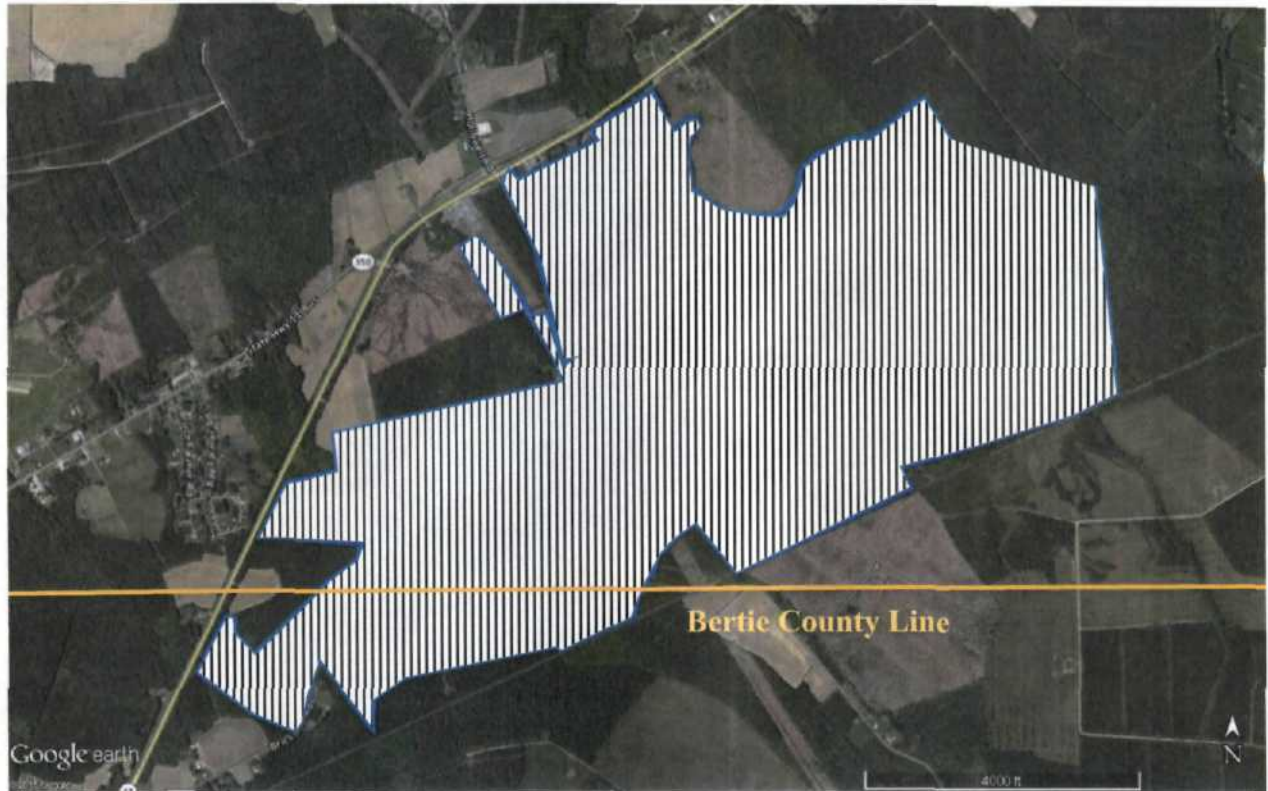
**Aulander Holloman Solar, LLC**  
**CPCN Attachment 1 to Exhibit 2: MAPS**

A. Map of Aulander Holloman Solar, LLC with property owners identified.

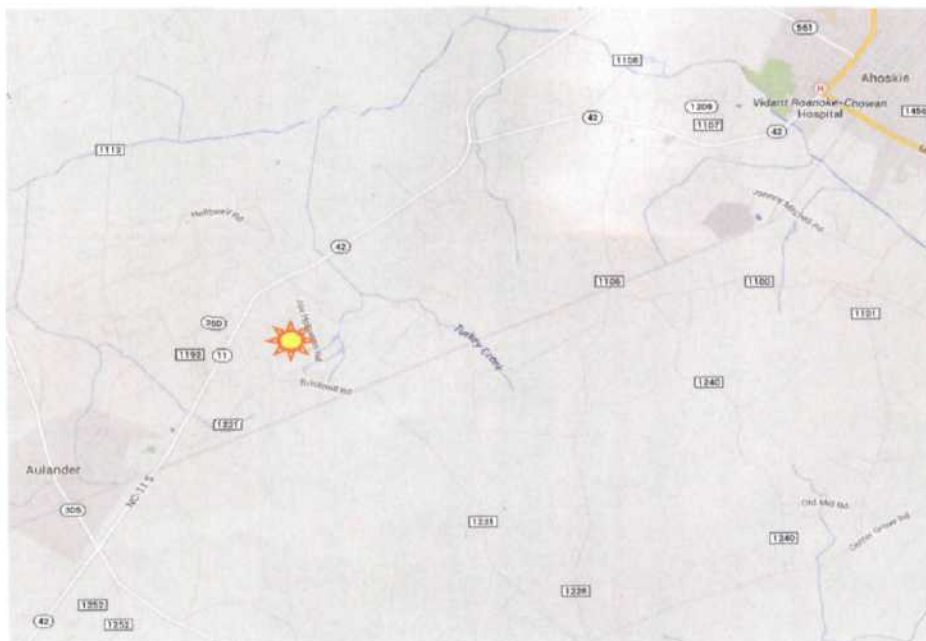


— 17 —

B. Site map of Aulander Holloman Solar, LLC showing panel layout.



C. General location map of Aulander Holloman Solar, LLC



**Aulander Holloman Solar, LLC**  
**Application Exhibit 3**

- i. The Facility will be an 80.0-MW<sub>AC</sub> photovoltaic ("PV") array. The source of its power is solar energy.
- ii. The Facility is a single-axis tracking, ground-mounted solar photovoltaic system consisting of approximately 367,213 solar PV modules and will utilize fifty-four (54) 1.56 MW inverters dialed down to 1.482 MW each.
- iii. The maximum gross power production capacity of the Facility will be 80.0-MW<sub>AC</sub> and the projected maximum net power production capacity is 78.4 MW<sub>AC</sub>. Solar is an intermittent energy source, and therefore, the maximum dependable capacity is 0 MW. The Facility's initial nameplate capacity is 84.24 MW based on the inverter rating of 1.56 MW. The inverters will receive a secondary rating during commissioning of the facility. The secondary nameplate capacity of the Facility will be 80 MW, based on the dialed down capacity of the inverters. The maximum net output of the Facility that can safely and reliably be achieved under the most favorable operation conditions is 80 MW.
- iv. The Facility is projected to come online in phases with the complete system online by January, 2016.
- v. The Applicant is in discussions to sell the output through a negotiated Power Purchase Agreement (PPA) to DNCP or to one or more retail customers in deregulated states that allow for such sales, or to sell the output in the PJM market. The Applicant has submitted an Interconnection Request to PJM Interconnection, L.L.C. (PJM) pursuant to PJM's Open Access Transmission Tariff and has executed a Generation Interconnection Feasibility Study Agreement with PJM.
- vi. No arrangements for wheeling have been made at this time. It is anticipated that, if the output is sold to retail customers in deregulated states that allow for such sales pursuant to a PPA, wheeling arrangements will be made.
- vii. No arrangements for firm, non-firm or emergency generation have been made at this time.
- viii. The service life of the equipment is expected to be a minimum of twenty (20) years.
- ix. The projected annual sales of the Facility are 200,521,094 kWh.
- x. The Applicant will produce renewable energy certificates. The Applicant anticipates either participating in the North Carolina Renewable Energy Tracking System or in the tracking system of other states in the PJM territory.



**Aulander Holloman Solar, LLC**  
**Application Exhibit 4**

- i. The Applicant has filed for self-certification as a Qualifying Facility (QF) with the Federal Energy Regulatory Commission (FERC). The Applicant is seeking the benefits of 16 U.S.C. 824a-3 with the exception of the right to sell energy or capacity from its facility to DNCP. Applicant is aware that FERC entered an Order granting DNCP's application to terminate its obligation to purchase from QFs with a net capacity in excess of 20 MW on July 17, 2008. Therefore, the Applicant is seeking only certain benefits of a QF, such as the right to interconnect and purchase certain services and the right to relief from regulatory burdens such as compliance with certain requirements of the Public Utility Holding Company Act.

The Applicant anticipates needing a soil and erosion control permit from the Department of Environment and Natural Resources. The Facility has no potable water needs.

- ii. The Applicant will file a copy of the federal and state licenses, permits and exemptions, if any are received, once they are obtained. A copy of the FERC self-certification filed September 29, 2014 and assigned docket number QF14-811 is attached as **Attachment 1 to Exhibit 4**.

**Aulander Holloman Solar, LLC**  
**CPCN Attachment 1 to Exhibit 4: FERC Filing**

**FEDERAL ENERGY REGULATORY COMMISSION**  
**WASHINGTON, DC**

OMB Control # 1902-0075  
Expiration 5/31/2013

# Form 556

Certification of Qualifying Facility (QF) Status for a Small Power  
Production or Cogeneration Facility

Application Information

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                            |                                            |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------|--------------------------------------------|
| <b>1a</b> Full name of applicant (legal entity on whose behalf qualifying facility status is sought for this facility)<br>Aulander Holloman Solar, LLC                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                            |                                            |
| <b>1b</b> Applicant street address<br>192 Raceway Drive                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                            |                                            |
| <b>1c</b> City<br>Mooresville                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | <b>1d</b> State/province<br>North Carolina |                                            |
| <b>1e</b> Postal code<br>28117                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | <b>1f</b> Country (if not United States)   | <b>1g</b> Telephone number<br>704-662-0375 |
| <b>1h</b> Has the instant facility ever previously been certified as a QF?    Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                            |                                            |
| <b>1i</b> If yes, provide the docket number of the last known QF filing pertaining to this facility:    QF _____ - _____ - _____                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                            |                                            |
| <b>1j</b> Under which certification process is the applicant making this filing?<br><div style="display: flex; justify-content: space-between;"><div><input checked="" type="checkbox"/> Notice of self-certification (see note below)</div><div><input type="checkbox"/> Application for Commission certification (requires filing fee; see "Filing Fee" section on page 3)</div></div> <p>Note: a notice of self-certification is a notice by the applicant itself that its facility complies with the requirements for QF status. A notice of self-certification does not establish a proceeding, and the Commission does not review a notice of self-certification to verify compliance. See the "What to Expect From the Commission After You File" section on page 3 for more information.</p>                                                                                                                                                                                                                                                                                                                   |                                            |                                            |
| <b>1k</b> What type(s) of QF status is the applicant seeking for its facility? (check all that apply)<br><div style="display: flex; justify-content: space-between;"><div><input checked="" type="checkbox"/> Qualifying small power production facility status</div><div><input type="checkbox"/> Qualifying cogeneration facility status</div></div>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                            |                                            |
| <b>1l</b> What is the purpose and expected effective date(s) of this filing?<br><div style="display: flex; justify-content: space-between;"><div><input checked="" type="checkbox"/> Original certification; facility expected to be installed by <u>12/31/15</u> and to begin operation on <u>12/31/15</u></div><div><input type="checkbox"/> Change(s) to a previously certified facility to be effective on _____<br/>(Identify type(s) of change(s) below, and describe change(s) in the Miscellaneous section starting on page 19)<br/><div style="display: flex; justify-content: space-between;"><div><input type="checkbox"/> Name change and/or other administrative change(s)</div><div><input type="checkbox"/> Change in ownership</div><div><input type="checkbox"/> Change(s) affecting plant equipment, fuel use, power production capacity and/or cogeneration thermal output</div></div></div><div><input type="checkbox"/> Supplement or correction to a previous filing submitted on _____<br/>(describe the supplement or correction in the Miscellaneous section starting on page 19)</div></div> |                                            |                                            |

i

i

i

i

i

i

|                                      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |  |                                                                                                                         |  |
|--------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|-------------------------------------------------------------------------------------------------------------------------|--|
| Contact Information                  | <b>2a Name of contact person</b><br>Kenny Habul                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |  | <b>2b Telephone number</b><br>704-654-7075                                                                              |  |
|                                      | <b>2c Which of the following describes the contact person's relationship to the applicant? (check one)</b><br><input type="checkbox"/> Applicant (self) <input checked="" type="checkbox"/> Employee, owner or partner of applicant authorized to represent the applicant<br><input type="checkbox"/> Employee of a company affiliated with the applicant authorized to represent the applicant on this matter<br><input type="checkbox"/> Lawyer, consultant, or other representative authorized to represent the applicant on this matter                                                           |  |                                                                                                                         |  |
|                                      | <b>2d Company or organization name (if applicant is an individual, check here and skip to line 2e)</b> <input type="checkbox"/><br>Aulander Holloman Solar, LLC                                                                                                                                                                                                                                                                                                                                                                                                                                       |  |                                                                                                                         |  |
|                                      | <b>2e Street address (if same as Applicant, check here and skip to line 3a)</b> <input checked="" type="checkbox"/>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |  |                                                                                                                         |  |
|                                      | <b>2f City</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |  | <b>2g State/province</b>                                                                                                |  |
|                                      | <b>2h Postal code</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |  | <b>2i Country (if not United States)</b>                                                                                |  |
| Facility Identification and Location | <b>3a Facility name</b><br>Aulander Holloman Solar                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |  |                                                                                                                         |  |
|                                      | <b>3b Street address (if a street address does not exist for the facility, check here and skip to line 3c)</b> <input checked="" type="checkbox"/>                                                                                                                                                                                                                                                                                                                                                                                                                                                    |  |                                                                                                                         |  |
|                                      | <b>3c Geographic coordinates:</b> If you indicated that no street address exists for your facility by checking the box in line 3b, then you must specify the latitude and longitude coordinates of the facility in degrees (to three decimal places). Use the following formula to convert to decimal degrees from degrees, minutes and seconds: decimal degrees = degrees + (minutes/60) + (seconds/3600). See the "Geographic Coordinates" section on page 4 for help. If you provided a street address for your facility in line 3b, then specifying the geographic coordinates below is optional. |  |                                                                                                                         |  |
|                                      | Longitude <input type="checkbox"/> East (+) _____ 77.079 degrees<br><input checked="" type="checkbox"/> West (-) _____                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |  | Latitude <input checked="" type="checkbox"/> North (+) _____ 36.250 degrees<br><input type="checkbox"/> South (-) _____ |  |
|                                      | <b>3d City (if unincorporated, check here and enter nearest city)</b> <input type="checkbox"/><br>Aulander                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |  | <b>3e State/province</b><br>North Carolina                                                                              |  |
|                                      | <b>3f County (or check here for independent city)</b> <input type="checkbox"/><br>Bertie                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |  | <b>3g Country (if not United States)</b>                                                                                |  |
| Transacting Utilities                | Identify the electric utilities that are contemplated to transact with the facility.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |  |                                                                                                                         |  |
|                                      | <b>4a Identify utility interconnecting with the facility</b><br>Dominion North Carolina Power                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                                                                                                                         |  |
|                                      | <b>4b Identify utilities providing wheeling service or check here if none</b> <input checked="" type="checkbox"/>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |  |                                                                                                                         |  |
|                                      | <b>4c Identify utilities purchasing the useful electric power output or check here if none</b> <input type="checkbox"/><br>Dominion North Carolina Power                                                                                                                                                                                                                                                                                                                                                                                                                                              |  |                                                                                                                         |  |
|                                      | <b>4d Identify utilities providing supplementary power, backup power, maintenance power, and/or interruptible power service or check here if none</b> <input type="checkbox"/><br>Dominion North Carolina Power                                                                                                                                                                                                                                                                                                                                                                                       |  |                                                                                                                         |  |

## Ownership and Operation

- 5a** Direct ownership as of effective date or operation date: Identify all direct owners of the facility holding at least 10 percent equity interest. For each identified owner, also (1) indicate whether that owner is an electric utility, as defined in section 3(22) of the Federal Power Act (16 U.S.C. 796(22)), or a holding company, as defined in section 1262(8) of the Public Utility Holding Company Act of 2005 (42 U.S.C. 16451(8)), and (2) for owners which are electric utilities or holding companies, provide the percentage of equity interest in the facility held by that owner. If no direct owners hold at least 10 percent equity interest in the facility, then provide the required information for the two direct owners with the largest equity interest in the facility.

| Full legal names of direct owners |                              | Electric utility or holding company                                 | If Yes, % equity interest |
|-----------------------------------|------------------------------|---------------------------------------------------------------------|---------------------------|
| 1)                                | Aulander Holloman Solar, LLC | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | ____ %                    |
| 2)                                | _____                        | Yes <input type="checkbox"/> No <input type="checkbox"/>            | ____ %                    |
| 3)                                | _____                        | Yes <input type="checkbox"/> No <input type="checkbox"/>            | ____ %                    |
| 4)                                | _____                        | Yes <input type="checkbox"/> No <input type="checkbox"/>            | ____ %                    |
| 5)                                | _____                        | Yes <input type="checkbox"/> No <input type="checkbox"/>            | ____ %                    |
| 6)                                | _____                        | Yes <input type="checkbox"/> No <input type="checkbox"/>            | ____ %                    |
| 7)                                | _____                        | Yes <input type="checkbox"/> No <input type="checkbox"/>            | ____ %                    |
| 8)                                | _____                        | Yes <input type="checkbox"/> No <input type="checkbox"/>            | ____ %                    |
| 9)                                | _____                        | Yes <input type="checkbox"/> No <input type="checkbox"/>            | ____ %                    |
| 10)                               | _____                        | Yes <input type="checkbox"/> No <input type="checkbox"/>            | ____ %                    |

☐ Check here and continue in the Miscellaneous section starting on page 19 if additional space is needed

- 5b** Upstream (i.e., indirect) ownership as of effective date or operation date: Identify all upstream (i.e., indirect) owners of the facility that both (1) hold at least 10 percent equity interest in the facility, and (2) are electric utilities, as defined in section 3(22) of the Federal Power Act (16 U.S.C. 796(22)), or holding companies, as defined in section 1262(8) of the Public Utility Holding Company Act of 2005 (42 U.S.C. 16451(8)). Also provide the percentage of equity interest in the facility held by such owners. (Note that, because upstream owners may be subsidiaries of one another, total percent equity interest reported may exceed 100 percent.)

Check here if no such upstream owners exist. ☒

| Full legal names of electric utility or holding company upstream owners |       | % equity interest |
|-------------------------------------------------------------------------|-------|-------------------|
| 1)                                                                      | _____ | ____ %            |
| 2)                                                                      | _____ | ____ %            |
| 3)                                                                      | _____ | ____ %            |
| 4)                                                                      | _____ | ____ %            |
| 5)                                                                      | _____ | ____ %            |
| 6)                                                                      | _____ | ____ %            |
| 7)                                                                      | _____ | ____ %            |
| 8)                                                                      | _____ | ____ %            |
| 9)                                                                      | _____ | ____ %            |
| 10)                                                                     | _____ | ____ %            |

☐ Check here and continue in the Miscellaneous section starting on page 19 if additional space is needed

- 5c** Identify the facility operator

Aulander Holloman Solar, LLC

Energy Input

**6a** Describe the primary energy input: (check one main category and, if applicable, one subcategory)

- |                                                                |                                                                         |                                                                  |
|----------------------------------------------------------------|-------------------------------------------------------------------------|------------------------------------------------------------------|
| <input type="checkbox"/> Biomass (specify)                     | <input checked="" type="checkbox"/> Renewable resources (specify)       | <input type="checkbox"/> Geothermal                              |
| <input type="checkbox"/> Landfill gas                          | <input type="checkbox"/> Hydro power - river                            | <input type="checkbox"/> Fossil fuel (specify)                   |
| <input type="checkbox"/> Manure digester gas                   | <input type="checkbox"/> Hydro power - tidal                            | <input type="checkbox"/> Coal (not waste)                        |
| <input type="checkbox"/> Municipal solid waste                 | <input type="checkbox"/> Hydro power - wave                             | <input type="checkbox"/> Fuel oil/diesel                         |
| <input type="checkbox"/> Sewage digester gas                   | <input checked="" type="checkbox"/> Solar - photovoltaic                | <input type="checkbox"/> Natural gas (not waste)                 |
| <input type="checkbox"/> Wood                                  | <input type="checkbox"/> Solar - thermal                                | <input type="checkbox"/> Other fossil fuel (describe on page 19) |
| <input type="checkbox"/> Other biomass (describe on page 19)   | <input type="checkbox"/> Wind                                           |                                                                  |
| <input type="checkbox"/> Waste (specify type below in line 6b) | <input type="checkbox"/> Other renewable resource (describe on page 19) | <input type="checkbox"/> Other (describe on page 19)             |

**6b** If you specified "waste" as the primary energy input in line 6a, indicate the type of waste fuel used: (check one)

- ☐ Waste fuel listed in 18 C.F.R. § 292.202(b) (specify one of the following)
- ☐ Anthracite culm produced prior to July 23, 1985
  - ☐ Anthracite refuse that has an average heat content of 6,000 Btu or less per pound and has an average ash content of 45 percent or more
  - ☐ Bituminous coal refuse that has an average heat content of 9,500 Btu per pound or less and has an average ash content of 25 percent or more
  - ☐ Top or bottom subbituminous coal produced on Federal lands or on Indian lands that has been determined to be waste by the United States Department of the Interior's Bureau of Land Management (BLM) or that is located on non-Federal or non-Indian lands outside of BLM's jurisdiction, provided that the applicant shows that the latter coal is an extension of that determined by BLM to be waste
  - ☐ Coal refuse produced on Federal lands or on Indian lands that has been determined to be waste by the BLM or that is located on non-Federal or non-Indian lands outside of BLM's jurisdiction, provided that applicant shows that the latter is an extension of that determined by BLM to be waste
  - ☐ Lignite produced in association with the production of montan wax and lignite that becomes exposed as a result of such a mining operation
  - ☐ Gaseous fuels (except natural gas and synthetic gas from coal) (describe on page 19)
  - ☐ Waste natural gas from gas or oil wells (describe on page 19 how the gas meets the requirements of 18 C.F.R. § 2.400 for waste natural gas; include with your filing any materials necessary to demonstrate compliance with 18 C.F.R. § 2.400)
  - ☐ Materials that a government agency has certified for disposal by combustion (describe on page 19)
  - ☐ Heat from exothermic reactions (describe on page 19)
  - ☐ Residual heat (describe on page 19)
  - ☐ Used rubber tires
  - ☐ Plastic materials
  - ☐ Refinery off-gas
  - ☐ Petroleum coke
- ☐ Other waste energy input that has little or no commercial value and exists in the absence of the qualifying facility industry (describe in the Miscellaneous section starting on page 19; include a discussion of the fuel's lack of commercial value and existence in the absence of the qualifying facility industry)

**6c** Provide the average energy input, calculated on a calendar year basis, in terms of Btu/h for the following fossil fuel energy inputs, and provide the related percentage of the total average annual energy input to the facility (18 C.F.R. § 292.202(j)). For any oil or natural gas fuel, use lower heating value (18 C.F.R. § 292.202(m)).

| Fuel            | Annual average energy input for specified fuel | Percentage of total annual energy input |
|-----------------|------------------------------------------------|-----------------------------------------|
| Natural gas     | 0 Btu/h                                        | 0 %                                     |
| Oil-based fuels | 0 Btu/h                                        | 0 %                                     |
| Coal            | 0 Btu/h                                        | 0 %                                     |

## Technical Facility Information

Indicate the maximum gross and maximum net electric power production capacity of the facility at the point(s) of delivery by completing the worksheet below. Respond to all items. If any of the parasitic loads and/or losses identified in lines 7b through 7e are negligible, enter zero for those lines.

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |             |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|
| <b>7a</b> The maximum gross power production capacity at the terminals of the individual generator(s) under the most favorable anticipated design conditions                                                                                                                                                                                                                                                                                                                                                                               | 80,000 kW   |
| <b>7b</b> Parasitic station power used at the facility to run equipment which is necessary and integral to the power production process (boiler feed pumps, fans/blowers, office or maintenance buildings directly related to the operation of the power generating facility, etc.). If this facility includes non-power production processes (for instance, power consumed by a cogeneration facility's thermal host), do not include any power consumed by the non-power production activities in your reported parasitic station power. | 0 kW        |
| <b>7c</b> Electrical losses in interconnection transformers                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 800 kW      |
| <b>7d</b> Electrical losses in AC/DC conversion equipment, if any                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 0 kW        |
| <b>7e</b> Other interconnection losses in power lines or facilities (other than transformers and AC/DC conversion equipment) between the terminals of the generator(s) and the point of interconnection with the utility                                                                                                                                                                                                                                                                                                                   | 800 kW      |
| <b>7f</b> Total deductions from gross power production capacity = 7b + 7c + 7d + 7e                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 1,600.0 kW  |
| <b>7g</b> Maximum net power production capacity = 7a - 7f                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 78,400.0 kW |

**7h** Description of facility and primary components: Describe the facility and its operation. Identify all boilers, heat recovery steam generators, prime movers (any mechanical equipment driving an electric generator), electrical generators, photovoltaic solar equipment, fuel cell equipment and/or other primary power generation equipment used in the facility. Descriptions of components should include (as applicable) specifications of the nominal capacities for mechanical output, electrical output, or steam generation of the identified equipment. For each piece of equipment identified, clearly indicate how many pieces of that type of equipment are included in the plant, and which components are normally operating or normally in standby mode. Provide a description of how the components operate as a system. Applicants for cogeneration facilities do not need to describe operations of systems that are clearly depicted on and easily understandable from a cogeneration facility's attached mass and heat balance diagram; however, such applicants should provide any necessary description needed to understand the sequential operation of the facility depicted in their mass and heat balance diagram. If additional space is needed, continue in the Miscellaneous section starting on page 19.

The facility is a single-axis tracking, ground mounted photovoltaic system consisting of approximately 367,213 305W PV modules and will utilize fifty-four (54) 1,500 kW inverters. The entire project will be fenced.

## Information Required for Small Power Production Facility

If you indicated in line 1k that you are seeking qualifying small power production facility status for your facility, then you must respond to the items on this page. Otherwise, skip page 10.

| <b>Certification of Compliance with Size Limitations</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | <p>Pursuant to 18 C.F.R. § 292.204(a), the power production capacity of any small power production facility, together with the power production capacity of any other small power production facilities that use the same energy resource, are owned by the same person(s) or its affiliates, and are located at the same site, may not exceed 80 megawatts. To demonstrate compliance with this size limitation, or to demonstrate that your facility is exempt from this size limitation under the Solar, Wind, Waste, and Geothermal Power Production Incentives Act of 1990 (Pub. L. 101-575, 104 Stat. 2834 (1990) <i>as amended by</i> Pub. L. 102-46, 105 Stat. 249 (1991)), respond to lines 8a through 8e below (as applicable).</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                              |                           |                                          |                                          |          |      |       |          |          |      |       |          |          |      |       |          |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------|---------------------------|------------------------------------------|------------------------------------------|----------|------|-------|----------|----------|------|-------|----------|----------|------|-------|----------|
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | <p><b>8a</b> Identify any facilities with electrical generating equipment located within 1 mile of the electrical generating equipment of the instant facility, and for which any of the entities identified in lines 5a or 5b, or their affiliates, holds at least a 5 percent equity interest.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                              |                           |                                          |                                          |          |      |       |          |          |      |       |          |          |      |       |          |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | <p>Check here if no such facilities exist. <input checked="" type="checkbox"/></p> <table border="1"> <thead> <tr> <th>Facility location<br/>(city or county, state)</th> <th>Root docket #<br/>(if any)</th> <th>Common owner(s)</th> <th>Maximum net power<br/>production capacity</th> </tr> </thead> <tbody> <tr> <td>1) _____</td> <td>QF -</td> <td>_____</td> <td>_____ kW</td> </tr> <tr> <td>2) _____</td> <td>QF -</td> <td>_____</td> <td>_____ kW</td> </tr> <tr> <td>3) _____</td> <td>QF -</td> <td>_____</td> <td>_____ kW</td> </tr> </tbody> </table> <p><input type="checkbox"/> Check here and continue in the Miscellaneous section starting on page 19 if additional space is needed</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Facility location<br>(city or county, state) | Root docket #<br>(if any) | Common owner(s)                          | Maximum net power<br>production capacity | 1) _____ | QF - | _____ | _____ kW | 2) _____ | QF - | _____ | _____ kW | 3) _____ | QF - | _____ | _____ kW |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Facility location<br>(city or county, state)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Root docket #<br>(if any)                    | Common owner(s)           | Maximum net power<br>production capacity |                                          |          |      |       |          |          |      |       |          |          |      |       |          |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 1) _____                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | QF -                                         | _____                     | _____ kW                                 |                                          |          |      |       |          |          |      |       |          |          |      |       |          |
| 2) _____                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | QF -                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | _____                                        | _____ kW                  |                                          |                                          |          |      |       |          |          |      |       |          |          |      |       |          |
| 3) _____                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | QF -                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | _____                                        | _____ kW                  |                                          |                                          |          |      |       |          |          |      |       |          |          |      |       |          |
| <p><b>8b</b> The Solar, Wind, Waste, and Geothermal Power Production Incentives Act of 1990 (Incentives Act) provides exemption from the size limitations in 18 C.F.R. § 292.204(a) for certain facilities that were certified prior to 1995. Are you seeking exemption from the size limitations in 18 C.F.R. § 292.204(a) by virtue of the Incentives Act?</p> <p><input type="checkbox"/> Yes (continue at line 8c below) <input checked="" type="checkbox"/> No (skip lines 8c through 8e)</p>                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                              |                           |                                          |                                          |          |      |       |          |          |      |       |          |          |      |       |          |
| <p><b>8c</b> Was the original notice of self-certification or application for Commission certification of the facility filed on or before December 31, 1994? Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p><b>8d</b> Did construction of the facility commence on or before December 31, 1999? Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p><b>8e</b> If you answered No in line 8d, indicate whether reasonable diligence was exercised toward the completion of the facility, taking into account all factors relevant to construction? Yes <input type="checkbox"/> No <input type="checkbox"/> If you answered Yes, provide a brief narrative explanation in the Miscellaneous section starting on page 19 of the construction timeline (in particular, describe why construction started so long after the facility was certified) and the diligence exercised toward completion of the facility.</p> |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                              |                           |                                          |                                          |          |      |       |          |          |      |       |          |          |      |       |          |
| <b>Certification of Compliance with Fuel Use Requirements</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | <p>Pursuant to 18 C.F.R. § 292.204(b), qualifying small power production facilities may use fossil fuels, in minimal amounts, for only the following purposes: ignition; start-up; testing; flame stabilization; control use; alleviation or prevention of unanticipated equipment outages; and alleviation or prevention of emergencies, directly affecting the public health, safety, or welfare, which would result from electric power outages. The amount of fossil fuels used for these purposes may not exceed 25 percent of the total energy input of the facility during the 12-month period beginning with the date the facility first produces electric energy or any calendar year thereafter.</p> <p><b>9a</b> Certification of compliance with 18 C.F.R. § 292.204(b) with respect to uses of fossil fuel:</p> <p><input checked="" type="checkbox"/> Applicant certifies that the facility will use fossil fuels <i>exclusively</i> for the purposes listed above.</p> <p><b>9b</b> Certification of compliance with 18 C.F.R. § 292.204(b) with respect to amount of fossil fuel used annually:</p> <p><input checked="" type="checkbox"/> Applicant certifies that the amount of fossil fuel used at the facility will not, in aggregate, exceed 25 percent of the total energy input of the facility during the 12-month period beginning with the date the facility first produces electric energy or any calendar year thereafter.</p> |                                              |                           |                                          |                                          |          |      |       |          |          |      |       |          |          |      |       |          |

## Information Required for Cogeneration Facility

If you indicated in line 1k that you are seeking qualifying cogeneration facility status for your facility, then you must respond to the items on pages 11 through 13. Otherwise, skip pages 11 through 13.


|                                  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |   |
|----------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---|
| General Cogeneration Information | <p>Pursuant to 18 C.F.R. § 292.202(c), a cogeneration facility produces electric energy and forms of useful thermal energy (such as heat or steam) used for industrial, commercial, heating, or cooling purposes, through the sequential use of energy. Pursuant to 18 C.F.R. § 292.202(s), "sequential use" of energy means the following: (1) for a topping-cycle cogeneration facility, the use of reject heat from a power production process in sufficient amounts in a thermal application or process to conform to the requirements of the operating standard contained in 18 C.F.R. § 292.205(a); or (2) for a bottoming-cycle cogeneration facility, the use of at least some reject heat from a thermal application or process for power production.</p> |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | i |
|                                  | <p><b>10a</b> What type(s) of cogeneration technology does the facility represent? (check all that apply)</p> <p><input type="checkbox"/> Topping-cycle cogeneration      <input type="checkbox"/> Bottoming-cycle cogeneration</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | i |
|                                  | <p><b>10b</b> To help demonstrate the sequential operation of the cogeneration process, and to support compliance with other requirements such as the operating and efficiency standards, include with your filing a mass and heat balance diagram depicting average annual operating conditions. This diagram must include certain items and meet certain requirements, as described below. You must check next to the description of each requirement below to certify that you have complied with these requirements.</p>                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |   |
|                                  | Check to certify compliance with indicated requirement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Requirement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |   |
|                                  | <input type="checkbox"/>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Diagram must show orientation within system piping and/or ducts of all prime movers, heat recovery steam generators, boilers, electric generators, and condensers (as applicable), as well as any other primary equipment relevant to the cogeneration process.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |   |
|                                  | <input type="checkbox"/>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Any average annual values required to be reported in lines 10b, 12a, 13a, 13b, 13d, 13f, 14a, 15b, 15d and/or 15f must be computed over the anticipated hours of operation.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |   |
|                                  | <input type="checkbox"/>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Diagram must specify all fuel inputs by fuel type and average annual rate in Btu/h. Fuel for supplementary firing should be specified separately and clearly labeled. All specifications of fuel inputs should use lower heating values.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |   |
|                                  | <input type="checkbox"/>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Diagram must specify average gross electric output in kW or MW for each generator.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |   |
|                                  | <input type="checkbox"/>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Diagram must specify average mechanical output (that is, any mechanical energy taken off of the shaft of the prime movers for purposes not directly related to electric power generation) in horsepower, if any. Typically, a cogeneration facility has no mechanical output.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |   |
|                                  | <input type="checkbox"/>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | At each point for which working fluid flow conditions are required to be specified (see below), such flow condition data must include mass flow rate (in lb/h or kg/s), temperature (in °F, R, °C or K), absolute pressure (in psia or kPa) and enthalpy (in Btu/lb or kJ/kg). Exception: For systems where the working fluid is <i>liquid only</i> (no vapor at any point in the cycle) and where the type of liquid and specific heat of that liquid are clearly indicated on the diagram or in the Miscellaneous section starting on page 19, only mass flow rate and temperature (not pressure and enthalpy) need be specified. For reference, specific heat at standard conditions for pure liquid water is approximately 1.002 Btu/(lb*°R) or 4.195 kJ/(kg*K). |   |
| <input type="checkbox"/>         | Diagram must specify working fluid flow conditions at input to and output from each steam turbine or other expansion turbine or back-pressure turbine.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |   |
| <input type="checkbox"/>         | Diagram must specify working fluid flow conditions at delivery to and return from each thermal application.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |   |
| <input type="checkbox"/>         | Diagram must specify working fluid flow conditions at make-up water inputs.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |   |




EPAAct 2005 Requirements for Fundamental Use of Energy Output from Cogeneration Facilities

**EPAAct 2005 cogeneration facilities:** The Energy Policy Act of 2005 (EPAAct 2005) established a new section 210(n) of the Public Utility Regulatory Policies Act of 1978 (PURPA), 16 USC 824a-3(n), with additional requirements for any qualifying cogeneration facility that (1) is seeking to sell electric energy pursuant to section 210 of PURPA and (2) was either not a cogeneration facility on August 8, 2005, or had not filed a self-certification or application for Commission certification of QF status on or before February 1, 2006. These requirements were implemented by the Commission in 18 C.F.R. § 292.205(d). Complete the lines below, carefully following the instructions, to demonstrate whether these additional requirements apply to your cogeneration facility and, if so, whether your facility complies with such requirements.

**11a** Was your facility operating as a qualifying cogeneration facility on or before August 8, 2005? Yes ☐ No ☐ 

**11b** Was the initial filing seeking certification of your facility (whether a notice of self-certification or an application for Commission certification) filed on or before February 1, 2006? Yes ☐ No ☐ 

If the answer to either line 11a or 11b is Yes, then continue at line 11c below. Otherwise, if the answers to both lines 11a and 11b are No, skip to line 11e below.

**11c** With respect to the design and operation of the facility, have any changes been implemented on or after February 2, 2006 that affect general plant operation, affect use of thermal output, and/or increase net power production capacity from the plant's capacity on February 1, 2006? 

☐ Yes (continue at line 11d below)

☐ No. Your facility is not subject to the requirements of 18 C.F.R. § 292.205(d) at this time. However, it may be subject to these requirements in the future if changes are made to the facility. At such time, the applicant would need to recertify the facility to determine eligibility. Skip lines 11d through 11j.

**11d** Does the applicant contend that the changes identified in line 11c are not so significant as to make the facility a "new" cogeneration facility that would be subject to the 18 C.F.R. § 292.205(d) cogeneration requirements? 

☐ Yes. Provide in the Miscellaneous section starting on page 19 a description of any relevant changes made to the facility (including the purpose of the changes) and a discussion of why the facility should not be considered a "new" cogeneration facility in light of these changes. Skip lines 11e through 11j.

☐ No. Applicant stipulates to the fact that it is a "new" cogeneration facility (for purposes of determining the applicability of the requirements of 18 C.F.R. § 292.205(d)) by virtue of modifications to the facility that were initiated on or after February 2, 2006. Continue below at line 11e.

**11e** Will electric energy from the facility be sold pursuant to section 210 of PURPA? 

☐ Yes. The facility is an EPAAct 2005 cogeneration facility. You must demonstrate compliance with 18 C.F.R. § 292.205(d)(2) by continuing at line 11f below.

☐ No. Applicant certifies that energy will not be sold pursuant to section 210 of PURPA. Applicant also certifies its understanding that it must recertify its facility in order to determine compliance with the requirements of 18 C.F.R. § 292.205(d) before selling energy pursuant to section 210 of PURPA in the future. Skip lines 11f through 11j.

**11f** Is the net power production capacity of your cogeneration facility, as indicated in line 7g above, less than or equal to 5,000 kW? 

☐ Yes, the net power production capacity is less than or equal to 5,000 kW. 18 C.F.R. § 292.205(d)(4) provides a rebuttable presumption that cogeneration facilities of 5,000 kW and smaller capacity comply with the requirements for fundamental use of the facility's energy output in 18 C.F.R. § 292.205(d)(2). Applicant certifies its understanding that, should the power production capacity of the facility increase above 5,000 kW, then the facility must be recertified to (among other things) demonstrate compliance with 18 C.F.R. § 292.205(d)(2). Skip lines 11g through 11j.

☐ No, the net power production capacity is greater than 5,000 kW. Demonstrate compliance with the requirements for fundamental use of the facility's energy output in 18 C.F.R. § 292.205(d)(2) by continuing on the next page at line 11g.

EPA 2005 Requirements for Fundamental Use of Energy Output from Cogeneration Facilities (continued)

Lines 11g through 11k below guide the applicant through the process of demonstrating compliance with the requirements for "fundamental use" of the facility's energy output. 18 C.F.R. § 292.205(d)(2). Only respond to the lines on this page if the instructions on the previous page direct you to do so. Otherwise, skip this page.

18 C.F.R. § 292.205(d)(2) requires that the electrical, thermal, chemical and mechanical output of an EPA 2005 cogeneration facility is used fundamentally for industrial, commercial, residential or institutional purposes and is not intended fundamentally for sale to an electric utility, taking into account technological, efficiency, economic, and variable thermal energy requirements, as well as state laws applicable to sales of electric energy from a qualifying facility to its host facility. If you were directed on the previous page to respond to the items on this page, then your facility is an EPA 2005 cogeneration facility that is subject to this "fundamental use" requirement.

The Commission's regulations provide a two-pronged approach to demonstrating compliance with the requirements for fundamental use of the facility's energy output. First, the Commission has established in 18 C.F.R. § 292.205(d)(3) a "fundamental use test" that can be used to demonstrate compliance with 18 C.F.R. § 292.205(d)(2). Under the fundamental use test, a facility is considered to comply with 18 C.F.R. § 292.205(d)(2) if at least 50 percent of the facility's total annual energy output (including electrical, thermal, chemical and mechanical energy output) is used for industrial, commercial, residential or institutional purposes.

Second, an applicant for a facility that does not pass the fundamental use test may provide a narrative explanation of and support for its contention that the facility nonetheless meets the requirement that the electrical, thermal, chemical and mechanical output of an EPA 2005 cogeneration facility is used fundamentally for industrial, commercial, residential or institutional purposes and is not intended fundamentally for sale to an electric utility, taking into account technological, efficiency, economic, and variable thermal energy requirements, as well as state laws applicable to sales of electric energy from a qualifying facility to its host facility.

Complete lines 11g through 11j below to determine compliance with the fundamental use test in 18 C.F.R. § 292.205(d)(3). Complete lines 11g through 11j *even if you do not intend to rely upon the fundamental use test to demonstrate compliance with 18 C.F.R. § 292.205(d)(2).*

|                                                                                                                                                                                                                                                                                  |     |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| <b>11g</b> Amount of electrical, thermal, chemical and mechanical energy output (net of internal generation plant losses and parasitic loads) expected to be used annually for industrial, commercial, residential or institutional purposes and not sold to an electric utility | MWh |
| <b>11h</b> Total amount of electrical, thermal, chemical and mechanical energy expected to be sold to an electric utility                                                                                                                                                        | MWh |
| <b>11i</b> Percentage of total annual energy output expected to be used for industrial, commercial, residential or institutional purposes and not sold to a utility<br>= $100 * 11g / (11g + 11h)$                                                                               | %   |

**11j** Is the response in line 11i greater than or equal to 50 percent?

☐ Yes. Your facility complies with 18 C.F.R. § 292.205(d)(2) by virtue of passing the fundamental use test provided in 18 C.F.R. § 292.205(d)(3). Applicant certifies its understanding that, if it is to rely upon passing the fundamental use test as a basis for complying with 18 C.F.R. § 292.205(d)(2), then the facility must comply with the fundamental use test both in the 12-month period beginning with the date the facility first produces electric energy, and in all subsequent calendar years.

☐ No. Your facility does not pass the fundamental use test. Instead, you must provide in the Miscellaneous section starting on page 19 a narrative explanation of and support for why your facility meets the requirement that the electrical, thermal, chemical and mechanical output of an EPA 2005 cogeneration facility is used fundamentally for industrial, commercial, residential or institutional purposes and is not intended fundamentally for sale to an electric utility, taking into account technological, efficiency, economic, and variable thermal energy requirements, as well as state laws applicable to sales of electric energy from a QF to its host facility. Applicants providing a narrative explanation of why their facility should be found to comply with 18 C.F.R. § 292.205(d)(2) in spite of non-compliance with the fundamental use test may want to review paragraphs 47 through 61 of Order No. 671 (accessible from the Commission's QF website at [www.ferc.gov/QF](http://www.ferc.gov/QF)), which provide discussion of the facts and circumstances that may support their explanation. Applicant should also note that the percentage reported above will establish the standard that that facility must comply with, both for the 12-month period beginning with the date the facility first produces electric energy, and in all subsequent calendar years. See Order No. 671 at paragraph 51. As such, the applicant should make sure that it reports appropriate values on lines 11g and 11h above to serve as the relevant annual standard, taking into account expected variations in production conditions.

7

## Information Required for Topping-Cycle Cogeneration Facility

If you indicated in line 10a that your facility represents topping-cycle cogeneration technology, then you must respond to the items on pages 14 and 15. Otherwise, skip pages 14 and 15.

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                  |                                                                                                                      |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------|
| Usefulness of Topping-Cycle Thermal Output                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | <p>The thermal energy output of a topping-cycle cogeneration facility is the net energy made available to an industrial or commercial process or used in a heating or cooling application. Pursuant to sections 292.202(c), (d) and (h) of the Commission's regulations (18 C.F.R. §§ 292.202(c), (d) and (h)), the thermal energy output of a qualifying topping-cycle cogeneration facility must be useful. In connection with this requirement, describe the thermal output of the topping-cycle cogeneration facility by responding to lines 12a and 12b below.</p> |                                                                                                                  |                                                                                                                      |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | <p><b>12a</b> Identify and describe each thermal host, and specify the annual average rate of thermal output made available to each host for each use. For hosts with multiple uses of thermal output, provide the data for each use in separate rows.</p>                                                                                                                                                                                                                                                                                                              |                                                                                                                  |                                                                                                                      |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Name of entity (thermal host) taking thermal output                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Thermal host's relationship to facility;<br>Thermal host's use of thermal output                                 | Average annual rate of thermal output attributable to use (net of heat contained in process return or make-up water) |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 1)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | <div>Select thermal host's relationship to facility</div> <div>Select thermal host's use of thermal output</div> | Btu/h                                                                                                                |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 2)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | <div>Select thermal host's relationship to facility</div> <div>Select thermal host's use of thermal output</div> | Btu/h                                                                                                                |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 3)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | <div>Select thermal host's relationship to facility</div> <div>Select thermal host's use of thermal output</div> | Btu/h                                                                                                                |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 4)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | <div>Select thermal host's relationship to facility</div> <div>Select thermal host's use of thermal output</div> | Btu/h                                                                                                                |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 5)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | <div>Select thermal host's relationship to facility</div> <div>Select thermal host's use of thermal output</div> | Btu/h                                                                                                                |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 6)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | <div>Select thermal host's relationship to facility</div> <div>Select thermal host's use of thermal output</div> | Btu/h                                                                                                                |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | <p><input type="checkbox"/> Check here and continue in the Miscellaneous section starting on page 19 if additional space is needed</p>                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                                                                                                  |                                                                                                                      |
| <p><b>12b</b> Demonstration of usefulness of thermal output: At a minimum, provide a brief description of each use of the thermal output identified above. In some cases, this brief description is sufficient to demonstrate usefulness. However, if your facility's use of thermal output is not common, and/or if the usefulness of such thermal output is not reasonably clear, then you must provide additional details as necessary to demonstrate usefulness. Your application may be rejected and/or additional information may be required if an insufficient showing of usefulness is made. (Exception: If you have previously received a Commission certification approving a specific use of thermal output related to the instant facility, then you need only provide a brief description of that use and a reference by date and docket number to the order certifying your facility with the indicated use. Such exemption may not be used if any change creates a material deviation from the previously authorized use.) If additional space is needed, continue in the Miscellaneous section starting on page 19.</p> |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                  |                                                                                                                      |

2

**Topping-Cycle Operating and  
Efficiency Value Calculation**

Applicants for facilities representing topping-cycle technology must demonstrate compliance with the topping-cycle operating standard and, if applicable, efficiency standard. Section 292.205(a)(1) of the Commission's regulations (18 C.F.R. § 292.205(a)(1)) establishes the operating standard for topping-cycle cogeneration facilities: the useful thermal energy output must be no less than 5 percent of the total energy output. Section 292.205(a)(2) (18 C.F.R. § 292.205(a)(2)) establishes the efficiency standard for topping-cycle cogeneration facilities for which installation commenced on or after March 13, 1980: the useful power output of the facility plus one-half the useful thermal energy output must (A) be no less than 42.5 percent of the total energy input of natural gas and oil to the facility; and (B) if the useful thermal energy output is less than 15 percent of the total energy output of the facility, be no less than 45 percent of the total energy input of natural gas and oil to the facility. To demonstrate compliance with the topping-cycle operating and/or efficiency standards, or to demonstrate that your facility is exempt from the efficiency standard based on the date that installation commenced, respond to lines 13a through 13l below.

If you indicated in line 10a that your facility represents *both* topping-cycle and bottoming-cycle cogeneration technology, then respond to lines 13a through 13l below considering only the energy inputs and outputs attributable to the topping-cycle portion of your facility. Your mass and heat balance diagram must make clear which mass and energy flow values and system components are for which portion (topping or bottoming) of the cogeneration system.

|                                                                                                                                                                                                                                                                                                                                                  |         |          |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|----------|
| <b>13a</b> Indicate the annual average rate of useful thermal energy output made available to the host(s), net of any heat contained in condensate return or make-up water                                                                                                                                                                       | Btu/h   | <i>i</i> |
| <b>13b</b> Indicate the annual average rate of net electrical energy output                                                                                                                                                                                                                                                                      | kW      |          |
| <b>13c</b> Multiply line 13b by 3,412 to convert from kW to Btu/h                                                                                                                                                                                                                                                                                | 0 Btu/h | <i>i</i> |
| <b>13d</b> Indicate the annual average rate of mechanical energy output taken directly off of the shaft of a prime mover for purposes not directly related to power production (this value is usually zero)                                                                                                                                      | hp      |          |
| <b>13e</b> Multiply line 13d by 2,544 to convert from hp to Btu/h                                                                                                                                                                                                                                                                                | 0 Btu/h | <i>i</i> |
| <b>13f</b> Indicate the annual average rate of energy input from natural gas and oil                                                                                                                                                                                                                                                             | Btu/h   |          |
| <b>13g</b> Topping-cycle operating value = $100 * 13a / (13a + 13c + 13e)$                                                                                                                                                                                                                                                                       | 0 %     | <i>i</i> |
| <b>13h</b> Topping-cycle efficiency value = $100 * (0.5 * 13a + 13c + 13e) / 13f$                                                                                                                                                                                                                                                                | 0 %     | <i>i</i> |
| <b>13i</b> Compliance with operating standard: Is the operating value shown in line 13g greater than or equal to 5%?                                                                                                                                                                                                                             |         |          |
| <input type="checkbox"/> Yes (complies with operating standard) <input type="checkbox"/> No (does not comply with operating standard)                                                                                                                                                                                                            |         |          |
| <b>13j</b> Did installation of the facility in its current form commence on or after March 13, 1980?                                                                                                                                                                                                                                             |         |          |
| <input type="checkbox"/> Yes. Your facility is subject to the efficiency requirements of 18 C.F.R. § 292.205(a)(2). Demonstrate compliance with the efficiency requirement by responding to line 13k or 13l, as applicable, below.<br><input type="checkbox"/> No. Your facility is exempt from the efficiency standard. Skip lines 13k and 13l. |         |          |
| <b>13k</b> Compliance with efficiency standard (for low operating value): If the operating value shown in line 13g is less than 15%, then indicate below whether the efficiency value shown in line 13h greater than or equal to 45%:                                                                                                            |         |          |
| <input type="checkbox"/> Yes (complies with efficiency standard) <input type="checkbox"/> No (does not comply with efficiency standard)                                                                                                                                                                                                          |         |          |
| <b>13l</b> Compliance with efficiency standard (for high operating value): If the operating value shown in line 13g is greater than or equal to 15%, then indicate below whether the efficiency value shown in line 13h is greater than or equal to 42.5%:                                                                                       |         |          |
| <input type="checkbox"/> Yes (complies with efficiency standard) <input type="checkbox"/> No (does not comply with efficiency standard)                                                                                                                                                                                                          |         |          |

## Information Required for Bottoming-Cycle Cogeneration Facility

If you indicated in line 10a that your facility represents bottoming-cycle cogeneration technology, then you must respond to the items on pages 16 and 17. Otherwise, skip pages 16 and 17.

|                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                         |                                                                                                                                           |
|-----------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Usefulness of Bottoming-Cycle Thermal Output</b> | <p>The thermal energy output of a bottoming-cycle cogeneration facility is the energy related to the process(es) from which at least some of the reject heat is then used for power production. Pursuant to sections 292.202(c) and (e) of the Commission's regulations (18 C.F.R. § 292.202(c) and (e)), the thermal energy output of a qualifying bottoming-cycle cogeneration facility must be useful. In connection with this requirement, describe the process(es) from which at least some of the reject heat is used for power production by responding to lines 14a and 14b below.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                                         |                                                                                                                                           |
|                                                     | <p><b>14a</b> Identify and describe each thermal host and each bottoming-cycle cogeneration process engaged in by each host. For hosts with multiple bottoming-cycle cogeneration processes, provide the data for each process in separate rows.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                                                         |                                                                                                                                           |
|                                                     | Name of entity (thermal host) performing the process from which at least some of the reject heat is used for power production                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Thermal host's relationship to facility;<br>Thermal host's process type                                 | Has the energy input to the thermal host been augmented for purposes of increasing power production capacity? (if Yes, describe on p. 19) |
|                                                     | 1)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | <div>Select thermal host's relationship to facility</div> <div>Select thermal host's process type</div> | Yes <input type="checkbox"/> No <input type="checkbox"/>                                                                                  |
|                                                     | 2)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | <div>Select thermal host's relationship to facility</div> <div>Select thermal host's process type</div> | Yes <input type="checkbox"/> No <input type="checkbox"/>                                                                                  |
|                                                     | 3)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | <div>Select thermal host's relationship to facility</div> <div>Select thermal host's process type</div> | Yes <input type="checkbox"/> No <input type="checkbox"/>                                                                                  |
|                                                     | <input type="checkbox"/> Check here and continue in the Miscellaneous section starting on page 19 if additional space is needed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                         |                                                                                                                                           |
|                                                     | <p><b>14b</b> Demonstration of usefulness of thermal output: At a minimum, provide a brief description of each process identified above. In some cases, this brief description is sufficient to demonstrate usefulness. However, if your facility's process is not common, and/or if the usefulness of such thermal output is not reasonably clear, then you must provide additional details as necessary to demonstrate usefulness. Your application may be rejected and/or additional information may be required if an insufficient showing of usefulness is made. (Exception: If you have previously received a Commission certification approving a specific bottoming-cycle process related to the instant facility, then you need only provide a brief description of that process and a reference by date and docket number to the order certifying your facility with the indicated process. Such exemption may not be used if any material changes to the process have been made.) If additional space is needed, continue in the Miscellaneous section starting on page 19.</p> |                                                                                                         |                                                                                                                                           |
|                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                         |                                                                                                                                           |



**Bottoming-Cycle Operating and  
Efficiency Value Calculation**

Applicants for facilities representing bottoming-cycle technology and for which installation commenced on or after March 13, 1990 must demonstrate compliance with the bottoming-cycle efficiency standards. Section 292.205(b) of the Commission's regulations (18 C.F.R. § 292.205(b)) establishes the efficiency standard for bottoming-cycle cogeneration facilities: the useful power output of the facility must be no less than 45 percent of the energy input of natural gas and oil for supplementary firing. To demonstrate compliance with the bottoming-cycle efficiency standard (if applicable), or to demonstrate that your facility is exempt from this standard based on the date that installation of the facility began, respond to lines 15a through 15h below.

If you indicated in line 10a that your facility represents *both* topping-cycle and bottoming-cycle cogeneration technology, then respond to lines 15a through 15h below considering only the energy inputs and outputs attributable to the bottoming-cycle portion of your facility. Your mass and heat balance diagram must make clear which mass and energy flow values and system components are for which portion of the cogeneration system (topping or bottoming).

**15a** Did installation of the facility in its current form commence on or after March 13, 1980?

- ☐ Yes. Your facility is subject to the efficiency requirement of 18 C.F.R. § 292.205(b). Demonstrate compliance with the efficiency requirement by responding to lines 15b through 15h below.
- ☐ No. Your facility is exempt from the efficiency standard. Skip the rest of page 17.

**15b** Indicate the annual average rate of net electrical energy output

kW

**15c** Multiply line 15b by 3,412 to convert from kW to Btu/h

0 Btu/h

**15d** Indicate the annual average rate of mechanical energy output taken directly off of the shaft of a prime mover for purposes not directly related to power production (this value is usually zero)

hp

**15e** Multiply line 15d by 2,544 to convert from hp to Btu/h

0 Btu/h

**15f** Indicate the annual average rate of supplementary energy input from natural gas or oil

Btu/h

**15g** Bottoming-cycle efficiency value =  $100 * (15c + 15e) / 15f$

0 %

**15h** Compliance with efficiency standard: Indicate below whether the efficiency value shown in line 15g is greater than or equal to 45%:

☐ Yes (complies with efficiency standard)

☐ No (does not comply with efficiency standard)

## Certificate of Completeness, Accuracy and Authority

Applicant must certify compliance with and understanding of filing requirements by checking next to each item below and signing at the bottom of this section. Forms with incomplete Certificates of Completeness, Accuracy and Authority will be rejected by the Secretary of the Commission.

Signer identified below certifies the following: (check all items and applicable subitems)

- ☒ He or she has read the filing, including any information contained in any attached documents, such as cogeneration mass and heat balance diagrams, and any information contained in the Miscellaneous section starting on page 19, and knows its contents.
- ☒ He or she has provided all of the required information for certification, and the provided information is true as stated, to the best of his or her knowledge and belief.
- ☒ He or she possess full power and authority to sign the filing; as required by Rule 2005(a)(3) of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.2005(a)(3)), he or she is one of the following: (check one)
- ☐ The person on whose behalf the filing is made
  - ☒ An officer of the corporation, trust, association, or other organized group on behalf of which the filing is made
  - ☐ An officer, agent, or employee of the governmental authority, agency, or instrumentality on behalf of which the filing is made
  - ☐ A representative qualified to practice before the Commission under Rule 2101 of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.2101) and who possesses authority to sign
- ☒ He or she has reviewed all automatic calculations and agrees with their results, unless otherwise noted in the Miscellaneous section starting on page 19.
- ☒ He or she has provided a copy of this Form 556 and all attachments to the utilities with which the facility will interconnect and transact (see lines 4a through 4d), as well as to the regulatory authorities of the states in which the facility and those utilities reside. See the Required Notice to Public Utilities and State Regulatory Authorities section on page 3 for more information.

Provide your signature, address and signature date below. Rule 2005(c) of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.2005(c)) provides that persons filing their documents electronically may use typed characters representing his or her name to sign the filed documents. A person filing this document electronically should sign (by typing his or her name) in the space provided below.

Your Signature

Kenny Habul

Your address

192 Raceway Drive, Mooresville, NC  
28117

Date

9/29/2014

Audit Notes

Commission Staff Use Only:



**Aulander Holloman Solar, LLC**  
**Application Exhibit 5**

The projected cost of the Facility is filed under seal as **Confidential Attachment 1 to Exhibit 5** because it constitutes confidential and proprietary information within the scope of G.S. § 132-1.2.



**Aulander Holloman Solar, LLC**  
**Application Exhibit 5**

The projected cost of the Facility is filed under seal as **Confidential Attachment 1 to Exhibit 5** because it constitutes confidential and proprietary information within the scope of G.S. § 132-1.2.

**Aulander Holloman Solar, LLC**  
**Application Exhibit 6**

- a. SunEnergy1, LLC (SE1) develops, owns and operates solar photovoltaic (PV) facilities, including rooftop and ground-mount facilities. SE1 has developed more than 200 MW of solar PV. By 2016, SE1 anticipates developing as much as 100 MW of additional solar PV, approximately one-third of which will be owned and operated by SE1.

The company's professional team works closely with manufacturers, utilities and industry groups to improve safety, performance and cost efficiency. The company's employees work closely with UL, NEC, NFPA-70E, and other government agencies to ensure that safety in the solar industry continues to improve.

**Kenny Habul** is the President, CEO and Founder of SE1. He established himself as a leader in the field of sustainable construction technologies. Prior to forming SunEnergy1, Habul was a partner in Habul Brothers Luxury Home Construction, one of the most prominent and innovative builders in Queensland, Australia. There he gained vast experience in commercial and residential construction and formed a passion for sustainable construction practices and solar energy.

**Bill Brooks**, SE1's lead design engineer, is recognized by the solar industry as one of the most experienced solar engineers in the United States. Over the past two decades, he has designed and supervised the installation of the largest solar energy systems in the world. In 2008, Brooks was appointed to the code-making "Panel 4" of the National Electrical Code (NEC). He was instrumental in the development of PV codes and standards, including IEEE 929 (PV Utility Interconnection) and NEC Article 690 (Solar Photovoltaic Systems).

**Bradley Fite** is SunEnergy1's Chief Operations Officer (COO) and holds an Unlimited/Master Electrical License in multiple states. He is certified through Underwriter's Laboratory (UL) as a professional PV installer and holds several certifications through the North American Board of Certified Energy Practitioners (NABCEP). He is an active member of IEEE, NFPA, and works closely with utilities and manufacturers to stay on the leading edge of the PV industry. Fite is directly involved with all aspects of the company and oversees projects from initial development through construction and operations and maintenance. He has over 20 years of construction experience and has built more than 200 MW AC of solar PV projects.

**Joel Sossamon** is SE1's Director of Project Management. He has held his unlimited electrical license in the state of North Carolina for more than three decades and is responsible for the overall management of the solar

installation projects for SE1, from ground-mount systems to rooftop arrays. He brings more than 40 years of electrical contracting experience in both commercial and industrial settings.

- b. No regulated utility will be involved in the actual operation of the Facility.
- c. The Applicant requests a waiver of the requirement to obtain a statement from electric utility to which the applicant plans to sell the electricity to be generated because SE1 has not yet determined to what entity or entities the output from the Facility will be sold. As noted in response to item v in Exhibit 3, the Applicant is pursuing several options for sale of the output, only one of which is a negotiated PPA with DNCP.

**Aulander Holloman Solar, LLC**  
**Application Exhibit 7**

- a. The most current balance sheet for SunEnergy1, LLC, the parent company of the Applicant, is filed under seal as **Confidential Attachment 1 to Exhibit 7(a)** because it constitutes confidential and proprietary information within the scope of G.S. § 132-1.2.
- b. The most current income statement of SunEnergy1, LLC, the parent company of the Applicant, is filed under seal as **Confidential Attachment 2 to Exhibit 7(b)** because it constitutes confidential and proprietary information within the scope of G.S. § 132-1.2.
- c. A projected financial model is filed under seal as **Confidential Attachment 3 to Exhibit 7(c)** because it constitutes confidential and proprietary information within the scope of G.S. § 132-1.2.
- d. There are no confirmed financing arrangements at this time.

**Aulander Holloman Solar, LLC**  
**Application Exhibit 8**

- a. A detailed explanation reflecting the anticipated kilowatt and kilowatt-hour outputs, on-peak and off-peak, for each month of the year, including a statement of the specific on-peak and off-peak hours underlying the quantification, is filed under seal as **Confidential Attachment 1 to Exhibit 8** because it constitutes confidential and proprietary information within the scope of G.S. § 132-1.2.
- b. The Facility is a solar photovoltaic array and the energy input is solar. The output of electrical generation will be sold under a PPA to either DNCP or to one or more retail customers in deregulated states that allow for such sales, or will be sold into the PJM market.
- c. No fuel supply arrangements are required for the Facility.