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FILED

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Clerk's Office
N.C. Utilities Commission

Via Hand Delivery

Ms. Renee C. Vance, Chief Clerk
North Carolina Utilities Commission
430 North Salisbury Street, RM 5063
Raleigh, North Carolina 27603

OFFICIAL COPY

Re: QVC Rocky Mount, Inc.'s Comments Regarding the Proposed Renewable Energy Certificates Tracking System Rules

Dear Ms. Vance:

Enclosed for filing pursuant to the Commission's January 27, 2010 Order, please find one (1) original and thirty (30) copies of QVC Rocky Mount, Inc.'s comments regarding the proposed renewable energy certificates tracking system rules.

Your attention to this request is appreciated. Should there be any questions regarding this filing, please do not hesitate to call.

Sincerely,

Robert M. Bisanar

Full D.H. M.H.

RMB/tpa
Enclosures

DOCKET NO. E-100, SUB 113
DOCKET NO. E-100, SUB 121

**Clerk's Office
N.C. Utilities Commission**

DOCKET NO. E-100, SUB 113)
)
 In the Matter of)
 Rulemaking Proceeding to Implement)
 Session law 2007-397)

DOCKET NO. E-100, SUB 121)
)
 In the Matter of)
 Implementing a Tracking System for)
 Renewable Energy Certificates Pursuant)
 to Session Law 2007-397)

3. The facility is interconnected with the electric distribution system of Edgcombe Martin EMC. Edgcombe Martin reads the electric generation production meters for the facility. The meters are read electronically.

4. In a situation in which the meter is read by the electric power supplier and not by the facility owner, in QVC's view the supplier, and not the owner, should be required to retain any data regarding the production - particularly given the requirement of subparagraph (4) of the proposed Rule that the supplier in such a situation must provide the facility's production data to the REC tracking system at least monthly. Given that requirement, retention of production data by the owner would appear to be redundant.


5. Given the requirement of subparagraph (4) that an electric power supplier with a new renewable energy facility interconnected with its electric distribution system which routinely reads the production meter must provide the production data to the tracking system, it would appear that the energy production data provided to the system would be held by the electric power supplier and not the facility's owner. Subparagraph (8) of the proposed rule requires that production data provided to the tracking system be retained by the facility owner for ten years. If the production data is collected and provided to the tracking system by the supplier, the supplier and not the owner will have the record of the production data supplied to the tracking system and the supplier and not the owner should have the retention requirement. QVC would propose the following change to subparagraph (8) to address this issue: "All energy production and fuel data provided to the tracking system, including underlying calculations and estimates, shall be retained by the facility's owner, or by the electric power supplier in the case of a renewable energy facility or new renewable energy facility interconnected with the electric distribution system of an electric power supplier which routinely reads the electric production meter for the facility, and made available to the public staff for audit for at least ten (10) years."

6. In the event the Commission should desire that the facility owner retain production data even when the production meter is read by the supplier, it is suggested that the rule make clear that the information may be maintained in such form as selected by the owner, including electronically, and that the electric power supplier be required to provide the owner with a copy of "all energy production and fuel data provided by the supplier to the tracking system" to ensure that the owner has a copy of the data that is required by the Commission to be maintained by the owner. Otherwise, contract amendments between facility owners and electric power suppliers would be required to ensure that the owner is provided with the exact energy production data provided to the tracking system.

7. QVC appreciates the opportunity to submit comments to the Commission regarding the proposed renewable energy certificate tracking system rule and would be happy to elaborate upon its comments if necessary.

Respectfully submitted this the 17th day of February, 2010.

OGLETREE DEAKINS NASH, SMOAK & STEWART, P.C.

A handwritten signature in black ink, appearing to read "Robert M. Bisanar", written over a horizontal line.

Robert M. Bisanar

N.C. Bar No. 6512

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