



**Katherine E. Ross**

***Partner***

Direct Line: 919.835.4671

Direct Fax: 919.835.4561

[katherineross@parkerpoe.com](mailto:katherineross@parkerpoe.com)

Atlanta, GA  
Charleston, SC  
Charlotte, NC  
Columbia, SC  
Greenville, SC  
Raleigh, NC  
Spartanburg, SC  
Washington, DC

December 1, 2023

**VIA ELECTRONIC FILING**

Shonta Dunston  
Chief Clerk  
North Carolina Utilities Commission  
430 N. Salisbury Street  
Raleigh, North Carolina 27603

Re: Flowers Solar, LLC  
Docket No. SP-5092, Sub 0

Dear Chief Clerk:

Enclosed for filing is the self-recertification Form 556 for Flowers Solar, LLC in the above-referenced dockets. Flowers Solar, LLC makes this filing pursuant to 18 C.F.R. § 292.207(c)(1).

Thank you for your assistance with this matter. Please let me know if you have any questions.

Sincerely,

/s/ Katherine E. Ross

Enclosure

cc: Duke Energy Progress (via email)

OFFICIAL COPY

Dec 01 2023

FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, DC

OMB Control # 1902-0075  
Expiration 11/30/2022

# Form 556

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

OFFICIAL COPY

Dec 01 2023

Application Information

**1a** Full name of applicant (legal entity on whose behalf qualifying facility status is sought for this facility)

Flowers Solar, LLC

**1b** Applicant street address

c/o Soltage LLC  
333 Washington St., Floor 4

**1c** City

Jersey City

**1d** State/province

NJ

**1e** Postal code

07302

**1f** Country (if not United States)

**1g** Telephone number

201 432 1786

**1h** Has the instant facility ever previously been certified as a QF? Yes ☒ No ☐

**1i** If yes, provide the docket number of the last known QF filing pertaining to this facility: QF 15 - 779 - 006

**1j** Under which certification process is the applicant making this filing?

☒ Notice of self-certification  
(see note below)

☐ Application for Commission certification (requires filing  
fee; see "Filing Fee" section on page 2)

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 4 for more information.

**1k** What type(s) of QF status is the applicant seeking for its facility? (check all that apply)

☒ Qualifying small power production facility status ☐ Qualifying cogeneration facility status

**1l** What is the purpose and expected effective date(s) of this filing?

☐ Original certification; facility expected to be installed by \_\_\_\_\_ and to begin operation on \_\_\_\_\_

☒ Change(s) to a previously certified facility to be effective on 9/29/23  
(identify type(s) of change(s) below, and describe change(s) in the Miscellaneous section starting on page 24)

☐ Name change and/or other administrative change(s)

☒ Change in ownership

☐ Change(s) affecting plant equipment, fuel use, power production capacity and/or cogeneration thermal output

☐ Supplement or correction to a previous filing submitted on \_\_\_\_\_  
(describe the supplement or correction in the Miscellaneous section starting on page 24)

**1m** If any of the following three statements is true, check the box(es) that describe your situation and complete the form to the extent possible, explaining any special circumstances in the Miscellaneous section starting on page 24.

☐ The instant facility complies with the Commission's QF requirements by virtue of a waiver of certain regulations previously granted by the Commission in an order dated \_\_\_\_\_ (specify any other relevant waiver orders in the Miscellaneous section starting on page 24)

☐ The instant facility would comply with the Commission's QF requirements if a petition for waiver submitted concurrently with this application is granted

☐ The instant facility complies with the Commission's regulations, but has special circumstances, such as the employment of unique or innovative technologies not contemplated by the structure of this form, that make the demonstration of compliance via this form difficult or impossible (describe in Misc. section starting on p. 24)



Contact Information	<b>2a</b> Name of contact person Jesse Grossman		<b>2b</b> Telephone number 201 432 1786	
	<b>2c</b> Which of the following describes the contact person's relationship to the applicant? (check one) <input type="checkbox"/> Applicant (self) <input type="checkbox"/> Employee, owner or partner of applicant authorized to represent the applicant <input checked="" type="checkbox"/> Employee of a company affiliated with the applicant authorized to represent the applicant on this matter <input type="checkbox"/> Lawyer, consultant, or other representative authorized to represent the applicant on this matter			
	<b>2d</b> Company or organization name (if applicant is an individual, check here and skip to line 2e) <input type="checkbox"/> Soltage, LLC			
	<b>2e</b> Street address (if same as Applicant, check here and skip to line 3a) <input checked="" type="checkbox"/>			
	<b>2f</b> City		<b>2g</b> State/province	
	<b>2h</b> Postal code		<b>2i</b> Country (if not United States)	
Facility Identification and Location	<b>3a</b> Facility name Flowers Solar			
	<b>3b</b> Street address (if a street address does not exist for the facility, check here and skip to line 3c) <input type="checkbox"/> 3188 Baileys XRds Rd.			
	<b>3c</b> Geographic coordinates: 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 5 for help.  Latitude <u>35.412</u> degrees <input type="text" value="North (+)"/> Longitude <u>78.603</u> degrees <input type="text" value="West (-)"/>			
	<b>3d</b> City (if unincorporated, check here and enter nearest city) <input type="checkbox"/> Benson		<b>3e</b> State/province North Carolina	
	<b>3f</b> County (or check here for independent city) <input type="checkbox"/> Harnett		<b>3g</b> Country (if not United States)	
	Identify the electric utilities that are contemplated to transact with the facility.			
Transacting Utilities	<b>4a</b> Identify utility interconnecting with the facility Duke Energy Progress			
	<b>4b</b> Identify utilities providing wheeling service or check here if none <input checked="" type="checkbox"/>			
	<b>4c</b> Identify utilities purchasing the useful electric power output or check here if none <input type="checkbox"/> Duke Energy Progress			
	<b>4d</b> Identify utilities providing supplementary power, backup power, maintenance power, and/or interruptible power service or check here if none <input type="checkbox"/> Duke Energy Progress			



## 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)	Flowers Solar, LLC	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	100 %
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 24 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)	Solar Projectco Ocho Landlord, LLC	100 %
2)		%
3)		%
4)		%
5)		%
6)		%
7)		%
8)		%
9)		%
10)		%

☒ Check here and continue in the Miscellaneous section starting on page 24 if additional space is needed

**5c** Identify the facility operator

Flowers Solar, LLC

## Energy Input

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

- ☐ Biomass (specify)  
☐ Landfill gas  
☐ Manure digester gas  
☐ Municipal solid waste  
☐ Sewage digester gas  
☐ Wood  
☐ Other biomass (describe on page 24)  
☐ Waste (specify type below in line 6b)
- ☒ Renewable resources (specify)  
☐ Hydro power - river  
☐ Hydro power - tidal  
☐ Hydro power - wave  
☒ Solar - photovoltaic  
☐ Solar - thermal  
☐ Wind  
☐ Other renewable resource (describe on page 24)
- ☐ Geothermal  
☐ Fossil fuel (specify)  
☐ Coal (not waste)  
☐ Fuel oil/diesel  
☐ Natural gas (not waste)  
☐ Other fossil fuel (describe on page 24)  
☐ Other (describe on page 24)

**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 24)
  - ☐ Waste natural gas from gas or oil wells (describe on page 24 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 24)
  - ☐ Heat from exothermic reactions (describe on page 24)
  - ☐ Residual heat (describe on page 24)
  - ☐ 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 24; 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	4,340 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.	29.9 kW
<b>7c</b> Electrical losses in interconnection transformers	65.1 kW
<b>7d</b> Electrical losses in AC/DC conversion equipment, if any	65.1 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	2.2 kW
<b>7f</b> Total deductions from gross power production capacity = 7b + 7c + 7d + 7e	162.3 kW
<b>7g</b> Maximum net power production capacity = 7a - 7f	4,177.7 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 24.

The facility is a photovoltaic array that will generate electricity, comprised of approximately 18,354 Astronergy 320Wp panels, attached to Fixed tilt mounting. The panels are connected to 7 620kW Schneider Electric inverters.

# 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 pages 11 through 15.

## Certification of Compliance with Size Limitations

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) *as amended by* Pub. L. 102-46, 105 Stat. 249 (1991)), respond to lines 8a through 8f below (as applicable).

### Electric Generating Equipment

Electrical generating equipment will refer to all boilers, heat recovery steam generators, prime movers (any mechanical equipment driving an electric generator), electrical generators, photovoltaic solar panels, inverters, fuel cell equipment and/or other primary power generation equipment used in the facility, excluding equipment for gathering energy to be used in the facility. Each wind turbine on a wind farm and each solar panel in a solar facility is considered electrical generating equipment because each wind turbine and each solar panel is independently capable of producing electric energy.

### Distance

The distance between two facilities is to be measured from the edge of the closest electrical generating equipment for which qualification or recertification is sought to the edge of the nearest electrical generating equipment of the other affiliated small power production qualifying facility using the same energy resource. An affiliated small power production QF located one mile or less from the instant facility is irrebuttably presumed to be at the same site. An affiliated small power production QF located more than one mile and less than 10 miles from the instant facility is rebuttably presumed to be at a separate site. An affiliated small power production QF located 10 miles or more from the instant facility is irrebuttably presumed to be located at a separate site.

**8a** Identify affiliated small power production QFs located less than 10 miles from the electrical generating equipment of the instant facility that use the same energy resource and are held (with at least a 5 percent equity interest) by any of the entities identified in lines 5a or 5b or their affiliates. Specify the latitude and longitude coordinates for both the applicant and the affiliate small power production QF based on the nearest electrical generating equipment for each facility. Report coordinates in degrees (to three decimal places) as a positive number for east and north or a negative number for west and south. 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 5 for help obtaining coordinates. The distances for each facility listed below will be automatically calculated from the reported coordinates. See [www.ferc.gov/QF](http://www.ferc.gov/QF) for more information on how this form calculates distance.

Check here if no such facilities exist. ☒

	Facility location (city or county, state)	Root docket # (if any)	Maximum net power production capacity	Common owner(s)
		QF -	kW	
	Coordinates (in degrees) and Distance (miles):			
1)	Closest electrical generating equipment for applicant's facility:			
	Latitude	Choose +/-	Longitude	Choose +/-
	Closest electrical generating equipment for affiliate's facility:			
	Latitude	Choose +/-	Longitude	Choose +/-
				Distance
				0 miles



Certification of Compliance with Size Limitations (continued)

**8a Continued**

	Facility location (city or county, state)	Root docket # (if any)	Maximum net power production capacity	Common owner(s)
		QF    -	kW	
	Coordinates (in degrees) and Distance (miles):			
2)	Closest electrical generating equipment for applicant's facility:			
	Latitude	Choose +/-	Longitude	Choose +/-
	Closest electrical generating equipment for affiliate's facility:			
	Latitude	Choose +/-	Longitude	Choose +/-
			Distance	0 miles
3)	Closest electrical generating equipment for applicant's facility:			
	Latitude	Choose +/-	Longitude	Choose +/-
	Closest electrical generating equipment for affiliate's facility:			
	Latitude	Choose +/-	Longitude	Choose +/-
			Distance	0 miles
4)	Closest electrical generating equipment for applicant's facility:			
	Latitude	Choose +/-	Longitude	Choose +/-
	Closest electrical generating equipment for affiliate's facility:			
	Latitude	Choose +/-	Longitude	Choose +/-
			Distance	0 miles
5)	Closest electrical generating equipment for applicant's facility:			
	Latitude	Choose +/-	Longitude	Choose +/-
	Closest electrical generating equipment for affiliate's facility:			
	Latitude	Choose +/-	Longitude	Choose +/-
			Distance	0 miles

OFFICIAL COPY

Dec 01 2023



Certification of Compliance with Size Limitations (continued)

**8a Continued**

	Facility location (city or county, state)	Root docket # (if any)	Maximum net power production capacity	Common owner(s)
		QF ____ - ____	____ kW	
	Coordinates (in degrees) and Distance (miles):			
6)	Closest electrical generating equipment for applicant's facility:			
	Latitude _____	Choose +/-	Longitude _____	Choose +/-
	Closest electrical generating equipment for affiliate's facility:			
	Latitude _____	Choose +/-	Longitude _____	Choose +/-
				Distance
				0 _____ miles
	Facility location (city or county, state)	Root docket # (if any)	Maximum net power production capacity	Common owner(s)
		QF ____ - ____	____ kW	
	Coordinates (in degrees) and Distance (miles):			
7)	Closest electrical generating equipment for applicant's facility:			
	Latitude _____	Choose +/-	Longitude _____	Choose +/-
	Closest electrical generating equipment for affiliate's facility:			
	Latitude _____	Choose +/-	Longitude _____	Choose +/-
				Distance
				0 _____ miles
	Facility location (city or county, state)	Root docket # (if any)	Maximum net power production capacity	Common owner(s)
		QF ____ - ____	____ kW	
	Coordinates (in degrees) and Distance (miles):			
8)	Closest electrical generating equipment for applicant's facility:			
	Latitude _____	Choose +/-	Longitude _____	Choose +/-
	Closest electrical generating equipment for affiliate's facility:			
	Latitude _____	Choose +/-	Longitude _____	Choose +/-
				Distance
				0 _____ miles
	Facility location (city or county, state)	Root docket # (if any)	Maximum net power production capacity	Common owner(s)
		QF ____ - ____	____ kW	
	Coordinates (in degrees) and Distance (miles):			
9)	Closest electrical generating equipment for applicant's facility:			
	Latitude _____	Choose +/-	Longitude _____	Choose +/-
	Closest electrical generating equipment for affiliate's facility:			
	Latitude _____	Choose +/-	Longitude _____	Choose +/-
				Distance
				0 _____ miles

OFFICIAL COPY

Dec 01 2023

**8a Continued**

Facility location (city or county, state)	Root docket # (if any)	Maximum net power production capacity	Common owner(s)
	QF -	kW	
Coordinates (in degrees) and Distance (miles):			
10) Closest electrical generating equipment for applicant's facility:			
Latitude	Choose +/-	Longitude	Choose +/-
Closest electrical generating equipment for affiliate's facility:			
Latitude	Choose +/-	Longitude	Choose +/-
			Distance
			0 miles

☐ Check here and continue in the Miscellaneous section starting on page 24 if additional space is needed. Use the calculator below to calculate distances based on facility coordinates.

**Distance Calculator** Specify the latitude and longitude coordinates for both the applicant and the affiliate small power production QF based on the nearest electrical generating equipment for each facility. Report coordinates in degrees (to three decimal places) as a positive number for east and north or a negative number for west and south. 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 5 for help obtaining coordinates. The distances for each facility listed below will be automatically calculated from the reported coordinates. See [www.ferc.gov/QF](http://www.ferc.gov/QF) for more information on how this form calculates distance.

Closest electrical generating equipment for applicant's facility (degrees):

Latitude  Choose +/- Longitude  Choose +/-

Closest electrical generating equipment for affiliate's facility (degrees):

Latitude  Choose +/- Longitude  Choose +/- Distance 0 miles

**8b** You have the option below to assert preemptively that your facility is at a separate site from affiliated small power production QFs using the same energy resource more than one mile but less than 10 miles from your facility. If additional space is needed, continue in the Miscellaneous section starting on page 24.

Pursuant to 18 C.F.R. § 292.204(a)(2)(i)(C), if affiliated small power producer qualifying facilities are more than one mile but less than 10 miles apart there is a rebuttable presumption that they are at separate sites. The factors listed below are examples of the factors that the Commission may consider in deciding whether small power production facilities that are owned by the same person(s) or its affiliates are located "at the same site": (1) *physical characteristics*, including such common characteristics as: infrastructure, property ownership, property leases, control facilities, access and easements, interconnection agreements, interconnection facilities up to the point of interconnection to the distribution or transmission system, collector systems or facilities, points of interconnection, motive force or fuel source, off-take arrangements, connections to the electrical grid, evidence of shared control systems, common permitting and land leasing, and shared step-up transformers; and (2) *ownership/other characteristics*, including such characteristics as whether the facilities in question are: owned or controlled by the same person(s) or affiliated persons(s), operated and maintained by the same or affiliated entity(ies), selling to the same electric utility, using common debt or equity financing, constructed by the same entity within 12 months, managing a power sales agreement executed within 12 months of a similar and affiliated small power production qualifying facility (continued next page)...



Certification of Compliance with Size Limitations (continued)	<p><b>8b Continued</b></p> <p>... (continued from previous page) in the same location, placed into service within 12 months of an affiliated small power production QF project's commercial operation date as specified in the power sales agreement, or sharing engineering or procurement contracts.</p>
	<p><b>8c</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 8d below) <input checked="" type="checkbox"/> No (skip lines 8d through 8f)</p>
	<p><b>8d</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>8e</b> Did construction of the facility commence on or before December 31, 1999? Yes <input type="checkbox"/> No <input type="checkbox"/></p>
	<p><b>8f</b> If you answered No in line 8e, 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"/></p> <p>If you answered Yes, provide a brief narrative explanation in the Miscellaneous section starting on page 24 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>
Certification of Compliance with Fuel Use Requirements	<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 16 through 18. Otherwise, skip pages 16 through 18.

General Cogeneration Information	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.	
	<b>10a</b> What type(s) of cogeneration technology does the facility represent? (check all that apply)	
	<input type="checkbox"/> Topping-cycle cogeneration	<input type="checkbox"/> Bottoming-cycle cogeneration
	<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.	
	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 24, 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.	

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

EPAct 2005 cogeneration facilities: The Energy Policy Act of 2005 (EPAct 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 24 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 EPAct 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.



# EPAct 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 EPAct 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 EPAct 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 EPAct 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 = $100 * 11g / (11g + 11h)$	0 %

**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 24 a narrative explanation of and support for why your facility meets the requirement that the electrical, thermal, chemical and mechanical output of an EPAct 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.



## 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 19 and 20. Otherwise, skip pages 19 and 20.

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 <i>in separate rows</i>.</p>		
	Name of entity (thermal host) taking thermal output	Thermal host's relationship to facility; 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)	Select thermal host's relationship to facility Select thermal host's use of thermal output	Btu/h
	2)	Select thermal host's relationship to facility Select thermal host's use of thermal output	Btu/h
	3)	Select thermal host's relationship to facility Select thermal host's use of thermal output	Btu/h
	4)	Select thermal host's relationship to facility Select thermal host's use of thermal output	Btu/h
	5)	Select thermal host's relationship to facility Select thermal host's use of thermal output	Btu/h
	6)	Select thermal host's relationship to facility Select thermal host's use of thermal output	Btu/h
	<p><input type="checkbox"/> Check here and continue in the Miscellaneous section starting on page 24 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 24.</p>			

# 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
<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
<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
<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 %
<b>13h</b> Topping-cycle efficiency value = $100 * (0.5 * 13a + 13c + 13e) / 13f$	0 %
<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. <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 21 and 22. Otherwise, skip pages 21 and 22.

Usefulness of Bottoming-Cycle Thermal Output	<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 <i>in separate rows</i>.</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; 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. 24)
	1)		Select thermal host's relationship to facility	Yes <input type="checkbox"/> No <input type="checkbox"/>
			Select thermal host's process type	
	2)		Select thermal host's relationship to facility	Yes <input type="checkbox"/> No <input type="checkbox"/>
			Select thermal host's process type	
	3)		Select thermal host's relationship to facility	Yes <input type="checkbox"/> No <input type="checkbox"/>
			Select thermal host's process type	
	<p><input type="checkbox"/> Check here and continue in the Miscellaneous section starting on page 24 if additional space is needed</p>			
<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 24.</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 22.

**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 24, 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 24.
- ☒ 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 4 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

Jesse M. Grossman

Your address

Soltage LLC, 333 Washington St,  
Floor 4, Jersey City NJ 07302

Date

10/19/2023

Audit Notes

Commission Staff Use Only:



## Miscellaneous

Use this space to provide any information for which there was not sufficient space in the previous sections of the form to provide. For each such item of information *clearly identify the line number that the information belongs to*. You may also use this space to provide any additional information you believe is relevant to the certification of your facility.

Your response below is not limited to one page. Additional page(s) will automatically be inserted into this form if the length of your response exceeds the space on this page. Use as many pages as you require.

Section I.L., referencing 5.b.: On September 29, 2023, GDIF Soltage Holdings, LLC, a Delaware limited liability company wholly-owned subsidiary of Global Diversified Infrastructure Fund (North America) LP (GDIF), acquired ownership of the voting interests in Soltage Holdings, LLC, which controls Soltage, LLC, the managing member described below. GDIF's ultimate parent is Mitsubishi UFJ Financial Group, Inc. (MUFG). The acquisition of interests was not subject to Section 203 of the Federal Power Act.

Solar Projectco Ocho Landlord, LLC ("Ocho Landlord") is 10% owned by Solar Projectco Ocho Tenant, LLC ("Ocho Tenant"), which is 99% owned by a passive tax equity investor with only limited consent rights similar to those recognized by the Commission in AES Creative Resources (129 FERC ¶ 61,239 (2009) ("AES Creative")). The remaining 90% interests in Ocho Landlord and 1% interests in Ocho Tenant are owned by managing member Solar Holdco 8, LLC ("Holdco 8"). Holdco 8 is wholly owned by Project Hyperion, LLC. Project Hyperion Holdco, LLC ("Project Hyperion Holdco") owns 99.5% of the interests in Project Hyperion, LLC, and Soltage, LLC, the managing member, owns the remaining 0.5% interest.

Project Hyperion Holdco, LLC is controlled by its managing member, Project Hyperion AIV, L.P. ("Project Hyperion AIV"), which owns 57% interests in Project Hyperion Holdco. The remaining 42.9% interests in Project Hyperion AIV is owned by passive limited partner investors with only limited consent rights similar to those recognized by the Commission in AES Creative Resources, L.P., (129 FERC ¶ 61,239 (2009) ("AES Creative")). Basalt Infrastructure Partners GP Limited ("Basalt GP"), a Guernsey limited company, in its capacity as general partner, controls and manages Project Hyperion AIV. Basalt GP, in its capacity as general partner, also controls and manages certain limited partnerships that beneficially own indirect equity interests in Project Hyperion AIV. Basalt GP is an investment management firm that specializes in mid-market, infrastructure equity investments in the utility, transportation, energy/renewables and communications sectors across Europe and North America. Basalt GP is a direct, wholly owned subsidiary of Basalt Infrastructure Partners LLP (f/n/a Balfour Beatty Infrastructure Partners LLP) ("Basalt Infrastructure Partners"). Basalt GP's actions are directed by its board, which is comprised of two independent directors and two directors from Basalt Infrastructure Partners. The two independent directors are nominated by the Executive Board of Basalt Infrastructure Partners. Basalt Infrastructure Partners is a limited liability partnership organized under the laws of England and Wales. Basalt Infrastructure Partners has three partners, two individuals and Colliers Investment Management UK Holdings Limited.

GDIF is an investment fund organized as a limited partnership in Delaware. GDIF's general partner is First Sentier Investors (US) Infrastructure GP LLC, a wholly owned subsidiary of First State Investments (US) (FSI). Pursuant to an Investment Management Agreement, the entity responsible for decision-making of GDIF is First State Infrastructure Managers (International) Limited (Manager), a Cayman Island entity. The direct infrastructure team that manages investments made by GDIF is branded as Igneo Infrastructure Partners within the First Sentier Investors Group. FSI's immediate parent is MUFG Fund Services (USA) LLC, and that entity's immediate parent is MUFG Americas Holdings Corporation (MUAH). Both MUFG Fund Services (USA) LLC and MUAH are U.S. entities. MUAH's immediate parent is MUFG Bank Ltd., a Japanese entity. MUFG Bank Ltd.'s immediate parent - and GDIF's ultimate parent - is MUFG. MUFG is a Japanese business corporation whose voting equity securities are widely held and are traded on the Tokyo, Nagoya, and New York stock exchanges (NYSE: MUFG). As such, its ownership changes

---

**Miscellaneous (continued)**

---

frequently. As of the date of this submission, no entity owns or holds with voting rights 10% or more of MUFG's voting common stock. MUFG is not controlled by any foreign government.

Passive investors with only limited consent rights similar to those recognized by the Commission in AES Creative also hold indirect interests in applicant.