

Hart, Lydia

Subject: Mtg w/ Eric Thumma, Ibedrola re: Reg Issues [DESMOND]
Location: Secretary's Office
Start: Thu 4/10/2008 9:00 AM
End: Thu 4/10/2008 9:30 AM
Recurrence: (none)
Meeting Status: Meeting organizer
Required Attendees: McGinty, Kathleen; Heffner, Kelly; Desmond, Daniel; Griffiths, Daniel; Maiden, Robert

I'd say that best time to talk would be at 9:00 am. I can be reached at 484-680-9085. - Eric

Katie will participate during drive time. Thanks!

That's fine. I talked to Katie last night at Blaine's even and she mentioned you might need to change the schedule.



PA REC

Position.doc (39 KB)

I really only need to get her advice quickly on two things. They are:

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- height restriction raised from 250' to 262'
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The County zoning board is appointed by the County Commissioners and we are told this decision has really been pushed by the County zoning board solicitors. Our development team is interested in coordinating our appeal of this decision with a call from the Governor to the Democratic commissioners. I need your advice on whether this is possible and a good idea.

2. I just wanted to give you an idea of our open REC position in Pennsylvania as a result of pending regulatory decisions at the PUC. I know you are well aware of this, so my only point on this is to give you information that might be interesting to putting in perspective how much business is relying on these commission decisions. We thought this might be interesting to folks in the Governor's office as well. I know you are not overly keen on charts, but I've attached this chart to give you a sense of our REC exposure in PA is going to affect our short-term business decisions. In short, in the maximum year (2010) we've got 172,000 RECs -- 66 MW equivalent -- on hold. Overall, the three proceedings before the Commission (West Penn, PPL, and PECO) amount to approximately 638,000 RECs over 4 years.

Eric T.

-----Original Message-----

From: McGinty, Kathleen

Sent: Wednesday, April 02, 2008 12:54 PM

To: Failor, Debra L

Subject: Re:

Yes. Have approp staff

Sent from my Blackberry handheld.

----- Original Message -----

From: Failor, Debra L
To: McGinty, Kathleen
Cc: Hart, Lydia
Sent: Wed Apr 02 12:27:43 2008
Subject: Fw:

Ok to schedule?

Debbie Failor
Secretary's Office
PA DEP

----- Original Message -----

From: Thumma, Eric <ethumma@iberdrolausa.com>
To: dfailor@state.pa.us <dfailor@state.pa.us>
Sent: Wed Apr 02 12:04:32 2008
Subject:

Deb,

How are you? I was wondering if Katie might have anytime available -- 15 minutes would work -- to provide me with some advice on a number of regulatory matters we have pending. I'd like to do this in person if possible.

The matters are:

South Chestnut permitting -- 50 MW wind fame

Allegheny Voluntary Wind Product

PPL voluntary wind product and early banking proposal

PECO banking RFP

Thanks!

Eric T.

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**Iberdrola Renewable Energies USA/Community Energy, Inc.
PA REC Position Pending Regulatory Approvals**

Company	2008	2009	2010	2011	2012	Total
Allegheny (Voluntary)	3,230	13,498	22,834	-0-	-0-	39,562
PECO (Compliance)		60,000	60,000	60,000	60,000	240,000
PPL	90,000	90,000	90,000	90,000	-0-	360,000
(Voluntary)	7,000	25,000	45,000	62,500	-0-	139,500
(Compliance)	83,000	65,000	45,000	27,500	-0-	220,500
Total	93,230	163,498	172,834	150,000	60,000	638,562
Wind MW Equivalent	35 MW	62 MW	66 MW	-----	-----	-----
(Voluntary)	9,230	38,498	67,834	62,500	-0-	178,062
(Compliance)	83,000	125,000	105,000	87,500	60,000	460,500

- Allegheny does not include MISO Wind RECs – 59,344 RECs total over three years
- PPL does not include Tier II RECs – 139,500 RECs total over four years
- Does not include the PECO Voluntary Program (already approved) – approximately 130,000 RECs annually; Future approval of PECO Wind (voluntary program) affected by regulatory approvals for Allegheny and PPL

Issues

- Com Ed RFP available April 24
- As the year closes there will be pressure to meet New Jersey RPS demand with non-committed RECs
- The Pennsylvania PUC has not yet ruled on the “vintage” of AECs held by generators or brokers but not sold to an LSE which can bank them (i.e. what banking or vintage rules apply to generators or brokers)

Failor, Debra L

From: Lasher, Karl
Sent: Wednesday, April 09, 2008 12:20 PM
To: Failor, Debra L
Cc: Weaver, Neil; Hart, Lydia; Desmond, Daniel
Subject: RE: Brief Needed for TODAY!

We've got nothing to add to this that Eric hasn't already laid out. However, we're not in favor of his suggestion that the Gov weigh in on a local zoning dispute, though that is something that Katie and/or Joe P will have to decide if they want to pursue with the Gov's Office.

Karl Lasher
Executive Assistant
Office of Energy and Technology Deployment
Pa. Department of Environmental Protection
717-783-0540

-----Original Message-----

From: Failor, Debra L
Sent: Wednesday, April 09, 2008 10:05 AM
To: Lasher, Karl
Cc: Weaver, Neil; Hart, Lydia; Desmond, Daniel
Subject: Brief Needed for TODAY!
Importance: High

Please provide information on the issues below for a conference call with the Secretary tomorrow. Thanks!

-----Original Message-----

From: Thumma, Eric [mailto:ethumma@iberdrolausa.com]
Sent: Wednesday, April 09, 2008 9:18 AM
To: Failor, Debra L
Subject: RE: Katie Meeting

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carried out by third parties. =====