

**UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION**

Milo Wind Project, LLC

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Docket No. EG15-____-000

**NOTICE OF SELF-CERTIFICATION OF
EXEMPT WHOLESALE GENERATOR STATUS**

Pursuant to Section 366.7 of the Federal Energy Regulatory Commission's ("Commission") rules¹ implementing the Public Utility Holding Company Act of 2005, enacted by the Energy Policy Act of 2005,² Milo Wind Project, LLC ("Milo ") hereby submits this notice of self-certification that it is an exempt wholesale generator ("EWG") based on its ownership and operation of an approximately 50 MW wind-powered electric generating facility currently under development in Roosevelt County, New Mexico (the "Facility"), the output of which will be sold at wholesale.

I. COMMUNICATIONS

Milo requests that all correspondence, pleadings and other communications concerning this filing be served upon the following:

Mark Wong*
Senior Counsel
15445 Innovation Drive
San Diego, CA 92128
(858) 521-3473
mark.wong@edf-re.com

Andrea Wolfman*
Alston & Bird LLP
950 F Street, N.W.
Washington, DC 20004
(202) 239-3300
andrea.wolfman@alston.com

*Individual designated for service.

¹ 18 C.F.R. § 366.7 (2014).

² Pub. L. No. 109-58, 119 Stat. 594 (2005).

II. DESCRIPTION OF APPLICANT

Milo is a limited liability company organized under the laws of the State of Delaware, with its principal place of business in Roosevelt County, New Mexico. It is indirectly wholly-owned by EDF Renewable Energy, Inc. (“EDF-RE”). Milo will own and operate a 50 MW (nameplate) capacity wind-powered electric generation facility that is under construction in Roosevelt County, New Mexico. When complete, the Facility will consist of wind turbine generators along with facilities necessary to interconnect to the transmission system owned by the Southwestern Public Service Company (“SPS”) and operated by the Southwest Power Pool, Inc. (“SPP”). The Facility is projected to begin the production of energy for sale in late 2015. All of the output of the Facility will be sold into the SPP wholesale market.

EDF-RE develops, builds, operates and manages renewable energy projects throughout North America. EDF-RE is wholly owned by EDF Energies Nouvelles S.A., a French société anonyme, a company organized under the laws of France, which in turn is wholly owned by Électricité de France, SA (“EDF SA”), which is owned by the French government (84.49%), with a small percentage of shares held by the employees (approx. 1.80%) and the remaining shares owned by the public.

III. SELF-CERTIFICATION OF EWG STATUS

Consistent with the Commission’s regulations, Milo makes the following representations in order to demonstrate that it meets the Commission’s definition of an EWG under Section 366.1 of the Commission’s regulations for its energy sales from the Facility.

1. Milo will be engaged directly and exclusively in the business of owning or operating, or both owning and operating all or part of one or more “eligible facilities” and selling electric energy at wholesale, and the Facility will satisfy the definition of an “eligible facility” because it will be used for the generation of electric energy exclusively for sale at wholesale.

2. Milo will not own any transmission facilities other than those interconnection facilities that are necessary to effect the wholesale sale of electric energy from the Facility, consistent with Commission precedent construing the definition of “eligible facility” under Section 32(a)(2) of PUHCA 1935.
3. No rate or charge for, or in connection with, the construction of the Facility, or for electric energy produced thereby, was in effect under the laws of any State on October 24, 1992. Accordingly, no State determination is required with respect to this filing.
4. There are no lease arrangements through which Milo will lease the Facility to a public utility company or any other party.
5. Milo does not sell electricity at retail to any customer. Accordingly, the Facility does not rely on the exception provided by Section 32(b) of PUHCA 1935 regarding foreign sales of power at retail.
6. No portion of the Facility will be owned or operated by an “electric utility company” that is an “affiliate” or “associate company” of Milo.

In accordance with Section 366.7(a) of the Commission’s regulations, a copy of this Notice is concurrently being served upon the New Mexico Public Regulation Commission.

IV. CONCLUSION

For the foregoing reasons, Milo respectfully requests that the Commission accept this Notice of Self-Certification of EWG Status.

Respectfully submitted,

/s/ **Andrea Wolfman**

Andrea Wolfman
Alston & Bird LLP
950 F Street, N.W.
Washington, DC 20004
(202) 239-3300

Counsel for Milo Wind Project, LLC

Date: December 9, 2014

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document upon the New Mexico Public Regulation Commission, in accordance with Rule 2010 of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.2010) and Section 366.7(a) of the Commission's regulations.

Dated this 9th day of December, 2014, at Washington, D.C.

/s/ Andrea Wolfman

Andrea Wolfman
Alston & Bird LLP

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