

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

RE Roserock LLC)
) Docket No. EG15- -000
)

**RE ROSEROCK LLC
NOTICE OF SELF-CERTIFICATION OF
EXEMPT WHOLESALE GENERATOR STATUS**

Pursuant to the Public Utility Holding Company Act of 2005 (“PUHCA 2005”)¹ and Section 366.7 of the Federal Energy Regulatory Commission’s (“Commission”) regulations², RE Roserock LLC (“Roserock”) hereby submits this Notice of Self-Certification of Exempt Wholesale Generator (“EWG”) Status (“Notice”) with respect to its ownership and operation of an approximately 150 MW solar photovoltaic generation facility and related assets located in Pecos County, Texas (“Facility”), which is within the Electric Reliability Council of Texas (“ERCOT”) balancing authority area.

I. COMMUNICATIONS

All correspondence and communications regarding this proceeding should be addressed and directed to the following persons:

Mitchell Randall*
General Counsel
Recurrent Energy, LLC
300 California Street, 7th Floor
San Francisco, CA 94104
Phone: (415) 675-1500
legal@recurrentenergy.com

Brian Biering*
Ellison, Schneider & Harris L.L.P.
2600 Capitol Avenue, Suite 400
Sacramento, CA 95816
Phone: (916) 447-2166
Fax: (916) 447-3512
bsb@eslawfirm.com

(*) Persons denoted with an asterisk are designated for service and should be included on the

¹ Pub. L. No. 109-58, §§ 1261-1277, 119 Stat. 594, 972-78 (2005).

² 18 C.F.R. § 366.7

official service list in this proceeding. Roserock requests waiver of Rule 203(b)(3)³ so that a copy of any communications in the proceeding referenced above may be served on all persons listed above.

II. DESCRIPTION OF ROSEROCK

Roserock is a Delaware limited liability company that owns and operates the Facility. Roserock anticipates that the Facility will commence commercial operation by July 2016. The Facility will be interconnected to the distribution system owned by the American Electric Power (“AEP”) and all of the output from the Facility will be sold exclusively at wholesale pursuant to a 20-year power purchase agreement with Austin Energy.

Roserock is wholly owned by Recurrent Energy Development Holdings, LLC, whose membership interests are, in turn, wholly owned by Recurrent Energy, LLC (“Recurrent”), all of which are Delaware limited liability companies. Recurrent’s principal place of business is in San Francisco, California.

III. REPRESENTATIONS

Pursuant to Sections 366.1 and 366.7 of the Commission’s regulations,⁴ Roserock represents that it satisfies the requirements for EWG status, as follows:

1. Roserock is a Delaware limited liability company that will own and operate the Facility.
2. Roserock engages exclusively in the business of owning and operating the Facility and selling electric energy at wholesale.
3. Roserock will not make foreign retail sales of electric energy from the Facility.

³ 18 C.F.R. § 385.203(b)(3) (2013).

⁴ 18 C.F.R. §§ 366.1, 366.7.

4. The Facility is an eligible facility as defined in Section 32(a)(2) of the Public Utility Holding Company Act of 1935, which is incorporated by reference in Section 1262(6) of PUHCA 2005,⁵ and Section 366.1 of the Commission's regulations.

5. The electricity produced by the Facility will be sold exclusively at wholesale.

6. The Facility consists of a 150MW solar photovoltaic generating facility, and will use a substation, switchyard, and other equipment necessary to interconnect the Facility to the transmission grid.

7. The interconnection facilities that are associated with the Facility serve only to connect the project to AEP's distribution system for purposes of delivering energy and capacity to the ERCOT controlled grid. Those facilities, therefore, qualify as "interconnecting transmission facilities necessary to effect a sale of electric energy at wholesale" and are included as part of Roserock's eligible facility.⁶

8. No portion of the Facility is owned or operated by an electric utility company that is an affiliate or an associate company of Roserock (other than an electric utility company that is an EWG),⁷ as those terms are defined in Section 366.1 of the Commission's regulations.

9. No rate or charge for, or in connection with, the construction of the Facility, or for the electric energy produced by the Facility, was in effect under the laws of any state on October 24, 1992. As such, no determination or certification by any state commission is necessary prior to certification of Roserock as an EWG.

⁵ 42 U.S.C. § 16451(6) (2006).

⁶ 15 U.S.C. § 79z-5a(a)(2) (repealed).

⁷ The Commission has determined that partial ownership of interconnection facilities by multiple EWGs does not affect their respective EWG status. *See, e.g., Buffalo Gap Wind Farm 2, LLC*, 118 FERC ¶ 61,069 (2007); *Sagebrush, et al.*, 103 FERC ¶ 61,332 (2003).

10. Concurrently with the filing of this Notice with the Commission, Roserock is filing a copy of this Notice with the Public Utility Commission of Texas, which is the state regulatory authority of the state in which the Facility will be located.

IV. CONCLUSION

Based on the foregoing facts and representations, Roserock requests that the Commission accept this notice of self-certification and grant Roserock status as an EWG.

Respectfully submitted,

/s/ Brian Biering _____
Brian Biering
Ellison, Schneider & Harris L.L.P.
2600 Capitol Avenue, Suite 400
Sacramento, CA 95816

Counsel for RE Roserock LLC

January 16, 2015

Document Content(s)

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