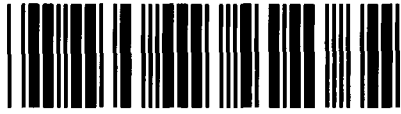


Control Number: 50062



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Addendum StartPage: 0

PROJECT NO. 50062

RECEIVED

APPLICATION OF LAPETUS ENERGY §
PROJECT, LLC FOR RENEWABLE §
ENERGY CREDIT GENERATOR §
CERTIFICATION §

PUBLIC UTILITY COMMISSION
2019 OCT 17 PM 1:16
OF TEXAS
PUBLIC UTILITY COMMISSION
FILING CLERK

COMMISSION STAFF'S RECOMMENDATION

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Recommendation. Staff recommends that the application be approved. In support thereof, Staff shows the following:

I. BACKGROUND

On October 1, 2019, Lapetus Energy Project, LLC (Lapetus Energy), filed an application for a renewable energy credit (REC) generator certification pursuant to 16 Texas Administrative Code (TAC) § 25.173(o).

II. STAFF RECOMMENDATION

Staff has reviewed the application, and, as supported by the attached memorandum of Grace Godines, Licensing and Compliance Section, Customer Protection Division, Staff recommends that Lapetus Energy be found to have complied with 16 TAC § 25.173(e). Thus, Lapetus Energy has met the requirements for persons seeking a REC registration.

III. CONCLUSION

Staff recommends that Lapetus Energy's application, be approved and that an order be issued consistent with the above recommendation.

3

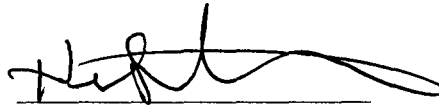
Dated: October 11, 2019

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Rachelle Nicolette Robles
Managing Attorney

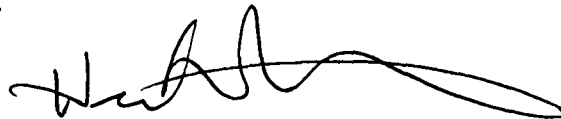


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PROJECT NO. 50062

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on October 11, 2019, in accordance with 16 TAC § 22.74.



Heath D. Armstrong

Public Utility Commission of Texas

Memorandum

TO: Heath Armstrong, - Legal Division
FROM: Grace Godines – Licensing and Compliance, Customer Protection Division
DATE: October 11, 2019
RE: Project No. 50062 - Application of Lapetus Energy Project, LLC for Renewable Energy Credit Generator Certification

STAFF RECOMMENDATION

On October 1, 2019, Lapetus Energy Project, LLC (Lapetus Energy or the Company) filed an application to certify its Lapetus Energy Project, LLC facility as a renewable energy credit (REC) generator under 16 Texas Administrative Code (TAC) § 25.173(o). The Company filed supplemental information to complete their application on October 7, 2019. Lapetus Energy is registered with the Commission as a power generation company and its registration number is 20521. Lapetus Energy indicated that the metered generation eligible for RECs is 100 MW.

Pursuant to 16 TAC § 25.173(o), a power generation company shall demonstrate that the facility meets the eligibility criteria as outlined in 16 TAC § 25.173(e), which states that in order for a renewable facility to produce RECs and compliance premiums in the trading program it must either be a new facility, a small producer, or a repowered facility. Lapetus Energy meets this requirement because it qualifies as a new facility. In its application Lapetus Energy also included the location, owner, technology, and rated capacity of the facility.

After reviewing Lapetus Energy's application, Staff finds that the Company has provided all the information required under 16 TAC § 25.173(o) and that the Lapetus Energy facility qualifies as a renewable resource under 16 TAC § 25.173(e). Therefore, Staff recommends that the Lapetus Energy Project, LLC facility be certified as a REC generator. The approximate metered generation eligible for RECs is 100 MW. The Lapetus Energy facility will not be eligible to produce RECs until an order is issued approving the application.

Any subsequent changes to the information in the application are to be submitted to the Commission as supplements to this filing within 30 days of such changes.