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PROJECT NO. 53573

APPLICATION OF DELILAH SOLAR	§	PUBLIC UTILITY COMMISSION
ENERGY II, LLC FOR A RENEWABLE	§	
ENERGY CREDIT GENERATOR	§	OF TEXAS
CERTIFICATION	§	

COMMISSION STAFF’S RECOMMENDATION

On May 6, 2022, Delilah Solar Energy II LLC (Delilah Solar) filed an application to certify its Delilah Solar Energy II, LLC facility as a renewable energy credit (REC) generator under 16 Texas Administrative Code (TAC) § 25.173(o). Delilah Solar is registered with the Public Utility Commission of Texas (Commission) as a power generation company under Registration No. 20664. Delilah Solar indicated that the metered generation eligible for RECs is 310 MW.

I. STAFF RECOMMENDATION

Commission Staff (Staff) has reviewed the application and as supported by the attached memorandum of Grace Godines, Customer Protection Division, determined that the application complies with 16 TAC § 25.173(o) and that the Delilah Solar Energy II LLC facility qualifies as a renewable energy resource under 16 TAC § 25.173(e). Therefore, Staff recommends that the application be approved and that the Delilah Solar Energy II LLC facility be certified as a REC generator.

II. CONCLUSION

Staff recommends that Delilah Solar’s application be approved and that the Delilah Solar Energy II LLC facility be certified as a REC generator. Staff respectfully requests the issuance of an order consistent with the foregoing recommendation.

Dated: June 9, 2022

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Keith Rogas
Division Director

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Managing Attorney

/s/ Kourtnee Jinks
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PROJECT NO. 53573

CERTIFICATE OF SERVICE

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on June 9, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Kourtnee Jinks
Kourtnee Jinks

Public Utility Commission of Texas

Memorandum

TO: Kourtnee Jinks – Attorney, Legal Division
FROM: Grace Godines – Analyst, Customer Protection Division
DATE: June 9, 2022
RE: Project No. 53573 – *Delilah Solar Energy II LLC for a Renewable Energy Credit Generator Certification*

STAFF RECOMMENDATION

On May 6, 2022, Delilah Solar Energy II LLC (Delilah Solar or the Company) filed an application to certify its Delilah Solar Energy II LLC facility as a renewable energy credit (REC) generator under 16 Texas Administrative Code (TAC) § 25.173(o). Delilah Solar is registered with the Commission as a power generation company under registration number 20664. Delilah Solar indicated that the metered generation eligible for RECs is 310 MW.

Under 16 TAC § 25.173(o)(1), a power generation company must 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. Delilah Solar meets this requirement because its Delilah Solar Energy II LLC facility qualifies as a new facility. In its application Delilah Solar also included the location, owner, technology, and rated capacity of the facility as required under 16 TAC § 25.173(o)(1).

After reviewing Delilah Solar's application, I find that the Company has provided all of the information required under 16 TAC § 25.173(o) and that the Delilah Solar Energy II LLC facility qualifies as a renewable resource under 16 TAC § 25.173(e). Therefore, I recommend that the Delilah Solar Energy II LLC facility be certified as a REC generator. The approximate metered generation eligible for RECs is 310 MW. The Delilah Solar Energy II LLC 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.