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June 1, 2023

Public Utility Commission of Texas
1701 N. Congress Avenue, 7th Floor
Austin, Texas 78701


RE: *Motion for an Extension of Time Regarding the Submission of Part D of Miami Wind I LLC's Power Generation Company Compliance Registration*

To Whom It May Concern:

Attached please find Miami Wind I LLC's Power Generation Company Compliance Registration. The filing is complete except for Part D.

Pursuant to 16 Texas Administrative Code (TAC) § 25.4(b), Miami Wind I LLC motions for an extension of time to submit Part D of the attached Power Generation Company Compliance Registration. Miami Wind I LLC affirms that there is good cause for such extension of time and affirms that the need for the extension is not caused by the neglect, indifference, or lack of diligence of Miami Wind I LLC. At this time, Miami Wind I LLC is unable to fulfil the requirements of Part D due to a temporary inability to affirm the attestations required under Part D. Miami Wind I LLC has made and will continue to make a good-faith effort to resolve this temporary inability and complete the requirements of Part D.

Sincerely,

By: 
Carrie Collier-Brown
State Bar No. 24065064
LOCKE LORD LLP

ATTORNEYS FOR MIAMI WIND I LLC



Public Utility Commission of Texas
1701 N. Congress Avenue or P.O. Box 13326
Austin, Texas 78711-3326
512-936-7000
Web address: www.puc.texas.gov

Registration and Re-registration Form for Power Generation Companies (PGC) and Self-Generators

(In accordance with 16 Texas Administrative Code (TAC) § 25.109)

Part A – Type of Registration Applicable to Every Registrant

1. Type of registration

Check only one of the following.

- | | |
|--|---|
| <input type="checkbox"/> New power generation company (PGC) registration | <input type="checkbox"/> New self-generator registration |
| <input type="checkbox"/> Amendment of PGC registration | <input type="checkbox"/> Amendment of self-generator registration |
| <input type="checkbox"/> PGC re-registration | <input type="checkbox"/> Self-generator re-registration |
| <input checked="" type="checkbox"/> PGC compliance update | <input type="checkbox"/> Self-generator compliance update |

2. Amendments

If filing an amendment, check all applicable boxes and fill in only the sections of this form that are applicable to your amendment:

- | | |
|--|--|
| <input type="checkbox"/> Name change amendment | <input type="checkbox"/> Facility output capacity change |
| <input type="checkbox"/> Change in ownership/control | <input type="checkbox"/> New generating facility or unit of a current facility |
| <input type="checkbox"/> Registration relinquishment | <input type="checkbox"/> Other |

Registration number:

Provide a brief explanation of amendment:

3. Biannual renewal of registration – This box is not applicable until February 2024.

If filing a re-registration, fill in the box below if the registrant's information has not changed from the previous registration.

- ☐ No information has changed from the previous registration. The Affidavit is required to be completed and filed if this box is checked.

4. Compliance with Project No. 52796 – PGCs and self-generators already registered on, or that applied for registration before, April 26, 2023, must complete this box to come into compliance with 16 Texas Administrative Code (TAC) § 25.109 on or before June 1, 2023.

If filing a compliance update, provide the registrant's registration number and check the box below once the form has been completed.

Registration number: 20314

☒ Registrant has completed the entire form, as applicable to its type of registration.

Part B – Registration Information Applicable to Every Registrant

1. Registrant

Legal business name: Miami Wind I, LLC

Business address: 1 S Wacker Dr Suite 1800

City: Chicago	ZIP: 60606	Principal place of business: IL
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Email: miamiassetmanagers@invenenergy.com	Phone: 312-224-1400
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2. Primary Emergency Contact Information

Name: 24 Hour Control Center	Title: Control Center
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Address: 1 S Wacker Dr Suite 1800

City: Chicago	State: IL	ZIP: 60606
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Email: icc@invenenergy.com	Phone: 312-582-1588
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3. Secondary Emergency Contact Information

Name: Alvin Tryon	Title: Site Manager
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Address: 3304 County Line Rd

City: Miami	State: TX	ZIP: 79059
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Email: atryon@invenenergy.com	Phone: 806-868-3210
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4. Regulatory Contact Information

Name: Nicole Luckey	Title: Senior VP, Regulatory Affairs
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Email: nluckey@invenenergy.com	Phone: 312-224-1400
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Check the relevant box below indicating whether the registrant's regulatory contact is an internal staff member of the registrant.

☒ Yes, the registrant's regulatory contact is an internal staff member of the registrant.

☐ No, the registrant's regulatory contact is not an internal staff member of the registrant.

5. Description of the types of services provided by the registrant that relate to the generation of electricity

Energy, environmental attributes, and ancillary services

6. For qualified facilities, provide as an attachment a copy of any Federal Energy Regulatory Commission (FERC) registrations

Part C - Applicable to Registration of Power Generation Companies

7. Names, types of business, percentage of ownership, and Commission registration type of the registrant's corporate parent companies (if parent company does not have a Commission registration then mark "N/A") (add additional pages as attachments as necessary)

Names of Corporate Parent(s): Miami Wind I Holdings LLC	Type of Business: Holding Company	Percentage of Ownership: 100%	Type of Commission registration: n/a
Names of Corporate Parent(s):	Type of Business:	Percentage of Ownership:	Type of Commission registration:
Names of Corporate Parent(s):	Type of Business:	Percentage of Ownership:	Type of Commission registration:

8. Name and type of registrations of the registrant's affiliates who have a Commission registration (add additional pages as attachments as necessary)

Affiliate Name: See Attachment	Type of Commission registration:
Affiliate Name:	Type of Commission registration:
Affiliate Name:	Type of Commission registration:

9. Interchange Project Number where registrant's Emergency Operation Plan is filed and Item Number of filing

Project Number: 53385	Item Number: 202
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Part E – Applicable to Every Registrant

Provide information for each generating unit. If more room is needed to list all generating units, attach additional copies of Part E.

All Registrants							Self-Generators Only
Generating Unit's Name	Physical Address of Unit	County of Unit	Interconnecting Transmission Service Provider	Power Region	Total Capacity Rating in MW	Type(s) of Generation*	MW Consumption of Co-Located Load
Miami Wind I, LLC	3304 County Line Rd, Miami,	Roberts, Gra	CROSS TEXAS TRANSMIS	ERCOT	288.6	Wind	

*i.e., biomass, wind, geothermal, solar, hydro, nuclear, landfill gas, energy storage, hydrogen, diesel, coal, natural gas, other (provide an explanation)

Affiliates List (Includes Registrant)

In compliance with 16 TAC § 25.109(d)(3), a list of affiliates of the registrant and the registrant's corporate parent identified by name that buy and sell electricity at wholesale in Texas, sell electricity at retail in Texas, or is an electric cooperative or municipally owned utility in Texas.

Name	Type of Commission Registration
Delilah Solar Energy LLC	PGC
Delilah Solar Energy II LLC	PGC
Goldthwaite Wind Energy LLC	PGC
Gunsight Mountain Wind Energy LLC	PGC
McAdoo Wind Energy LLC	PGC
Miami Wind I LLC	PGC
Samson Solar Energy LLC	PGC
Samson Solar Energy II LLC	PGC
Samson Solar Energy III LLC	PGC
Santa Rita East Wind LLC	PGC
Scurry County Wind LP	PGC
Scurry County Wind II LLC	PGC
Stanton Wind Energy LLC	PGC
Turkey Track Wind Energy LLC	PGC
Wake Wind Energy LLC	PGC

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

Miami Wind I LLC

Docket No. EG14-__-000

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

Pursuant to Section 366.7(a) of the Federal Energy Regulatory Commission's (the "Commission") rules¹ implementing the Public Utility Holding Company Act of 2005 ("PUHCA 2005"), enacted by the Energy Policy Act of 2005 §§ 1261 *et seq.*,² Miami Wind I LLC ("Miami Wind") hereby submits this notice of self-certification that it is an exempt wholesale generator ("EWG") as defined in Section 366.1 of the Commission's rules.³

I. CORRESPONDENCE AND COMMUNICATIONS

All communications and correspondence regarding this notice should be sent to the following persons who are authorized to receive service:

Laura V. Szabo
Crowell & Moring LLP
590 Madison Ave.
20th Floor
New York, NY 10022-2524
Phone: (212) 895-4271
Fax: (212) 223-4134
Lszabo@crowell.com

Joseph Condo
General Counsel Invenergy LLC
One South Wacker Drive
Suite 1900
Chicago, IL 60606
Phone: 312-582-1465
jcondo@invenergyllc.com

¹ 18 C.F.R. § 366.7(a).

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

³ 18 C.F.R. § 366.1.

II. DESCRIPTION OF MIAMI WIND

A. Miami Wind's Ownership Structure

Miami Wind is a Delaware limited liability company. It is a subsidiary of Invenergy Investment Company LLC ("Invenergy Investment"), a Delaware limited liability company, which is in the business of developing or acquiring, through subsidiaries, electric generation facilities and related interconnection facilities.⁴

B. Miami Wind's Proposed Activities

1. The Facility and Power Sales

Miami Wind is developing and will construct, own and operate wind-powered electric generation facilities of up to 288.6 MW (nameplate) that will be located in Roberts, Hemphill and Gray Counties in Texas (the "Facility"). The Facility plans to begin generating electricity in the future. Miami Wind will sell electric energy and capacity produced from the Facility exclusively at wholesale.⁵

The Facility will be comprised of wind turbine generators and associated facilities and equipment necessary for the generation of power at wholesale. The Facility will also include collection lines, a collection line substation and other interconnection facilities owned by Miami Wind and necessary to effectuate its wholesale power sales from the Facility.⁶ The Facility will

⁴ Miami Wind is currently an indirect partially-owned subsidiary of Invenergy Investment.

⁵ Such sales will be made to third-parties through bilateral agreements or through a power exchange. The Commission has determined that sales through a power exchange are considered wholesale sales for EWG purposes. *See Southern California Edison Co.*, 80 FERC ¶ 61,262 (1997). Miami Wind may also purchase power and resell it at wholesale to third parties. An EWG is permitted to resell at wholesale power that it has not generated. *See CNG Power Services Corp.*, 71 FERC ¶ 61,378 (1995).

⁶ Miami Wind may occasionally obtain from third-parties back-up power that Miami Wind may need for station power to operate its Facility when Miami Wind is not self-supplying its station power load. Such back-up or station power would be delivered to the Facility over the interconnection facilities that Miami Wind will own. EWGs may use their interconnection facilities to transmit back-up power to their generation facilities. *See Zond Systems, Inc.*,

interconnect to the transmission system owned by Cross Texas Transmission, LLC ("Cross Texas"). The Facility, including the interconnection facilities, will be located on land that Miami Wind owns or that is owned by third-parties but which Miami Wind has rights to use pursuant to easements or other land use arrangements entered into with such third-parties.

2. Miami Wind's Other Potential Incidental Activities

In connection with developing; owning and operating the Facility, Miami Wind may also engage in the following incidental activities that the Commission has found to be permissible EWG activities:

- sell ancillary services available from the Facility which are incidental to, and by-products of, the Facility's operations as a wholesale power generator;⁷
- reassign excess transmission capacity consistent with the Commission's requirement that such reassignment of excess transmission capacity be limited to transmission capacity Miami Wind originally obtained for the purpose of affecting a specific wholesale sale of electric energy;⁸
- purchase and sell congestion revenue rights that Miami Wind needs for the Facility's power sale operations;⁹
- resell excess fuel supplies or assign its excess fuel transportation capacity provided that such sales be made only if such fuel supplies or transportation were originally contracted by Miami Wind to operate the Facility;¹⁰
- trade emission allowances consistent with the Commission's limitation that an EWG may only engage in such trading so long as the emission allowances were originally obtained in the normal course of operating the Facility;¹¹

81 FERC ¶61,001 (1997).

⁷ The ancillary services Miami Wind may sell would include reactive power and voltage support, regulation and frequency response services, load following, energy balancing services, spinning and supplemental reserves, blackstart capability, and any other ancillary services consistent with the Commission's rules or as otherwise permitted by the Commission. See, e.g., *Duke Energy Oakland, LLC*, 83 FERC ¶ 61,304 (1998); *Sithe Framingham, LLC*, 83 FERC ¶ 61,106 (1998).

⁸ See *CNG Power Services Corp.*, 71 FERC ¶ 61,026, at 61,103-04 (1995).

⁹ See *Duquesne Power, LP*, 106 FERC ¶ 61,104 (2004).

¹⁰ See *Selkirk Cogen Partners, L.P.*, 69 FERC ¶ 61,037, 61,168-69 (1994).

¹¹ See *UGI Development Co.*, 89 FERC ¶ 61,192 (1999).

- sell "green" power certificates or credits consistent with the Commission's limitation that an EWG may sell such certificates or credits where they are associated with power produced by the Facility;¹²
- lease or rent property to third parties but to the extent a lease arrangement is not reasonably necessary to Miami Wind's generation business and a rental fee is received above a nominal amount, Miami Wind will, consistent with EWG precedent, donate or transfer such rental revenues to a non-affiliated entity;¹³
- engage in project development activities associated with the Facility. Such project development activities may include, but are not necessarily limited to, the following activities: due diligence; site investigations; feasibility studies; preliminary design and engineering; licensing and permitting; negotiation of asset and land acquisitions; negotiation of contractual commitments with lenders, equity investors, governmental authorities and other project participants and such other activities as may be necessary to financially close on eligible facilities; negotiation of power sales contracts; equipment purchases; fuel supply; engineering, construction, interconnection, and related matters; preparation and submission of bid proposals; and development of financing programs related to owning or operating the Facility and/or additional electric generation facilities that satisfy the criteria for EWG status;¹⁴ and
- engage in other activities incidental to the sale of electric energy at wholesale that are consistent with the Commission's EWG precedent.

III. MIAMI WIND'S REPRESENTATIONS REGARDING EXEMPT WHOLESALE GENERATOR STATUS

Miami Wind 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.

A. Miami Wind will be engaged directly and exclusively in the business of owning and operating all or part of one or more Eligible Facilities¹⁵ and selling electric energy at

¹² See *Madison Windpower, LLC*, 93 FERC ¶ 61,270 (2000).

¹³ See, e.g., *Duke Energy Hot Spring, LLC*, 98 FERC ¶61,287 (2002); *PSEG Fossil, LLC, et al.*, 95 FERC ¶ 61,405 (2001).

¹⁴ See, e.g., *Empresa Valley Hermosa, S.A.*, 72 FERC ¶ 61,306 at 62,288 (1995). Miami Wind will, to the extent required by the Commission, file a new notification of EWG status if it acquires ownership and/or operating interests in any additional Eligible Facilities not described herein or EWGs.

¹⁵ Section 366.1 of the Commission's regulation adopts by reference Section 32(a)(2) of the Public Utility Holding Company Act of 1935 ("PUHCA 1935"), 15 U.S.C. § 79z-5a(a)(2), which defines the term eligible wholesale facilities ("Eligible Facilities"). Thus, the term Eligible Facilities as used herein has the meaning ascribed to it in Section 32(a)(2) of PUHCA 1935.

wholesale. The Facility, including the interconnection facilities described in Section II.B.1 above, satisfy the definition of Eligible Facilities because they will be used for the generation of electric energy exclusively for sale at wholesale. Consistent with the Commission's EWG precedent, the activities described in Section II.B.2 above that Miami Wind may engage in will be incidental to the wholesale generation business and will not violate the EWG exclusivity requirement.

B. Miami Wind will not make any foreign sales of power at retail.

C. Through the interconnection facilities described in Section II.B.1 above, the Facility will be interconnected with transmission facilities owned by Cross Texas. Miami Wind will own interconnection facilities that will be necessary to effectuate the Facility's wholesale power sales.

D. No rate or charge for, or in connection with, the construction of the Facility or for electric energy produced by the Facility was in effect under the laws of any state as of October 24, 1992. Accordingly, no state commission determinations pursuant to Section 32(c) of the Public Utility Holding Company Act of 1935 are required.

E. Except for other EWGs, no portion of the Facility will be owned or operated by an Electric Utility Company that is an Affiliate or Associate Company¹⁶ of Miami Wind.¹⁷

¹⁶ The terms "Electric Utility Company," "Affiliate" and "Associate Company" have the meanings ascribed to them in Section 366.1 of the Commission's regulations.

¹⁷ See *Buffalo Gap 2*, *supra*, at P 13 (interpreting Section 32(d)(1) of PUHCA 1935, incorporated into the definition of "exempt wholesale generator" in Section 366.1 of the Commission's regulations, "as not precluding co-ownership (or joint operation) by affiliated EWGs".)

In accordance with Section 366.7(a) of the Commission's regulations,²³ a copy of this notice of self-certification was concurrently served upon the Public Utility Commission of Texas.

III. CONCLUSION

For the reasons set forth in this notice of self-certification, Miami Wind satisfies the requirements for EWG status.

Dated: October 9, 2013

Respectfully submitted,

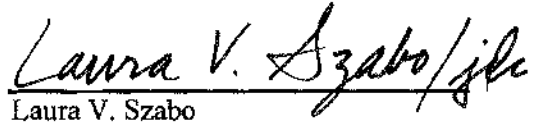
Name: 

Title: James Murphy, Vice President of Miami
Wind I LLC

CERTIFICATE OF SERVICE

I hereby certify that Miami Wind I LLC's foregoing Notice of Self-Certification of Exempt Wholesale Generator Status was served this 9th day of October, 2013, by first-class mail, postage prepaid, upon the following:

Public Utility Commission of Texas
1701 N. Congress Avenue
PO Box 13326
Austin, TX 78711-3326


Laura V. Szabo