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January 3, 2025

VIA ELECTRONIC FILING

Filing Clerk
Public Utility Commission of Texas
1701 North Congress Avenue, Suite 8-100
Austin, Texas 78701

Re: PUC Project No. 54974: Exempt Wholesale Generator (EWG) and Qualifying Facility (QF) Self-Certification Filings: *Oriana Solar, LLC, Exempt Wholesale Generator Status*

Dear Sir or Madam:

Please find enclosed a filed Notice of Self-Certificate of Exempt Wholesale Generator Status for Oriana Solar, LLC. A copy of this filing was filed on January 3, 2025 before the Federal Energy Regulatory Commission (FERC) (Attachment A) and is being filed in this docket (PUC Project No. 54974) per the requirements of Section 366.7(a) of the Commission's Regulations (18 C.F.R. § 366.7(a)(2017)) and 16 Tex. Admin. Code § 25.109. On January 3, 2025, FERC notified Oriana Solar, LLC that it had accepted for filing the electronic submission of the Notice of Self-Certification of Exempt Wholesale Generator Status. A copy of this notice is also attached (Attachment B).

Sincerely,

/s/ Alaina Zermeno

Alaina Zermeno,
Attorney

Enclosures

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

Oriana Solar, LLC

)

Docket No. EG25-__-000

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

Pursuant to Section 366.7(a) of the Federal Energy Regulatory Commission's (Commission) regulations,¹ Oriana Solar, LLC (Company) 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 regulations.² In support of this notice, the Company states as follows:

I. CORRESPONDENCE AND COMMUNICATIONS

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

Oriana Solar, LLC
Attn: Atilla Akarsu
111 Congress Avenue
Suite 500
Austin, TX 78701
(737) 285-6421
aakarsu@sabancict.com

Frederick G. Jauss IV
HUSCH BLACKWELL LLP
1801 Pennsylvania Avenue NW
Suite 1000
Washington, DC 20006
(202) 378-2309
Fred.Jauss@huschblackwell.com

II. DESCRIPTION OF THE COMPANY

The Company is a Delaware limited liability company that has been formed to develop, own, and operate an approximately 180 MWac nameplate capacity solar photoelectric generation and battery electric storage facility (the Facility) that will be located in Victoria County, Texas. The Facility is currently expected to achieve commercial operation in the second quarter of 2025. The Facility will be comprised of solar photovoltaic panels, inverters, batteries, and associated

¹ 18 C.F.R. § 366.7(a).

² *Id.* at § 366.1.

facilities and equipment necessary for the generation of electric power at wholesale. The Facility will also include electric interconnection facilities necessary to effectuate the Company's wholesale power sales from the Facility. The Facility will be interconnected with the transmission system owned by South Texas Electric Cooperative within the Electric Reliability Council of Texas, Inc. (ERCOT) balancing authority area (BAA). All of the Facility's output will be sold at wholesale within the ERCOT BAA.

The Company is 100% owned by CT Oriana Solar LLC, a Delaware limited liability company, which is 100% owned by CT DevelopmentCo LLC, a Delaware limited liability company, which is 100% owned by Sabanci Renewables, Inc., a Delaware corporation. Sabanci Renewables, Inc. is a renewable energy company focused on developing, owning, and operating solar energy projects and battery energy storage systems.

III. REPRESENTATIONS REGARDING EXEMPT WHOLESALE GENERATOR STATUS

Any entity may self-certify its status as an EWG by demonstrating that it satisfies the definition of an EWG.³ Consistent with the Commission's regulations, the Company makes the following representations to certify that it satisfies the criteria for EWG status:

1. The Company is 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.⁴

³ *Id.* at § 366.7(a).

⁴ Consistent with Commission precedent, the Company may engage in certain other activities incidental to the wholesale sale of electricity from the Facility, including the sale of ancillary services (*see, e.g., Sithe Framingham, LLC*, 83 FERC ¶ 61,106 (1998)); the sale of renewable energy credits (*see, e.g., Madison Windpower, LLC*, 93 FERC ¶ 61,270 (2000)); and other activities associated with the development of eligible facilities and/or EWGs, including project design review and development, application for permits and/or regulatory approvals, negotiation of agreements to sell electricity at wholesale, negotiation of contractual commitments with lenders and equity investors, and other such activities as may be required to achieve financial closing on an eligible facility and/or

2. The Facility is an “eligible facility” because (i) it is used for the generation of electric energy exclusively for sale at wholesale, and (ii) it includes only those interconnecting transmission facilities that are necessary to effect a sale of electric energy at wholesale.

3. No rate or charge for, or in connection with, the construction of the Facility, or for electric energy produced by the Facility (other than any portion of a rate or charge which represents recovery of the cost of a wholesale rate or charge), was in effect under the laws of any state on October 24, 1992. Therefore, no determinations by a state commission are necessary for this self-certification to become effective.

4. No portion of the Facility is owned or operated by an electric utility company that is an affiliate or associate company of the Company, as defined in Section 366.1 of the Commission’s regulations.

IV. STATE COMMISSION NOTIFICATION

As required by Section 366.7(a) of the Commission’s regulations, a copy of this self-certification has been filed with the Public Utility Commission of Texas, the state commission of the state in which the Facility is located.

V. CONCLUSION

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

Respectfully submitted,

/s/ Frederick G. Jauss IV

Frederick G. Jauss IV

HUSCH BLACKWELL LLP

Counsel for Oriana Solar, LLC

Dated: January 3, 2025

From: efiling@ferc.gov
To: Jauss, Fred; efilingacceptance@ferc.gov
Subject: FERC Acceptance for Filing in EG25-71-000
Date: Friday, January 3, 2025 11:36:33 AM

[EXTERNAL EMAIL]

Acceptance for Filing

The FERC Office of the Secretary has accepted the following electronic submission for filing (Acceptance for filing does not constitute approval of any application or self-certifying notice):

-Accession No.: 202501035050
-Docket(s) No.: EG25-71-000
-Filed By: Oriana Solar, LLC
-Signed By: Frederick Jauss
-Filing Type: Exempt Wholesale Generator Request
-Filing Desc: Oriana Solar, LLC submits Notice of Self-Certification of Exempt Wholesale Generator Status under EG25-71.
-Submission Date/Time: 1/3/2025 11:35:52 AM
-Filed Date: 1/3/2025 11:35:52 AM

Your submission is now part of the record for the above Docket(s) and available in FERC's eLibrary system at:

https://elibrary.ferc.gov/elibrary/docinfo?accession_num=20250103-5050

If you would like to receive e-mail notification when additional documents are added to the above docket(s), you can eSubscribe by docket at:

<https://ferconline.ferc.gov/eSubscription.aspx>

Thank you again for using the FERC Electronic Filing System. If you need to contact us for any reason:

E-Mail: ferconlinesupport@ferc.gov <mailto:ferconlinesupport@ferc.gov> (do not send filings to this address)
Voice Mail: 866-208-3676.