



## **Filing Receipt**

**Filing Date - 2025-03-20 02:04:09 PM**

**Control Number - 57807**

**Item Number - 6**



*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](http://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 checked="" 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 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:** \_\_\_\_\_

☐ 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:** Wizard Energy Storage, LLC

**Business address:** 1495 Canyon Blvd. Suite 235

<b>City:</b> Boulder	<b>State:</b> Colorado	<b>ZIP:</b> 80302
----------------------	------------------------	-------------------

<b>Business email:</b> compliance@wizardbess.com	<b>Business phone:</b> 206-639-7670
--	-------------------------------------

**Physical address (i.e. not a P.O. box), if different than business address. If the physical address is the same as the business address, enter "N/A". A single physical address provided under this section may be used for the Primary and Secondary Emergency Contacts , as required by 16 TAC §25.109(c)(1)(B).**

1102 State Highway 3

<b>City:</b> League City	<b>State:</b> TX	<b>ZIP:</b> 77573
--------------------------	------------------	-------------------

### 2. Primary Emergency Contact Information

<b>Name:</b> MBS 24/7 Operations Center	<b>Title:</b> Remote Operating Center
---	---------------------------------------

**Business address:** 301 Alan Wood Rd

<b>City:</b> Conshohocken	<b>State:</b> PA	<b>ZIP:</b> 19428
---------------------------	------------------	-------------------

<b>Email:</b> MBSOperators@millerbros.us	<b>Phone:</b> 610-880-7493
--	----------------------------

### 3. Secondary Emergency Contact Information

<b>Name:</b> Rob Edinger	<b>Title:</b> O&M Manager: Supervisory Corp staff
--------------------------	---

**Business address:** 301 Alan Wood Rd

<b>City:</b> Conshohocken	<b>State:</b> PA	<b>ZIP:</b> 19428
---------------------------	------------------	-------------------

<b>Email:</b> Redinger@millerbros.us	<b>Phone:</b> 267-864-3295
--------------------------------------	----------------------------

### 4. Regulatory Contact Information

<b>Name:</b> Steve George	<b>Title:</b> NERC Compliance Manager
---------------------------	---------------------------------------

<b>Email:</b> steve.george@certrec.com	<b>Phone:</b> 817-874-7647
--	----------------------------

**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**

Ownership of the facility.

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

- ☐ Registrant is a qualified facility and has attached a copy of a FERC registration.
- ☒ Registrant is an exempt wholesale generator and has attached a copy of a FERC registration.
- ☐ Registrant is not a qualified facility or exempt wholesale generator.



## Part C - Applicable to Registration of Power Generation Companies

**7. Names and, if applicable, the Commission registration 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: NA	Type of Commission registration (if applicable): NA
Names of Corporate Parent:	Type of Commission registration (if applicable):
Names of Corporate Parent:	Type of Commission registration (if applicable):

**8. Names of the registrant's affiliates and affiliates of 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 (add additional pages as attachments as necessary)**

Affiliate Name: NA	Type of Commission registration (if applicable): NA
Affiliate Name:	Type of Commission registration (if applicable):
Affiliate Name:	Type of Commission registration (if applicable):

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

Project Number: **53385**

Item Number: **3514**

Part D - Applicable to Every Registrant

AFFIDAVIT

State of Washington  
County Of King

(Must be notarized by a public notary)

STATE OF Wash<sup>g</sup>to  
COUNTY OF KING

§  
§  
§

I know or have satisfactory evidence that  
Alice Marie Bray is/are the person who  
appeared before me, and signed and sworn  
on 03-14-2025 (date).

Signature Notary Public

07-13-2027  
Commission Expires

BEFORE ME, the undersigned authority, on this day personally appeared the undersigned, who, after being duly sworn, stated on his or her oath that he or she is entitled to make this Affidavit, and that the statements contained below and in the foregoing are true and correct.

Check one of the following boxes:

☐ I am an authorized representative of the registrant, which is a **self-generator** and swear and affirm that either:

◆ (A) the company

(i) is not a power generation company; and

(ii) does not intend to generate electricity intended to be sold at wholesale; or

(B) if the company is a QF

(i) the company either does not sell electricity; or

(ii) provides electricity only to the purchaser of the facility's thermal output.

☒ I am an authorized representative of the registrant, which is a **power generation company** and swear and affirm that the company:

◆ (A) Generates electricity that is intended to be sold at wholesale;

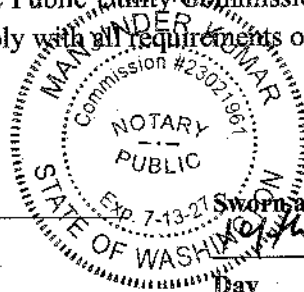
(B) Does not own a transmission or distribution facility in this state other than an essential interconnecting facility, a facility not dedicated to public use, or a facility otherwise excluded from the definition of "electric utility" under 16 Texas Administrative Code § 25.5; and

(C) Does not have a certificated service area.

I swear and affirm that I have personal knowledge that none of registrant's principals (1) were principals of a Commission-regulated person whose license was revoked by Commission order when the person was principal, (2) were principals of any party registered with the Electric Reliability Council of Texas (ERCOT) whose standard form market participant agreement (SFA) was terminated by ERCOT for misconduct within the prior six months of when they were a principal, or (3) are otherwise prohibited by Commission order from acting as a principal of a Commission-regulated entity.

I swear and affirm that I have personal knowledge of the facts stated in the attached registration, that I am competent to testify to them, and that I have the authority to submit this registration form on behalf of the registrant. I further swear and affirm that all statements made in the registration form are true, correct and complete and that any substantial changes in such information will be provided to the Public Utility Commission of Texas in a timely manner. I swear and affirm that the registrant understands and will comply with all requirements of the applicable law and rules.

Signature of Authorized Representative



Sworn and subscribed before me this

Day of March, 2025  
Year

**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
Wizard Energy Storage, LLC	1102 state hwy 3, League City TX	Galveston	TNMP	ERCOT	150MW	Battery Storage	

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



**Wizard Energy Storage LLC** ) **Docket No. EG25-\_\_-000**

Pursuant to the Public Utility Holding Company Act (“PUHCA”) of 2005<sup>1</sup> and Section 366.7 of the regulations of the Federal Energy Regulatory Commission (“Commission”),<sup>2</sup> Wizard Energy Storage LLC (“Applicant”) hereby submits this notice of self-certification of its status as an exempt wholesale generator (“EWG”) based on its development, ownership, and operation of a 150 MW / 300 MWh battery energy storage system located in Galveston County, Texas (the “Facility”).

## I. DESCRIPTION OF APPLICANT

Applicant is a Delaware limited liability company that is developing and will own and operate the Facility. The Facility will be comprised of battery modules and associated facilities and equipment necessary for the storage and sale of power at wholesale. The Facility will also include limited and discrete interconnection facilities necessary to effectuate Applicant's wholesale power sales from the Facility. The Facility is expected to commence operations in October 2025.

Pursuant to a Standard Generator Interconnection Agreement with Texas-New Mexico Power Company (“TNMPC”), the Facility will be interconnected on the TNMPC side of the Facility’s terminating structure inside a newly constructed substation owned by the Facility and located in League City, Texas. The Facility is located within the

<sup>1</sup> Pub. L. No. 109-58, §§ 1261-1277, 119 Stat. 594, 972-78 (Aug. 8, 2005).

<sup>2</sup> 18 C.F.R. § 366.7 (2024).

Electric Reliability Council of Texas (“ERCOT”) balancing authority area and will make sales of wholesale power and ancillary services within ERCOT.

## **II. REPRESENTATIONS REGARDING EXEMPT WHOLESALE GENERATOR STATUS**

The Commission’s regulations require that an EWG be engaged directly or indirectly through one or more affiliates, and exclusively in the business of owning and/or operating one or more eligible facilities and selling electric energy at wholesale. Consistent with the Commission’s regulations,<sup>3</sup> Applicant makes the following representations to certify that it meets the requirements for EWG status:

1. Applicant will be 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. The Commission has determined that an energy storage facility like the Facility can qualify as an “eligible facility” and its owner can qualify as an EWG when the facility is operated in such a manner that it will be engaged directly and exclusively in selling electric energy at wholesale.<sup>4</sup>

2. The Facility is an “eligible facility,” as defined in Section 32(a)(2) of the PUHCA of 1935, which is incorporated by reference in Section 366.1 of the Commission’s regulations,<sup>5</sup> because (i) it will be used for the generation of electric energy exclusively for sale at wholesale,<sup>6</sup> and (ii) it will include only those limited

---

<sup>3</sup> See 18 C.F.R. §§ 366.1 and 366.7.

<sup>4</sup> As a battery energy storage system, the Facility does not generate electric energy. The Commission has found that a battery storage facility can qualify as an “eligible facility” for purposes of EWG status. See *AES ES Westover, LLC*, 131 FERC ¶ 61,008 at P 7 (2010) (“*AES*”).

<sup>5</sup> 18 C.F.R. § 366.1.

<sup>6</sup> See *AES*, 131 FERC ¶ 61,008 at P 7.

transmission interconnection facilities that are necessary to connect the Facility to the grid and effectuate its wholesale sales.

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 a 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 or will be, owned or operated by an “electric utility company” that is an “affiliate” or “associate company” of Applicant, as Commission regulations define those terms in Section 366.1,<sup>7</sup> and is not an EWG.<sup>8</sup>

5. Applicant may be engaged in certain activities that are incidental to the generation of electric energy for sale at wholesale to the extent permitted by the Commission. Among other things, Applicant may be engaged in the sale of ancillary services associated with the electricity produced by the Facility. The Commission has determined that the sale of ancillary services associated with an eligible facility are activities incidental to an EWG’s business of owning and operating an eligible facility and selling electricity at wholesale.<sup>9</sup>

---

<sup>7</sup> See 18 C.F.R. § 366.1.

<sup>8</sup> See *Buffalo Gap Wind Farm 2, LLC*, 118 FERC ¶ 61,069 at PP 12-13 (2007) (affirming that affiliated EWGs may share ownership of eligible facilities).

<sup>9</sup> See *Sithe Framingham, LLC*, 83 FERC ¶ 61,106, at 61,504 (1998) (finding that the sale of ancillary services for resale is an incidental byproduct to wholesale electric energy sales); see also, e.g., *AES*, 131 FERC ¶ 61,008 at PP 2, 7 (finding that energy storage facility that sold frequency regulation service in the New York Independent System Operator, Inc. market qualified as an EWG). Other incidental activities that Applicant may engage in will be consistent with the Commission’s existing precedent.

6. Applicant does not receive revenues for any other activities, including leases, licenses, or similar arrangements involving the Facility, that go beyond the core functions of an EWG.

### **III. STATE COMMISSION NOTIFICATION**

Concurrently with this filing, Applicant will serve a copy of this self-certification on the Public Utility Commission of Texas, which is the state regulatory authority of the state in which the Facility is located.<sup>10</sup>

### **IV. COMMUNICATIONS**

Applicant requests addressing all communications regarding this filing to the following persons and adding them to the official service list in this proceeding:

Alice Bray  
Director of Asset Management  
Peregrine Energy Solutions  
1495 Canyon Blvd  
Suite 235  
Boulder, CO 80302  
206-639-7670  
abray@peregrineenergysolutions.com

Katlyn A. Farrell  
McGuireWoods LLP  
888 16th Street N.W.  
Suite 500  
Black Lives Matter Plaza  
Washington, D.C. 20006  
(202) 857-1735  
kfarrell@mcguirewoods.com

---

<sup>10</sup> 18 C.F.R. § 366.7(a).

**V. CONCLUSION**

Based on the facts and representations contained herein, Applicant respectfully requests that the Commission accept this Notice of Self-Certification of EWG Status.

Respectfully submitted,

/s/ Katlyn A. Farrell

Katlyn A. Farrell  
McGuireWoods LLP  
888 16th Street N.W.  
Suite 500  
Black Lives Matter Plaza  
Washington, D.C. 20006  
(202) 857-1735  
*kfarrell@mcguirewoods.com*

*Counsel for Wizard Energy Storage LLC*

March 10, 2025

## **CERTIFICATE OF SERVICE**

I hereby certify that I have this day served the foregoing document upon the state regulatory authority listed below:

Public Utility Commission of Texas  
William B. Travis Building  
1701 N. Congress Ave  
Suite 7-110  
Austin, TX 78701

Dated at Washington, D.C., this 10th day of March, 2025.

/s/ Maha Saad  
Maha M. Saad  
McGuireWoods LLP  
888 16th Street N.W.  
Suite 500  
Black Lives Matter Plaza  
Washington, D.C. 20006  
(202) 828-2807  
*msaad@mcguirewoods.com*



## Steve George

---

**From:** eFiling@ferc.gov  
**Sent:** Monday, March 10, 2025 1:26 PM  
**To:** Saad, Maha M.; eFilingAcceptance@ferc.gov  
**Subject:** FERC Acceptance for Filing in EG25-217-000

**\*\*EXTERNAL EMAIL; use caution with links and attachments\*\***

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.: 202503105167  
-Docket(s) No.: EG25-217-000  
-Filed By: Wizard Energy Storage LLC  
-Signed By: Katlyn Farrell  
-Filing Type: Exempt Wholesale Generator Request -Filing Desc: Wizard Energy Storage LLC submits Notice of Self-Certification of Exempt Wholesale Generator Status under EG25-217.  
-Submission Date/Time: 3/10/2025 2:13:25 PM -Filed Date: 3/10/2025 2:13:25 PM

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=20250310-5167](https://elibrary.ferc.gov/eLibrary/docinfo?accession_num=20250310-5167)

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