



**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE
STATE OF CALIFORNIA**

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Order Instituting Rulemaking to Continue
Implementation and Administration of California
Renewables Portfolio Standard Program.

Rulemaking 08-08-009
(Filed August 21, 2008)

MOTION OF REPUBLIC CLOVERLEAF SOLAR LLC FOR PARTY STATUS

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April 4, 2011

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE
STATE OF CALIFORNIA**

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Pursuant to Rule 1.4 and Rule 11.1(b) of the California Public Utilities Commission (“Commission”) Rules of Practice and Procedure, Republic Cloverleaf Solar LLC (“Republic Solar”) hereby moves for party status in the above-captioned proceeding.

Republic Solar is part of the Republic Family of Companies, a privately owned full-service real estate investment and development enterprise. Republic Solar focuses on developing commercial photovoltaic (“PV”) generation systems on infill, remnant government owned properties through public/private partnerships. Currently, Republic Solar is in the process of developing a solar PV generation project smaller than 20 MW that will be located on several non-contiguous properties owned by the California Department of Transportation (“Caltrans”) in Santa Clara County (“Republic Solar/Caltrans Project”).

In Decision 10-12-048, the Commission established the Renewable Auction Mechanism (“RAM”) as the primary procurement “tool” for smaller scale renewable projects that are eligible for the California Renewables Portfolio Standard (“RPS”) program.¹ In establishing the RAM program, Decision 10-12-048 prohibited investor-owned utilities (“IOUs”) from procuring “system-side renewable projects up to 20 MW in size” through bilateral negotiations.² This prohibition represented a departure from past practices which specifically acknowledged bilateral contract negotiations as an approved means for procuring renewable resources.³

¹ Decision 10-12-048, mimeo at 1.

² Decision 10-12-048, mimeo at 86-87 (Conclusions of Law No. 5).

³ See Decision 03-06-071, mimeo at 59, 69 (Findings of Fact No. 46); Decision 06-10-019, mimeo at 29; Resolution E-4216.

On March 15, 2011, Commission President Peevey issued a proposed decision modifying Decision 10-12-048 (“Proposed Decision”). The Proposed Decision would eliminate the prohibition on bilateral contracting⁴ and, as a result, provide the IOUs and developers of small renewable generation projects the necessary flexibility to ensure there is an available path for projects that may provide value to the IOUs and their customers but, for any number of reasons, do not fit easily into a renewable solicitation process. Republic Solar supports this modification to Decision 10-12-048 and believes, as a developer of small scale renewable generation projects, its participation in this proceeding will help inform the Commission’s decision making process going forward.

Republic Solar requests that all correspondence, pleadings, notices, orders, rulings and other communications concerning this proceeding be provided to the following:

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⁴ Proposed Decision at 12 (Conclusions of Law 2).

WHEREFORE, Republic Solar respectfully requests that it be granted party status in this proceeding.

Respectfully submitted,

/s/

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Dated: April 4, 2011

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**[PROPOSED] ADMINISTRATIVE LAW JUDGE'S RULING ON
MOTION OF REPUBLIC CLOVERLEAF SOLAR LLC FOR PARTY STATUS**

On April 4, 2011, Republic Cloverleaf Solar LLC ("Republic Solar") moved for party status in Rulemaking 08-08-009. Republic Solar has a direct and significant interest in this proceeding, and Republic Solar's intervention will not unduly broaden the issues under consideration in this proceeding.

Therefore, **IT IS RULED** that, good cause appearing,

1. The request of Republic Solar for party status in Rulemaking-08-08-009 is granted.
2. Republic Solar shall serve all parties of record and any other entities designated for service with any pleadings filed by Republic Solar in this proceeding.

Dated _____, 2011 at San Francisco, California.

Administrative Law Judge

VERIFICATION

I am the attorney for the Republic Cloverleaf Solar LLC, and I have been authorized to make this verification on the behalf of Republic Cloverleaf Solar LLC. Said party is located outside of the County of San Francisco, where I have my office, and I make this verification for said party for that reason.

I have read the foregoing document and based on information and belief, believe the matters in the motion for party status to be true.

I declare under penalty of perjury that the foregoing is true and correct and executed on April 4, 2011, at San Francisco, California.

_____/s/
Robert B. Gex

CERTIFICATE OF SERVICE

I, Judy Pau, certify:

I am employed in the City and County of San Francisco, California, am over eighteen years of age and am not a party to the within entitled cause. My business address is 505 Montgomery Street, Suite 800, San Francisco, California 94111-6533.

On April 4, 2011, I caused the following to be served:

**MOTION OF REPUBLIC CLOVERLEAF SOLAR LLC
FOR PARTY STATUS**

via electronic mail to all parties on the service list R.08-08-009 who have provided the Commission with an electronic mail address and by First Class mail on the parties listed as “Parties” and “State Service” who have not provided an electronic mail address.

Executed on April 4, 2011 at San Francisco, California

/s/
Judy Pau

VIA EMAIL AND US MAIL

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