

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

AT RICHMOND, JUNE 22, 2018

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2018 JUN 22 P 2: 16

APPLICATION OF

VIRGINIA ELECTRIC AND POWER COMPANY

CASE NO. PUR-2018-00091

For approval to modify an experimental tariff to facilitate customer-owned distributed solar generation pursuant to Chapter 771 of the 2011 Virginia Acts of Assembly

ORDER

During its 2011 Session, the Virginia General Assembly passed Chapter 771 of the 2011 Virginia Acts of Assembly, an uncodified enactment, directing the State Corporation Commission ("Commission") to exercise its existing authority to consider petitions filed by a utility to construct and operate distributed solar generation facilities and to offer special tariffs to facilitate customer-owned distributed solar generation as alternatives to net energy metering, with an aggregate amount of rated generating capacity of up to 0.20% of each electric utility's adjusted Virginia peak load for the calendar year 2010.

On March 22, 2013, in Case No. PUE-2012-00064, the Commission approved Virginia Electric and Power Company's ("Company") petition for a Solar Purchase Program, a demonstration program consisting of a special tariff, Rate Schedule SP – Solar Purchase (Experimental), under which the Company would purchase up to 3 megawatts ("MW") of energy output from customer-owned solar generation installations.¹

¹ *Petition of Virginia Electric and Power Company, for approval of a special tariff to facilitate customer-owned distributed solar generation pursuant to Chapter 771 of the 2011 Virginia Acts of Assembly, Case No. PUE-2012-00064, 2013 S.C.C. Ann. Rept. 269, Order (Mar 22, 2013) ("March 22, 2013 Order").*

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The March 22, 2013 Order approved the Company's proposal for a five-year demonstration program, finding specifically that "[t]he actual results of this demonstration program should inform future analyses of distributed solar generation programs, which will not necessarily be limited to the requirements of the program approved herein."² Under its terms, Rate Schedule SP is to expire on June 30, 2018.

On June 8, 2018, the Company filed an application seeking to modify Rate Schedule SP ("Application"). Specifically, the Company proposes to close Rate Schedule SP to new participants on the earlier of June 30, 2018, or the date the Solar Purchase Program reaches the aggregated capacity limit of 3 MW. The Company proposes to allow existing customers to remain on Rate Schedule SP, subject to annual renewals, until the Company or customers wish to terminate the agreement. According to the Company, the proposed modification of Rate Schedule SP will not unreasonably prejudice or disadvantage any customer or class of customers or the Company, and will not jeopardize the continuation of reliable electric service.

The Company simultaneously filed a Motion for Interim Authority to allow the Company to continue to operate under Rate Schedule SP until such time as the Commission acts upon the Application.

NOW THE COMMISSION, upon consideration of this matter, is of the opinion and finds that interested persons should be afforded an opportunity to comment on the Application. We further find that the Commission's Staff ("Staff") should review the Application and present its findings and recommendations in a Staff Report. We also find that the Company's Motion for Interim Authority should be granted.

² *Id.* at 272.

Accordingly, IT IS ORDERED THAT:

(1) This matter is docketed and assigned Case No. PUR 2018-00091.

(2) On or before July 17, 2018, any interested person may file written comments on the Petition with Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. Any interested person desiring to submit comments electronically may do so on or before July 17, 2018, by following the instructions found on the Commission's website: <http://www.scc.virginia.gov/case>. Compact disks or any other form of electronic storage medium may not be filed with the comments. All comments shall refer to Case No. PUR-2018-00091.

(3) On or before July 31, 2018, the Staff shall file a Staff Report presenting any recommendations regarding the Application.

(4) On or before August 14, 2018, the Company shall file with the Clerk of the Commission any response to comments filed by interested persons or the Staff Report. The Company shall serve a copy on the Staff and all respondents.

(5) The Company's Motion for Interim Authority is approved. The Company shall continue to provide service under the terms of Rate Schedule SP until further order of the Commission.

(6) On or before July 3, 2018, the Company shall provide a copy of this Order to all customers currently taking service under Rate Schedule SP.

(7) On or before July 31, 2018, the Company shall file proof of the notice and service required by Ordering Paragraph (6) with Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118.

(8) All documents filed with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice and Procedure ("Rules of Practice").

(9) The Commission's Rule of Practice 5 VAC 5-20-260, *Interrogatories or requests for production of documents and things*, shall be modified for this proceeding as follows: responses and objections to written interrogatories and requests for production of documents shall be served within three (3) calendar days after receipt of the same. In addition to the service requirements of 5 VAC 5-20-260, on the day that copies are filed with the Clerk of the Commission, a copy of the interrogatory or request for production shall be served electronically, or by facsimile, on the party to whom the interrogatory or request for production is directed or the assigned Staff attorney if the interrogatory or request for production is directed to the Staff. Except as modified above, discovery shall be in accordance with Part IV of the Commission's Rules of Practice, 5 VAC 5-20-240 *et seq.*

(10) This matter is continued.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to: Audrey Bauhan, Dominion Resources Services, Inc., 120 Tredegar Street, Richmond, Virginia 23219; Elaine S. Ryan, Esquire, Jennifer D. Valaika, Esquire, and Lauren E. Wood, Esquire, McGuireWoods LLP, Gateway Plaza, 800 East Canal Street, Richmond, Virginia 23219; William C. Cleveland, Esquire, and Frank W. Rambo, Southern Environmental Law Center, 201 W Main Street, Suite 14, Charlottesville, Virginia 22902-5065; Michael A. King, 2530 Wyngate Road, Charlottesville, Virginia 22901-8927; Daniel Holmes, Director of State Policy, Piedmont Environmental Council, P.O. Box 460, Warrenton, Virginia 20186; and C. Meade Browder, Jr.,

Senior Assistant Attorney General, Office of the Attorney General, Division of Consumer Counsel, 202 N. 9th Street, 8th Floor, Richmond, Virginia 23219; and a copy shall be delivered to the Commission's Office of General Counsel and Divisions of Public Utility Regulation and Utility Accounting and Finance.

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