

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

Docket No. 2021-00369

October 30, 2023

PUBLIC UTILITIES COMMISSION
Request for Proposals for Renewable
Energy Generation and Transmission
Projects Pursuant to the Northern Maine
Renewable Energy Development Program

PROCEDURAL ORDER ON
TRANSMISSION SERVICE
AGREEMENT

In its Order Regarding Massachusetts Determination issued on February 3, 2023, the Commission directed Commission Staff to work with LS Power, Longroad Energy, Central Maine Power Company (CMP) and Versant Power (Versant) (collectively the T&D utilities), and the Massachusetts parties¹ in the negotiation of a Transmission Service Agreement (TSA) and a Power Purchase Agreement to implement the Northern Maine Renewable Energy Development Program pursuant to 35-A M.R.S. § 3210-I. In the event that such negotiations were successful, CMP and Versant were to have filed final versions of these agreements by June 30, 2023 for approval by the Commission.

To date, these agreements have not been finalized or filed for Commission approval. In particular, there appear to be significant differences both among the parties and with Commission Staff regarding key terms of the TSA. These differences remain notwithstanding months of discussion, negotiation, and related efforts to resolve them. Therefore, in order to allow the Commission to determine what, if any TSA with LS Power may be approved, LS is directed to review the draft TSA prepared by Commission Staff (Staff TSA) and supplied to LS and the T&D utilities via email, and provide (in “track changes” format to that TSA) all modifications LS would require to execute the Staff TSA. For clarity, LS should provide its modifications in the form of contractual language changes or additions to the Staff TSA as opposed to comments about or descriptions of modifications. LS may also provide support for its required modifications to the Staff TSA.

In addition, LS may file an alternative transmission agreement for Commission approval that it proposes as the final form of a document it would be prepared to execute, together with any explanatory materials it wishes the Commission to consider.

LS’s filing of the draft Staff TSA with its required amendments and any alternative transmission agreement proposed by LS is due on or before **November 10, 2023**. CMP and Versant are directed to file comments regarding LS’s response to the Staff TSA and

¹ The Massachusetts parties were identified in the February 3, 2023 Order as the Massachusetts electric distribution companies (EDCs), the Massachusetts Department of Energy Resources and the Massachusetts Office of Attorney General.

any transmission agreement proposed by LS on or before **November 27, 2023**,² after which the Commission will consider what, if any, transmission agreement it would approve for execution by LS and one or both of the T&D utilities.

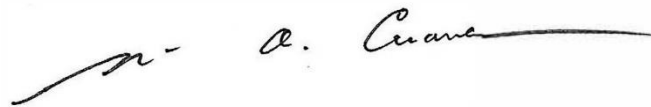
Documents and comments filed in response to this Procedural Order will be confidential.

Dated at Hallowell, Maine, this 30th day of October, 2023

BY ORDER OF THE PRESIDING OFFICERS



Elizabeth J. Wyman



Robert A. Creamer

² CMP and Versant are directed to address their concerns by inserting comments in the Staff TSA and any TSA proposed by LS that identify the specific contractual provisions and language giving rise to each concern and, if applicable, presenting their preferred or recommended alternative(s).