

Exhibit A

APPROVED BY THE BOARD OF DIRECTORS
ON BEHALF OF THE CORPORATION
DATE: 10/15/2010
BY: [Signature]

May 9, 2023

Energy Service Company Representative:

This email serves as a reminder of the upcoming close of the 2022 voluntary REC retirement process. There are modifications made to the list of questions included in the review below. Please take a moment to review and bring any questions or concerns to our attention to ensure a smooth retirement process.

As you are aware, the Commission's Order Adopting Changes to the Retail Access Energy market and Establishing Further Process, issued December 12, 2019 in Case 15-M-0127, et al. (Order), adopted restrictions on the types of products energy service companies (ESCOs) can offer to residential and small non-residential customers (mass-market customers). One compliant product authorized by the Order is a renewable electric product that has a renewable mix that is at least 50% greater than the ESCO's current Renewable Energy Standard (RES) obligation. To satisfy this obligation, an ESCO may: (1) purchase Renewable Energy Credits (RECs) from eligible renewable generators through New York Generation Attribution Tracking System (NYGATS); (2) purchase Tier 1 RECs from New York State Energy Research and Development Authority (NYSERDA); (3) procure RECs from eligible renewable generators through bilateral contracts; (4) make Alternative Compliance Payments (ACP)¹ to NYSERDA; or (5) enter into bundled energy and REC purchase agreements with eligible renewable generators.² An ESCO offering a renewable electric product must comply with the RES locational and delivery requirements when procuring RECs or entering into bilateral contracts for renewable commodity supply and must provide transparency of information and disclosures provided to the customer with respect to pricing and commodity sourcing.

Department of Public Service Staff (Staff) is soliciting information on renewable product offerings from ESCOs in order to track compliance with these requirements. **If your company is not offering a renewable electric product, no action is required at this time. If your company is offering a renewable electric product, provide the following information by June 15, 2023. All responses should be provided in Matter Number 22-00900.**

NOTE: when reporting voluntary renewable load data, load is either reported with the NYISO data or with meter read data. When using NYISO data no gross up to wholesale is required. However, if you are using meter read data, you must use the gross up calculation prior to indicating your voluntary renewable load data (voluntary renewable retail load/0.928 = wholesale load).

¹ To avoid confusion and in order to distinguish these payments from the typical Tier 1 ACP, Staff and NYSERDA have adopted use of the term Voluntary Compliance Payment, or VCP, for payments made to NYSERDA in relation to ESCO voluntary renewable product offerings.

² On April 20, 2023, the Commission modified the Clean Energy Standard Tier 1 load serving entity obligations in its Order Modifying Clean Energy Standard (CES) Tier 1 Obligations, issued in Cases 15-E-0302 and 15-E-0751. This order discontinued the reliance on ACPs beginning with the 2025 CES compliance year. Thus, at that time, ACPs will no longer an option available to ESCOs seeking to satisfy their voluntary renewable energy obligations.

- 1) ESCO Name.
- 2) Total NY load for 2022.
- 3) Total load associated with customers on voluntary renewable products in 2022.
 - a. Total load associated with customers on compliant voluntary renewable products.
 - b. Total voluntary renewable load associated with non-compliant products entered into prior to April 16, 2021.
- 4) List all percentages of renewable energy identified in your customer contracts for 2022.
- 5) What is the total voluntary renewable load associated with each renewable product percentage as identified in question 4?
- 6) How many RECs were transferred into your EDP subaccount for the retirement type “competitive green power product” for compliance year 2022?
- 7) Provide proof of retirements via NYGATS reports, screen shots, etc., for 2022 voluntary RECs.

Staff will use this information to track compliance with the Order’s requirements for renewable electric products. ESCOs offering a renewable electric product should utilize the Version 2 load data provided by the New York Independent System Operator, Inc. (NYISO) in May when provided these responses. ESCOs will be permitted to purchase additional RECs necessary to back their total renewable load through the end of the 2022 program year and trading period on June 30, 2023.

Following the end of the 2022 program year, Staff will identify any shortfalls in the level of RECs purchased by each company, if any, and determine the number of VCPs each company is required to purchase. Staff will communicate this information to individual ESCOs as well as NYSERDA who will invoice ESCOs in the same manner it does for other CES programs such as the Zero Emissions Credit program and Tier 2.

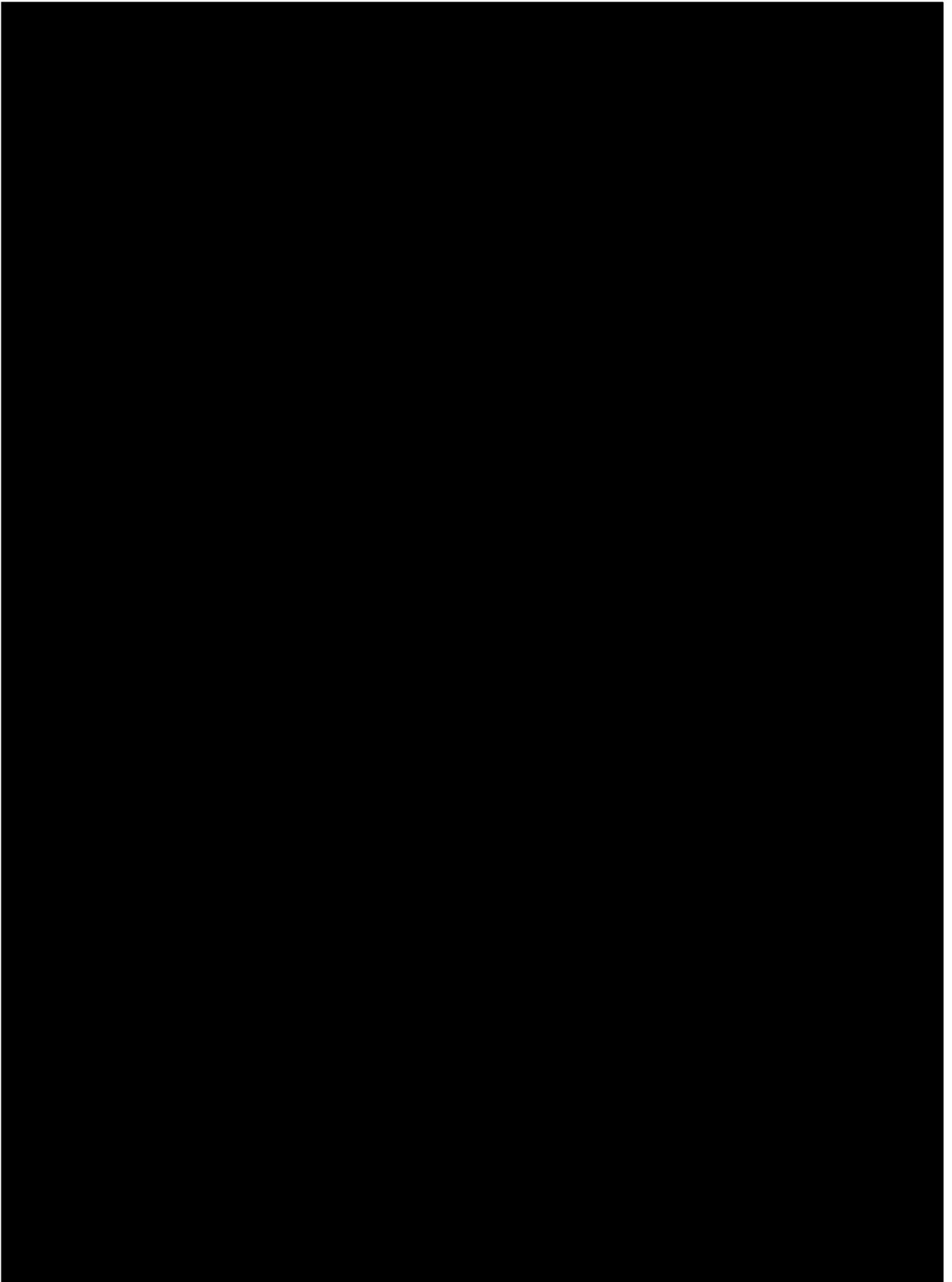
Regarding the price of VCPs, per the Order, VCPs will be priced the same as the Tier 1 ACP for that compliance year. Below are the 2022 and 2023 ACP prices that also represent that 2022 and 2023 VCP price, respectively.

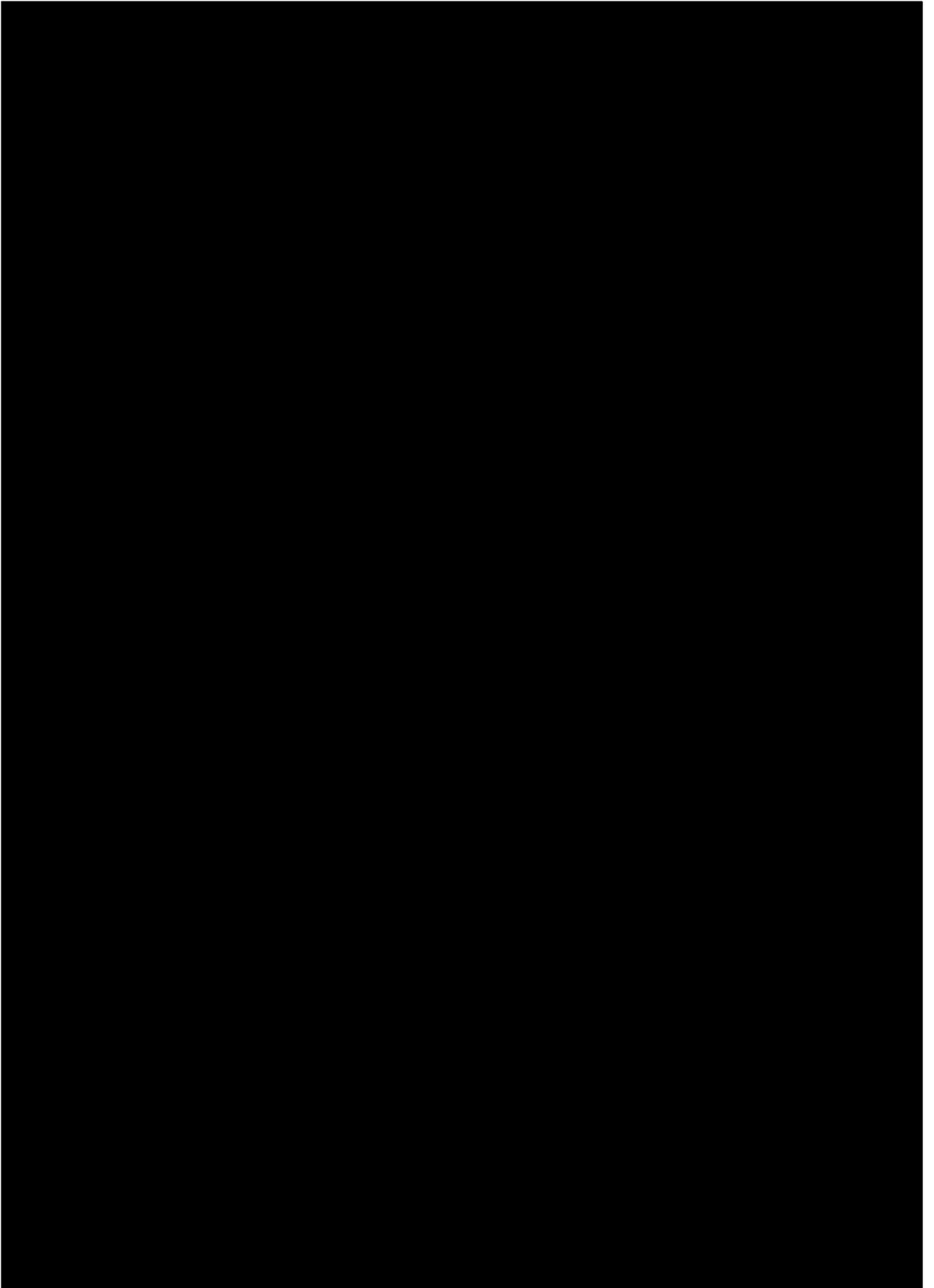
2022 VCP Price: \$35.00

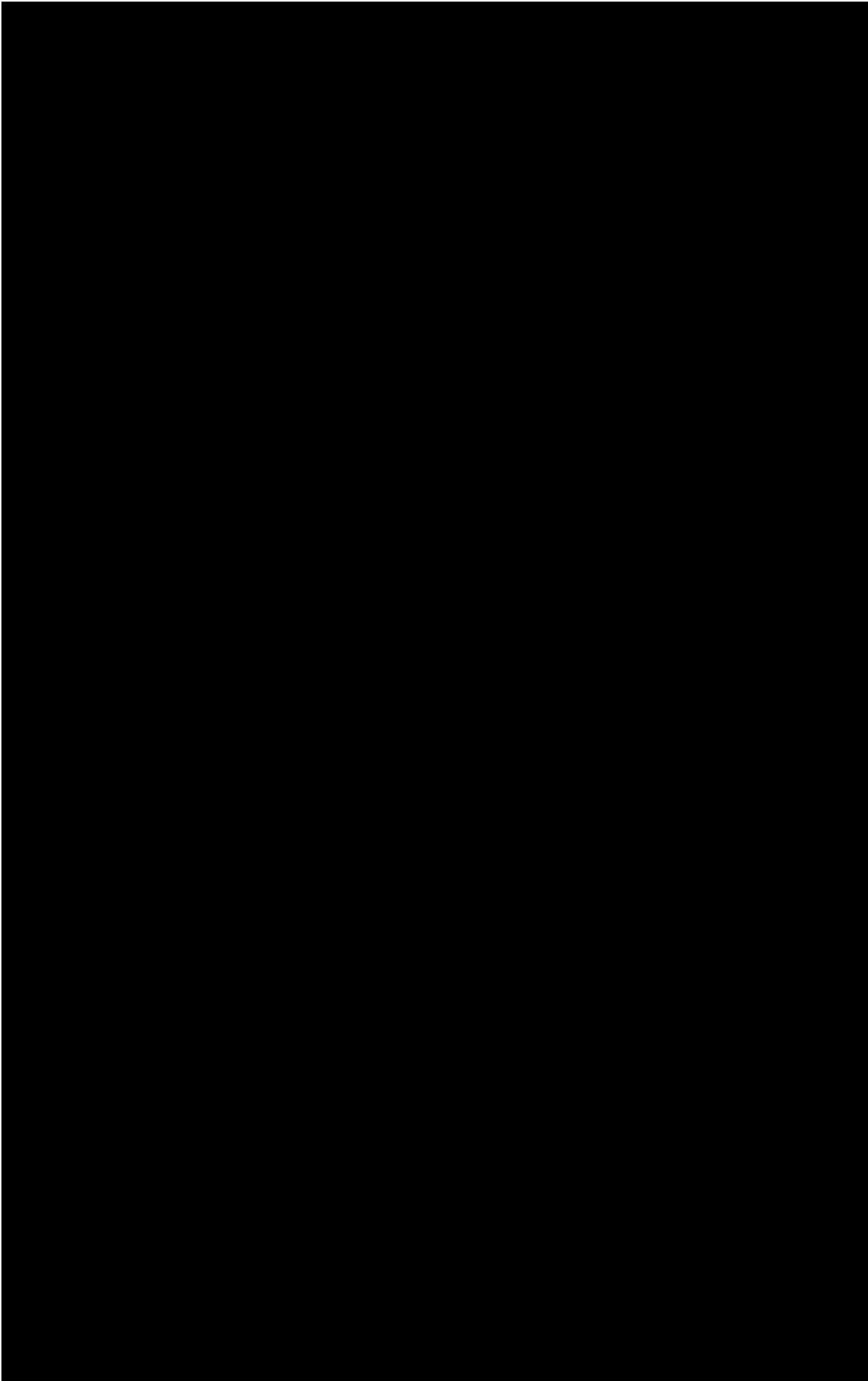
2023 VCP Price: \$31.89

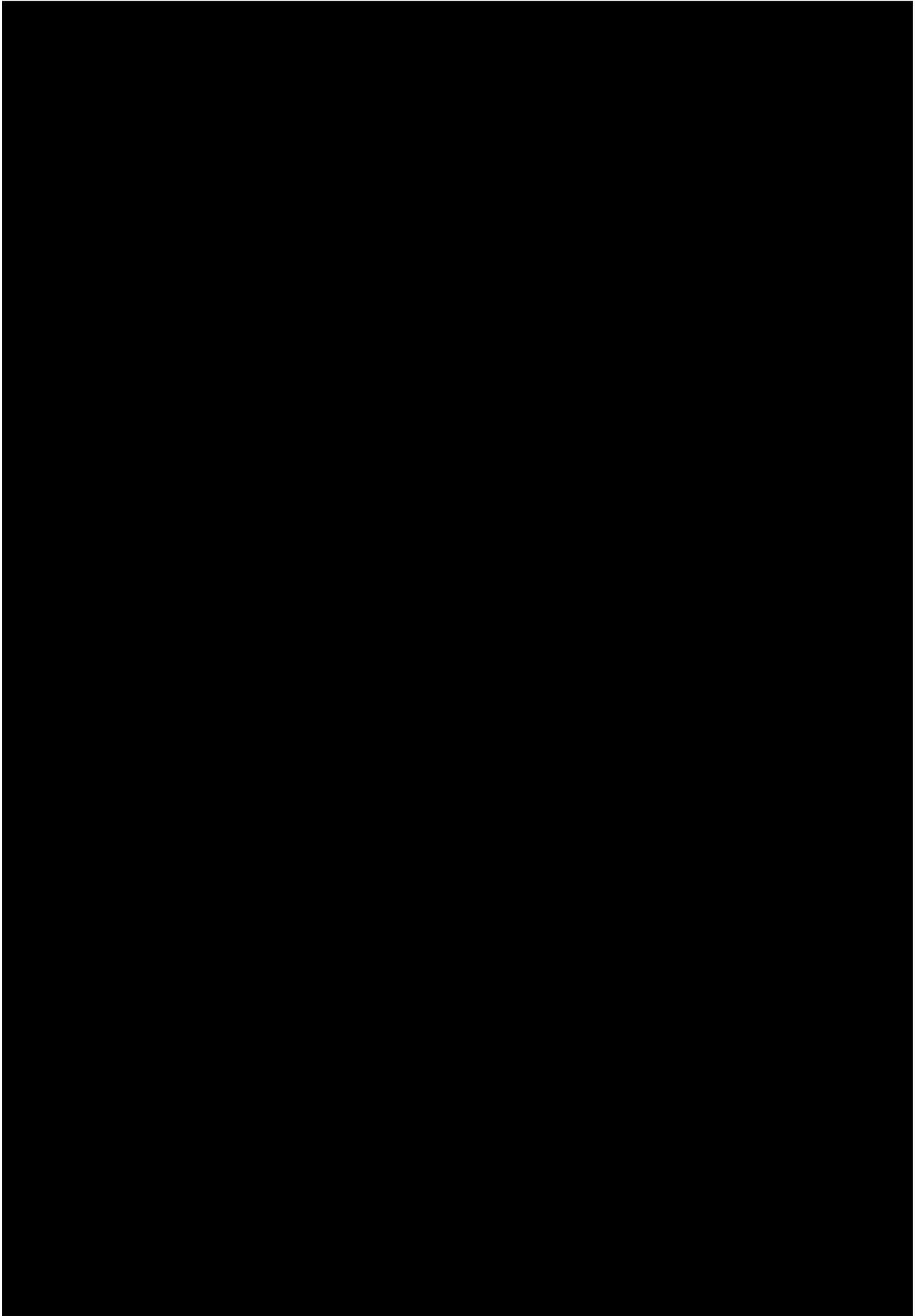
Questions regarding this communication should be directed to Kathleen O’Riley at Kathleen.ORiley@dps.ny.gov, or Tom Dwyer at Francis.Dwyer@dps.ny.gov.

Exhibit B









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Exhibit C



Attachments:

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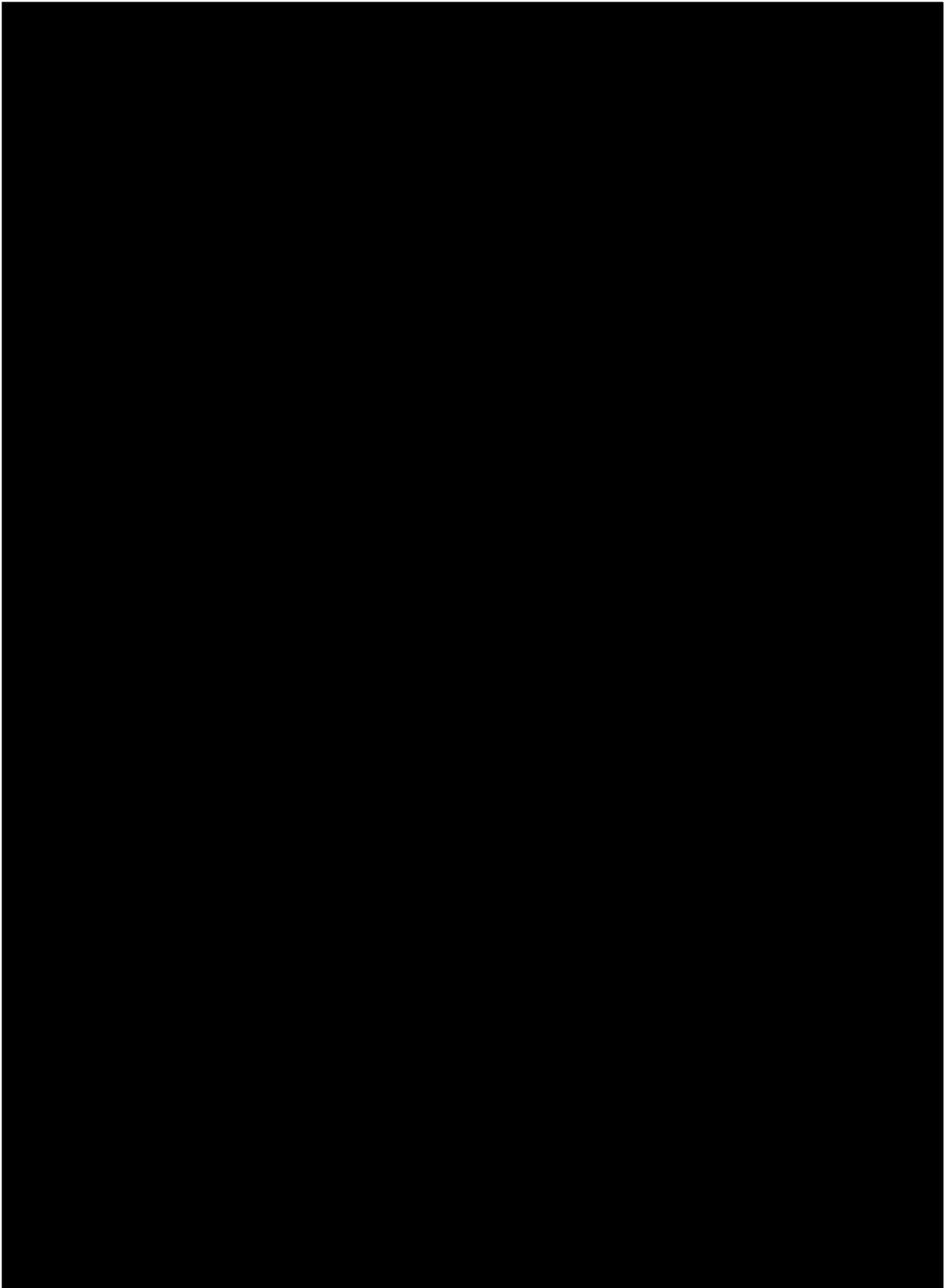
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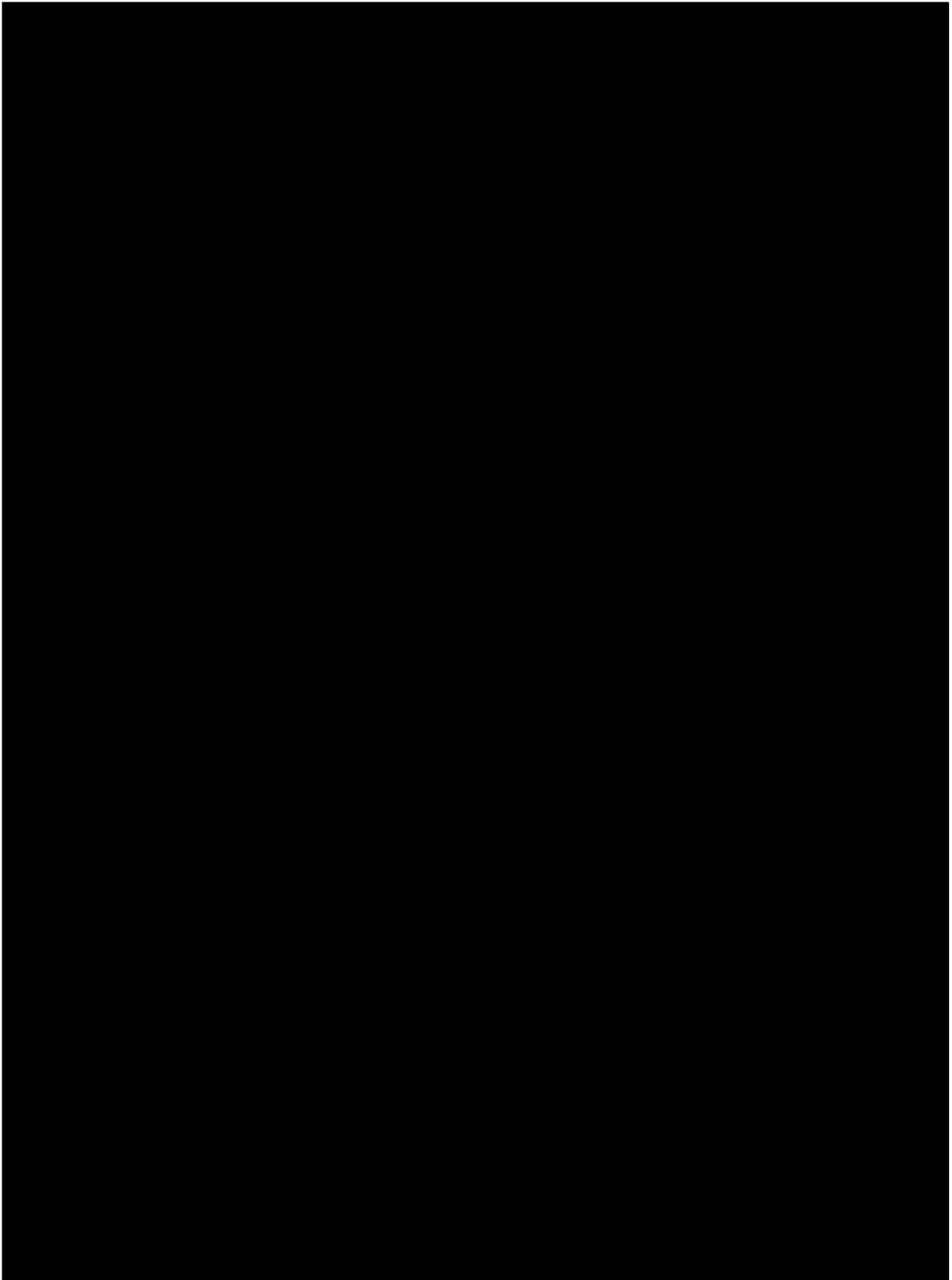
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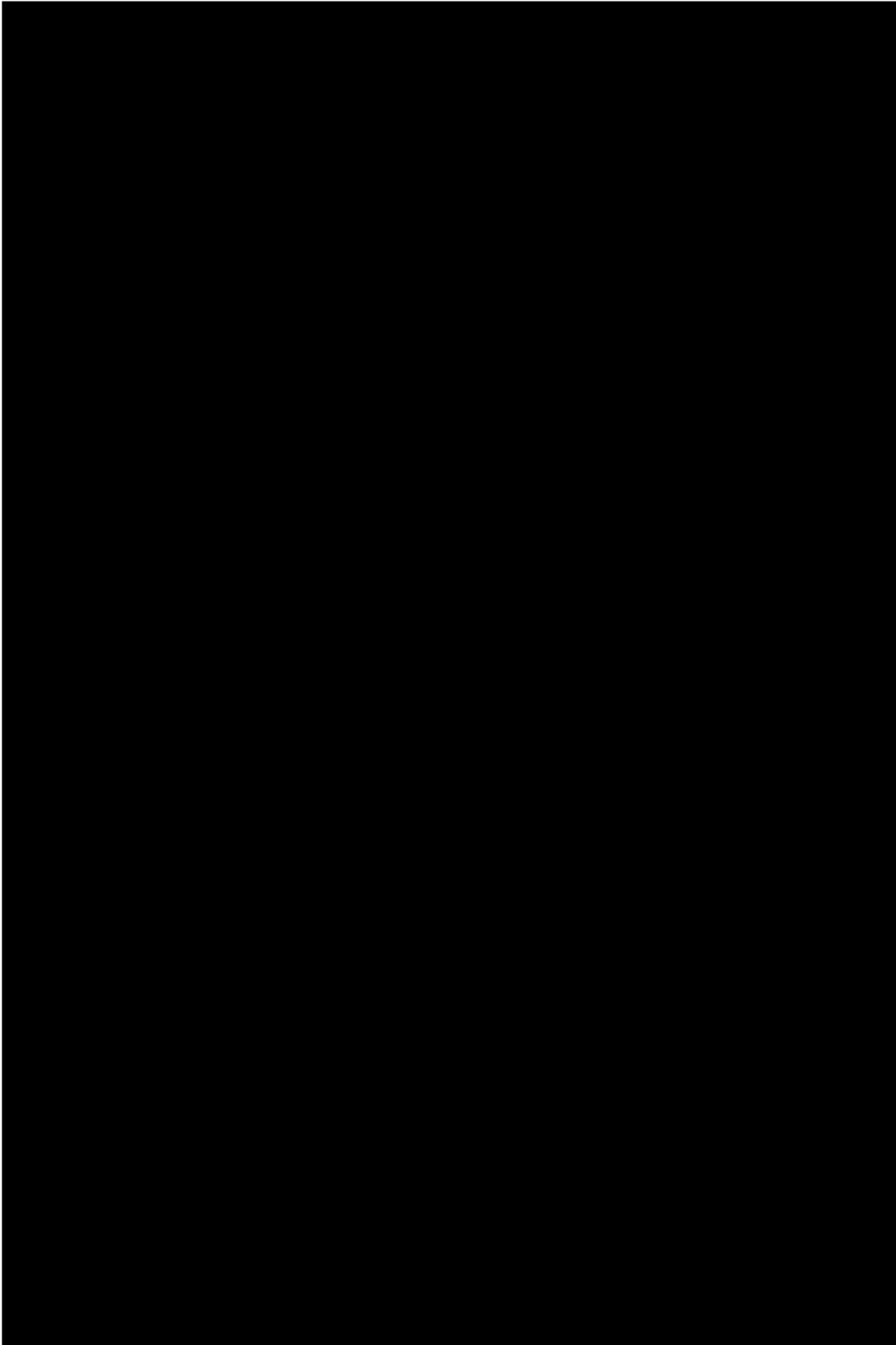
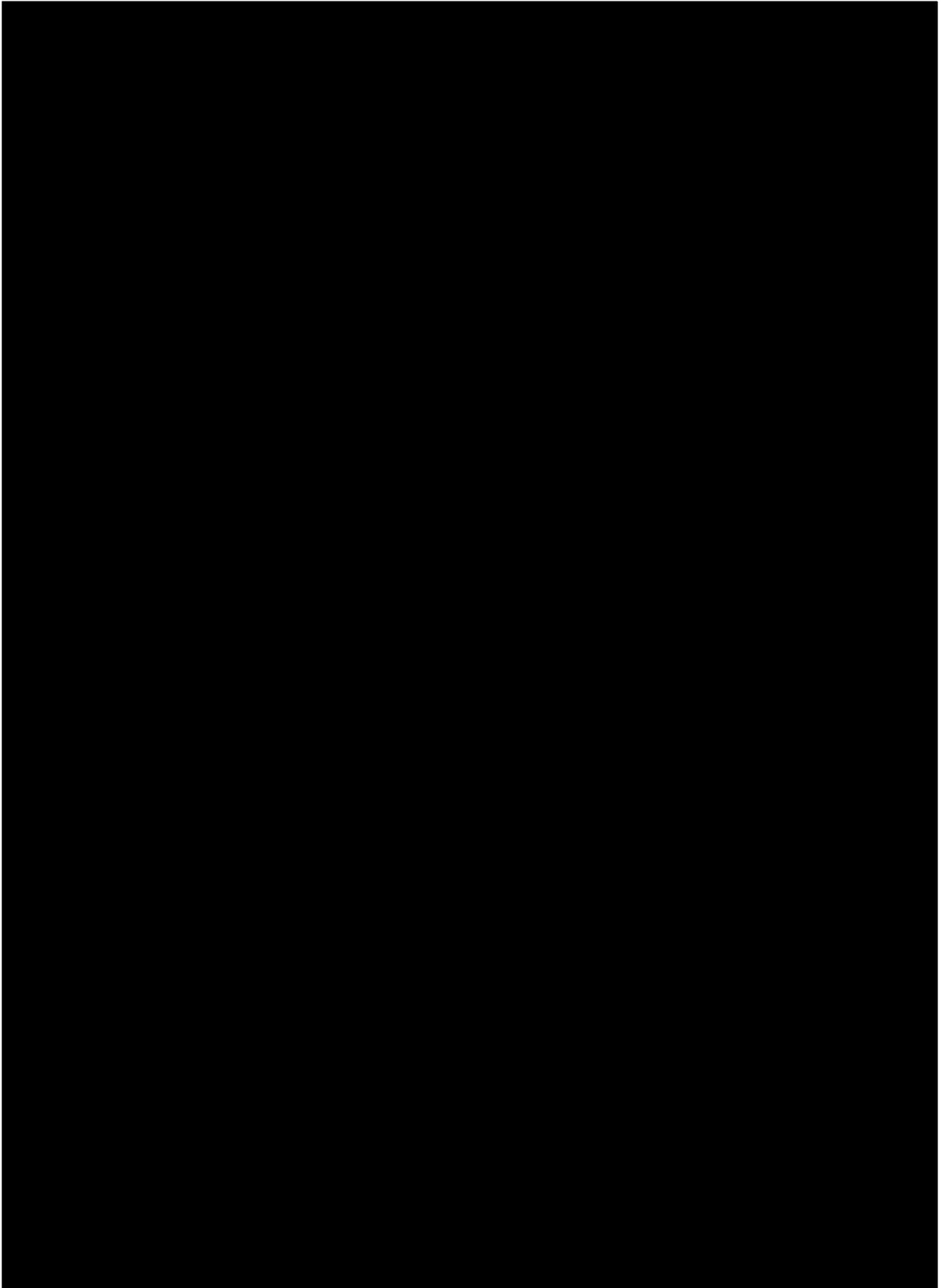
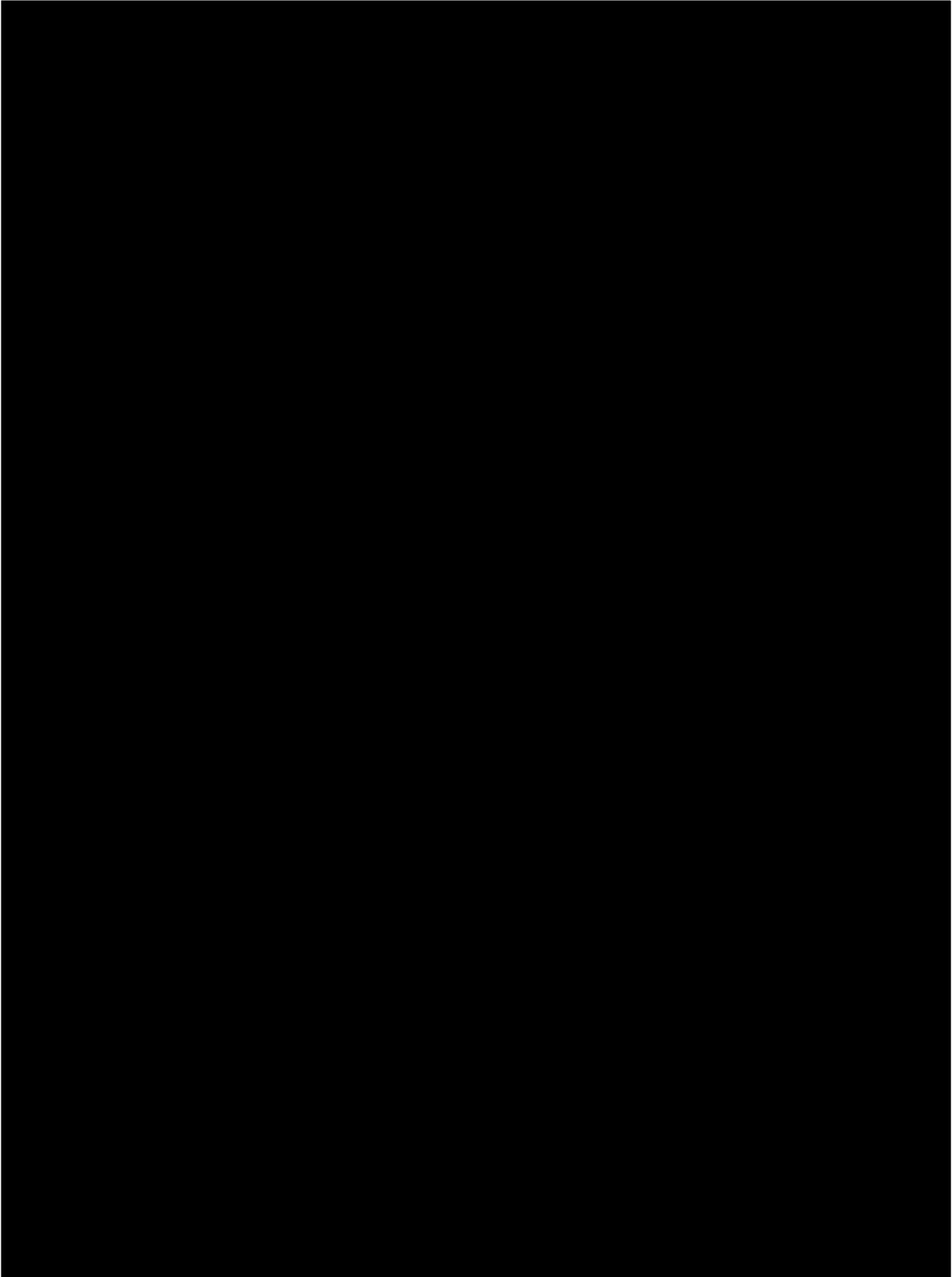
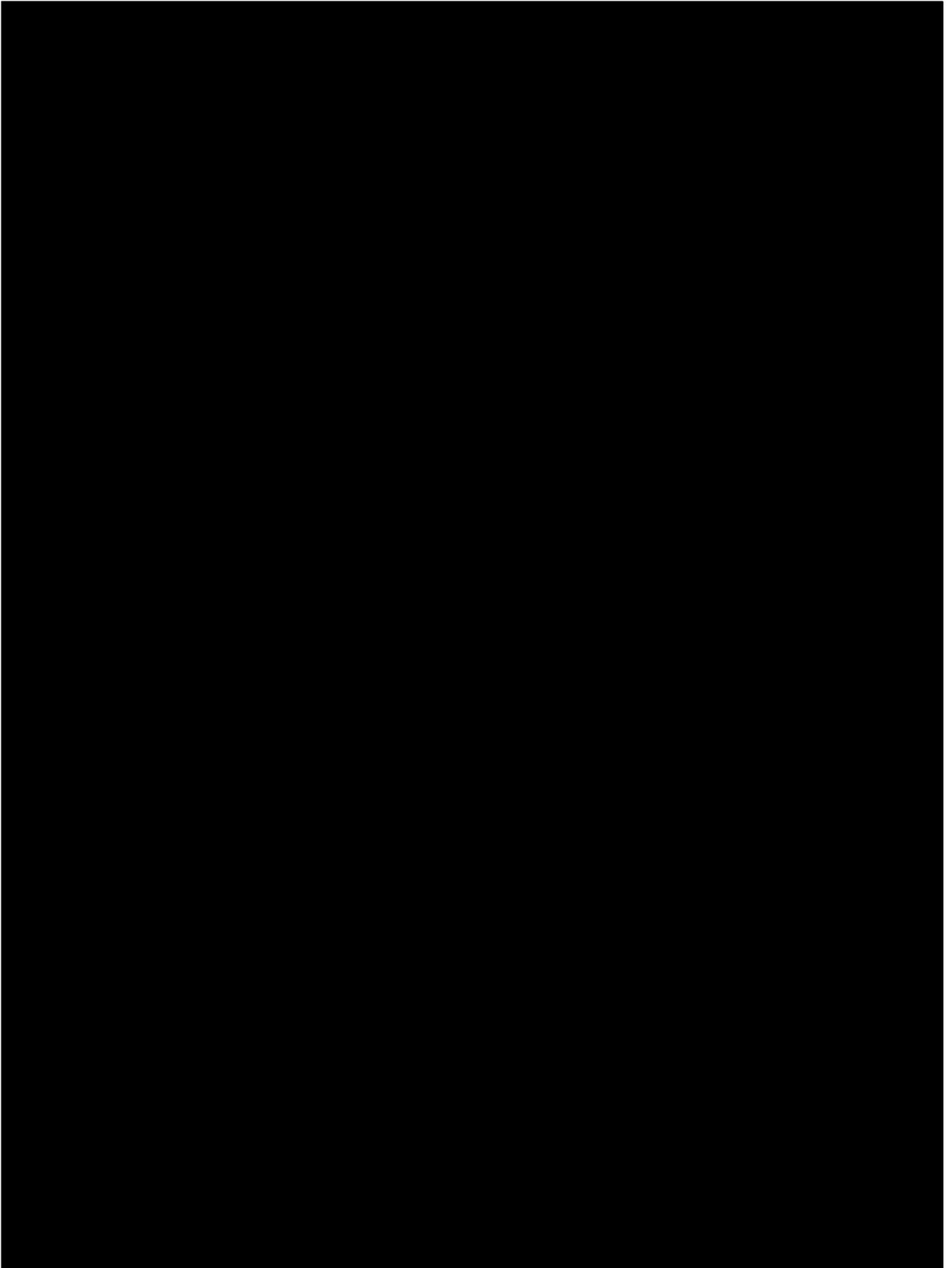
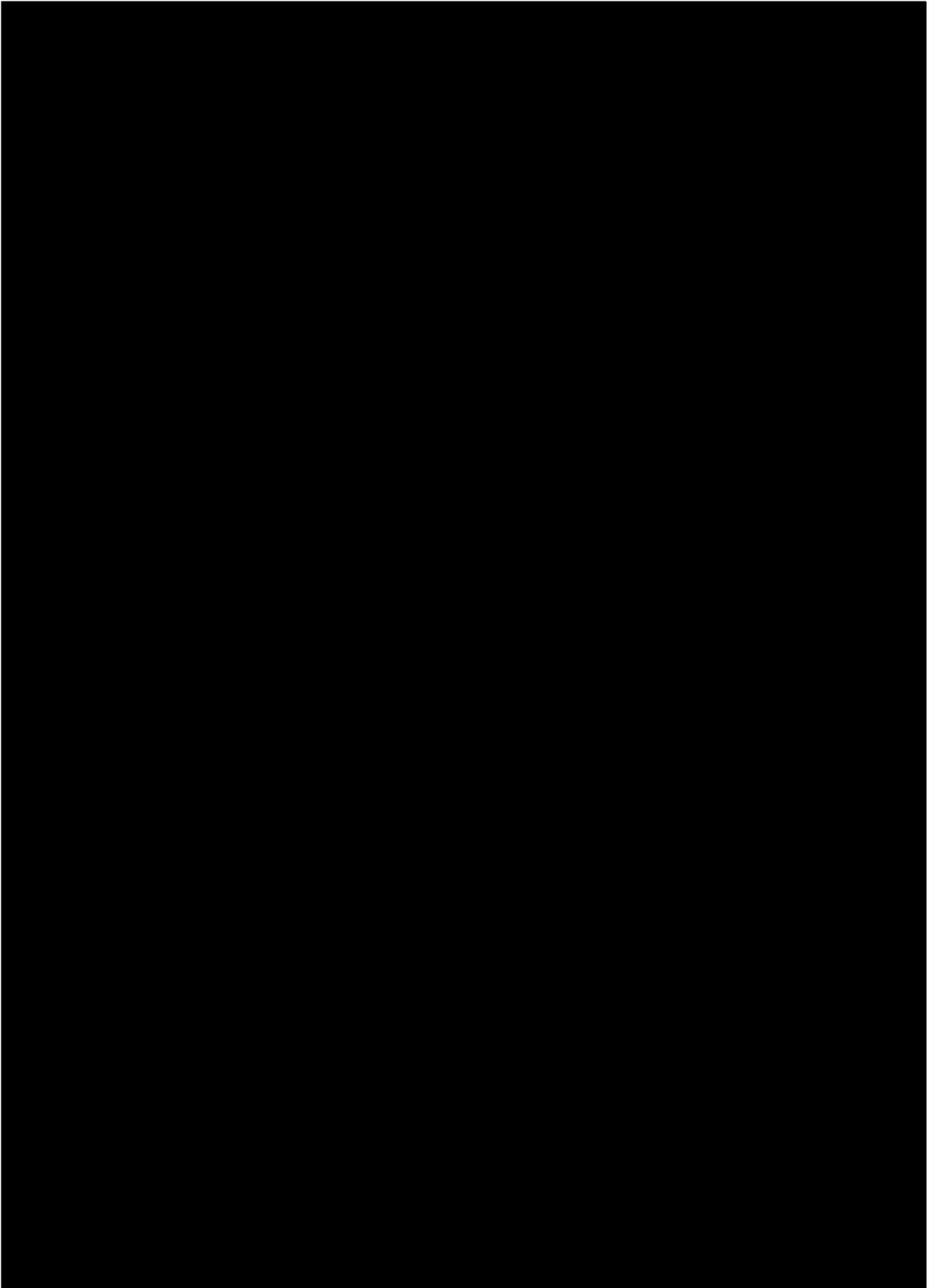


Exhibit D









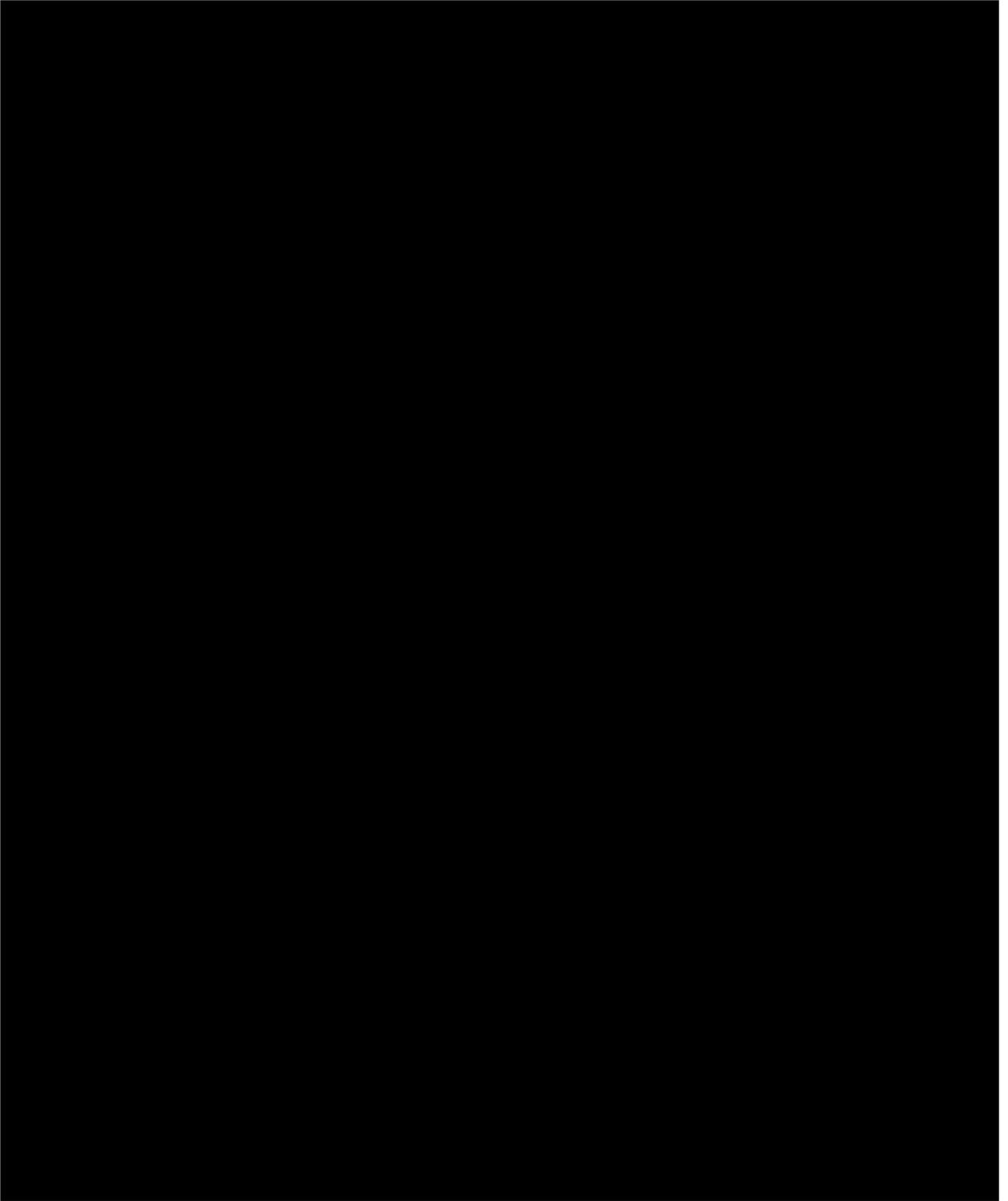
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Exhibit E



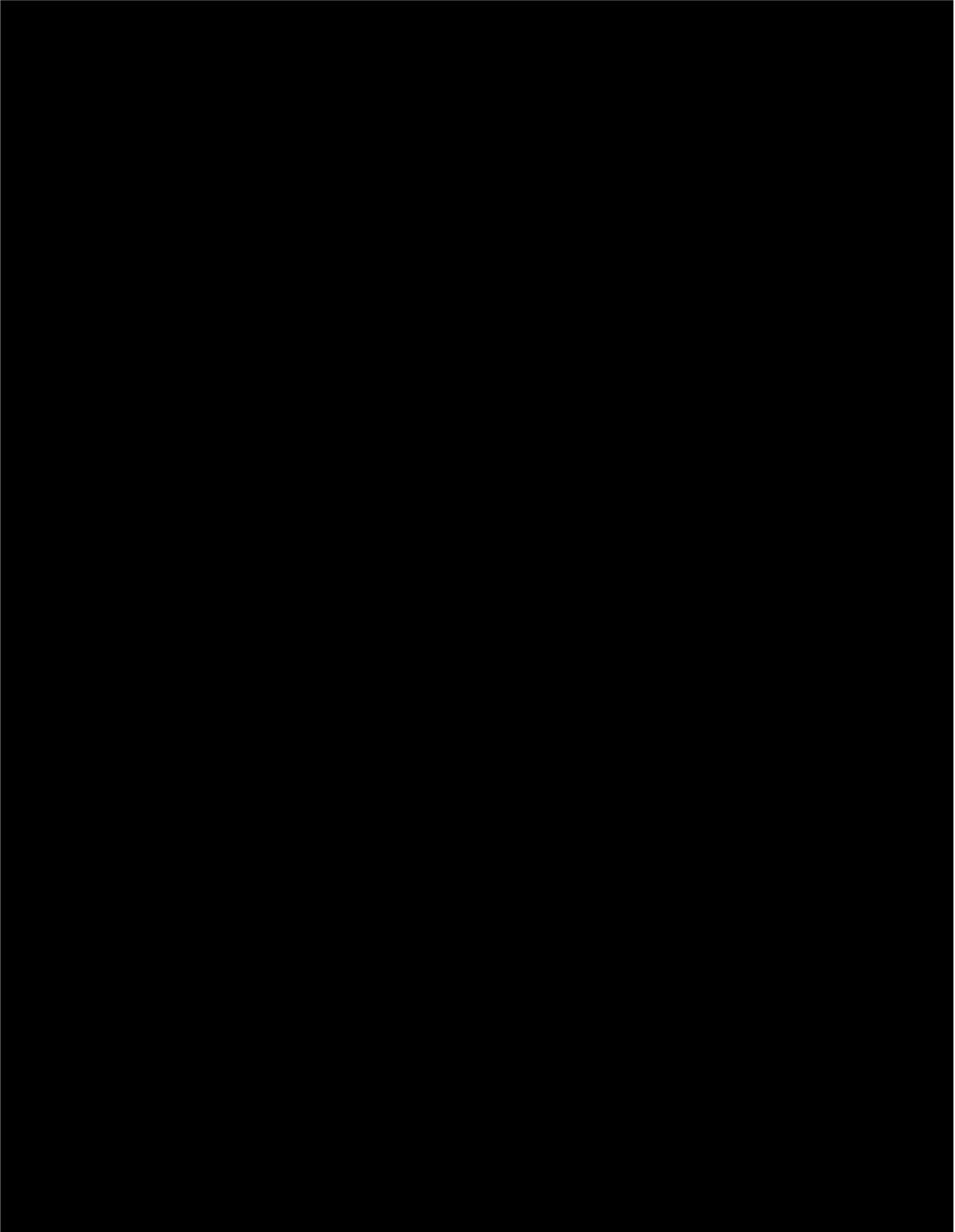
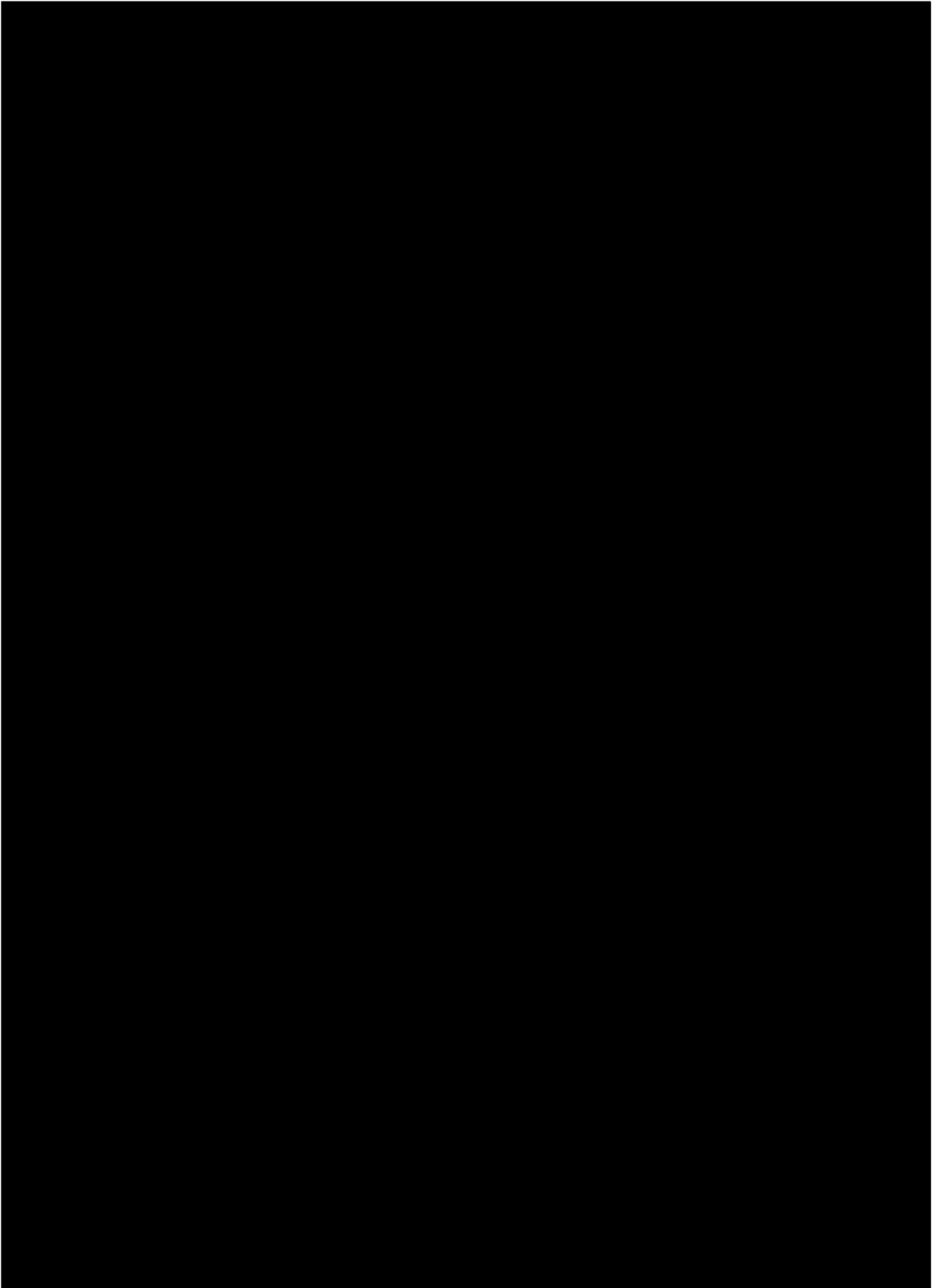
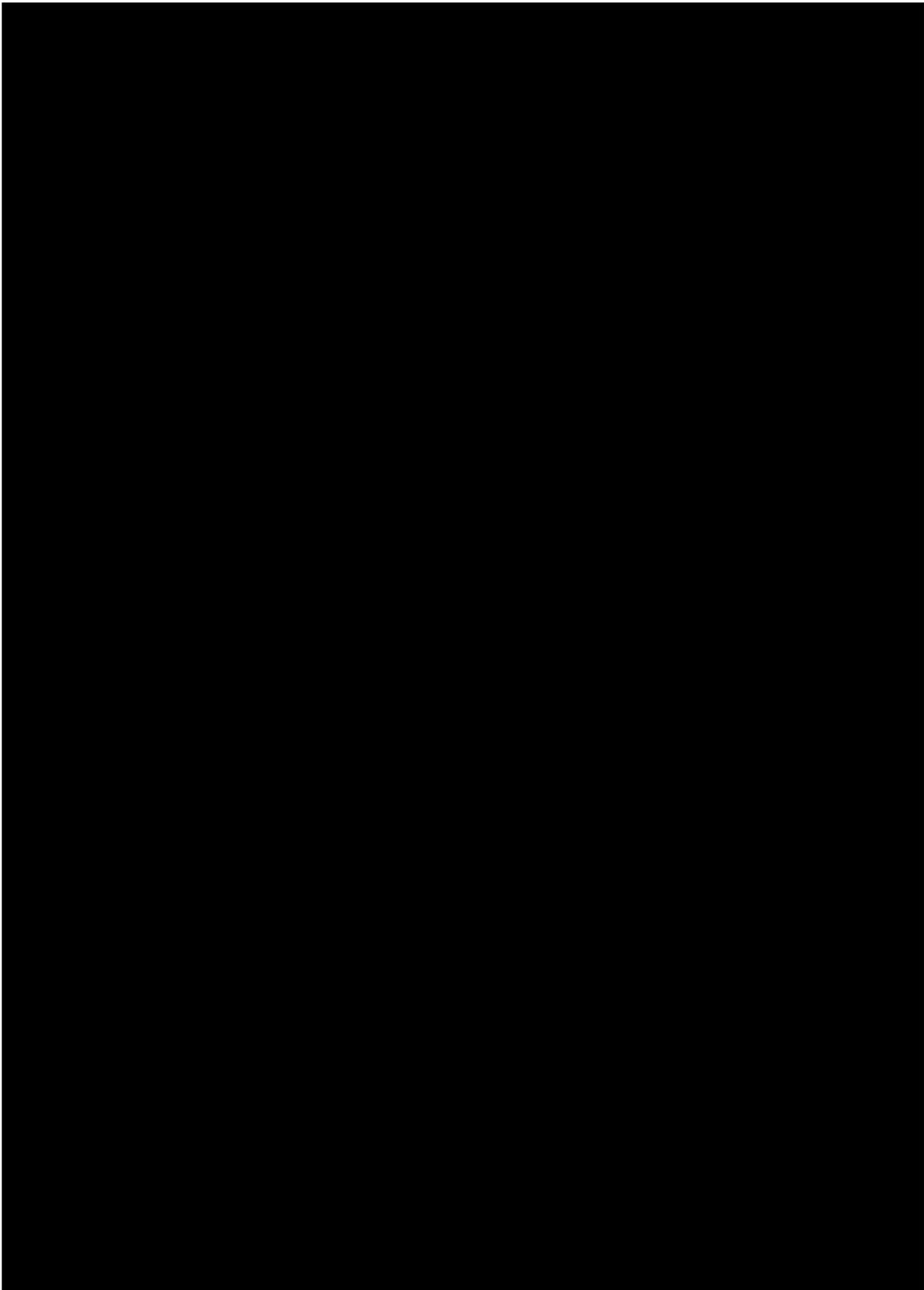


Exhibit F





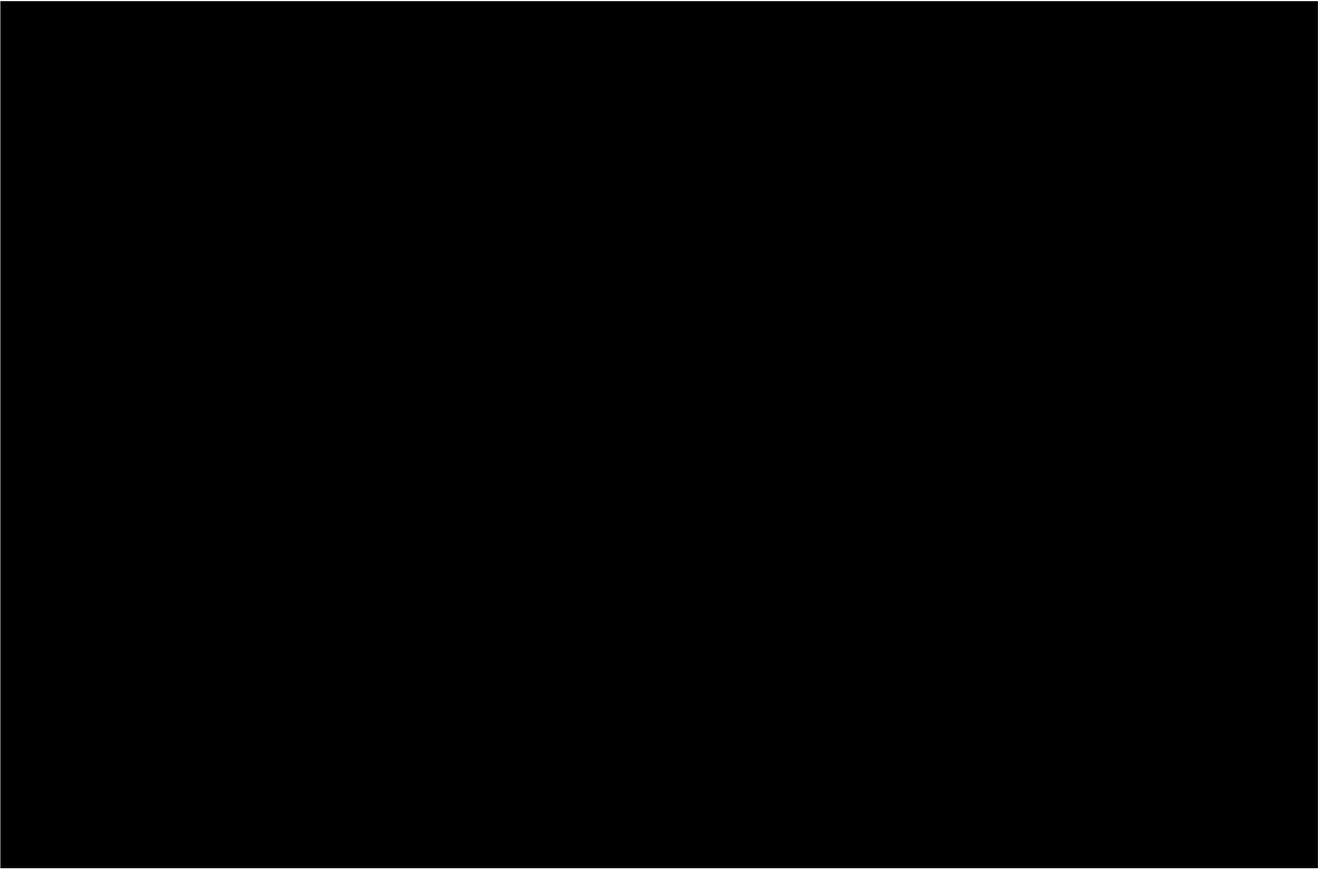


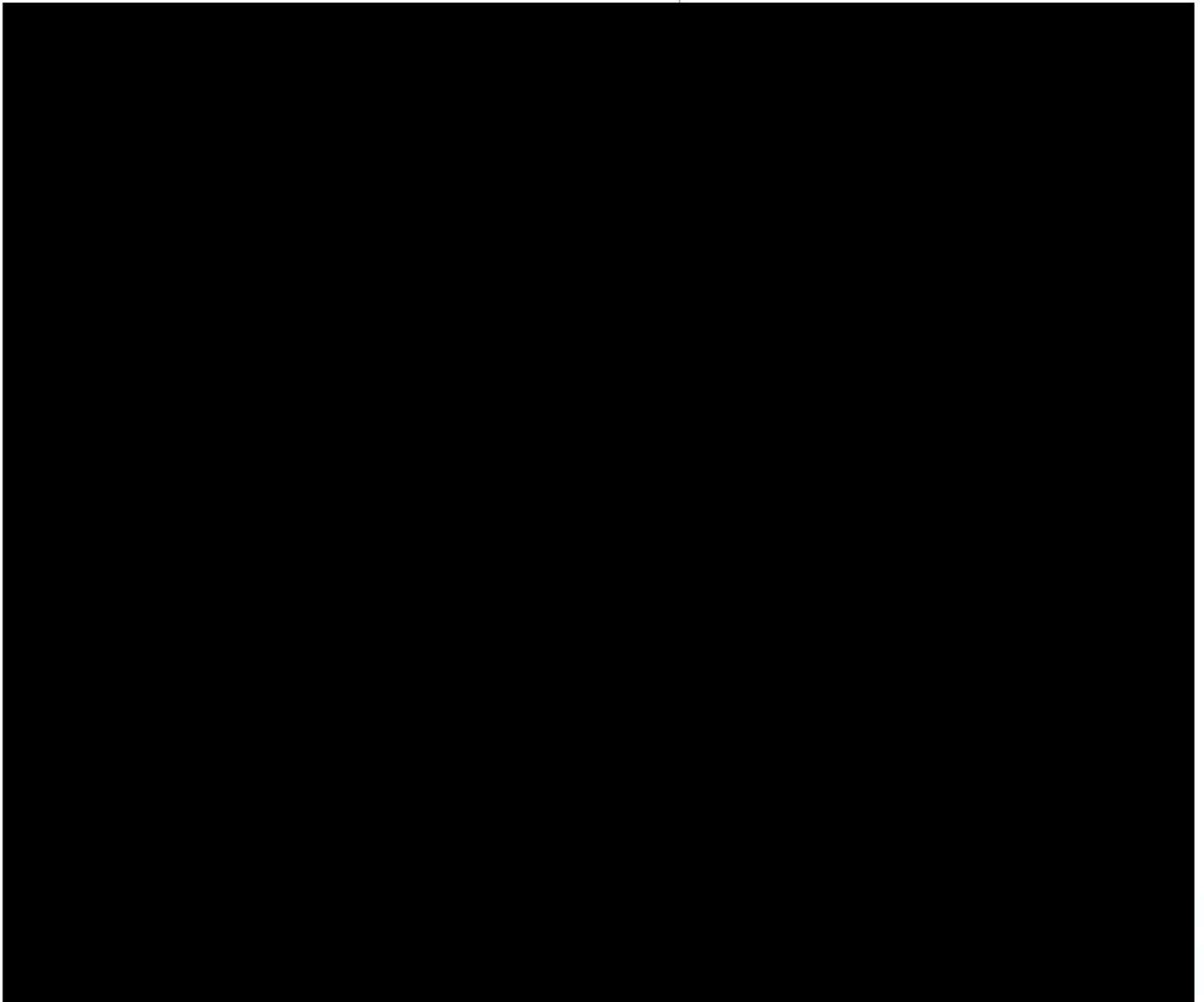
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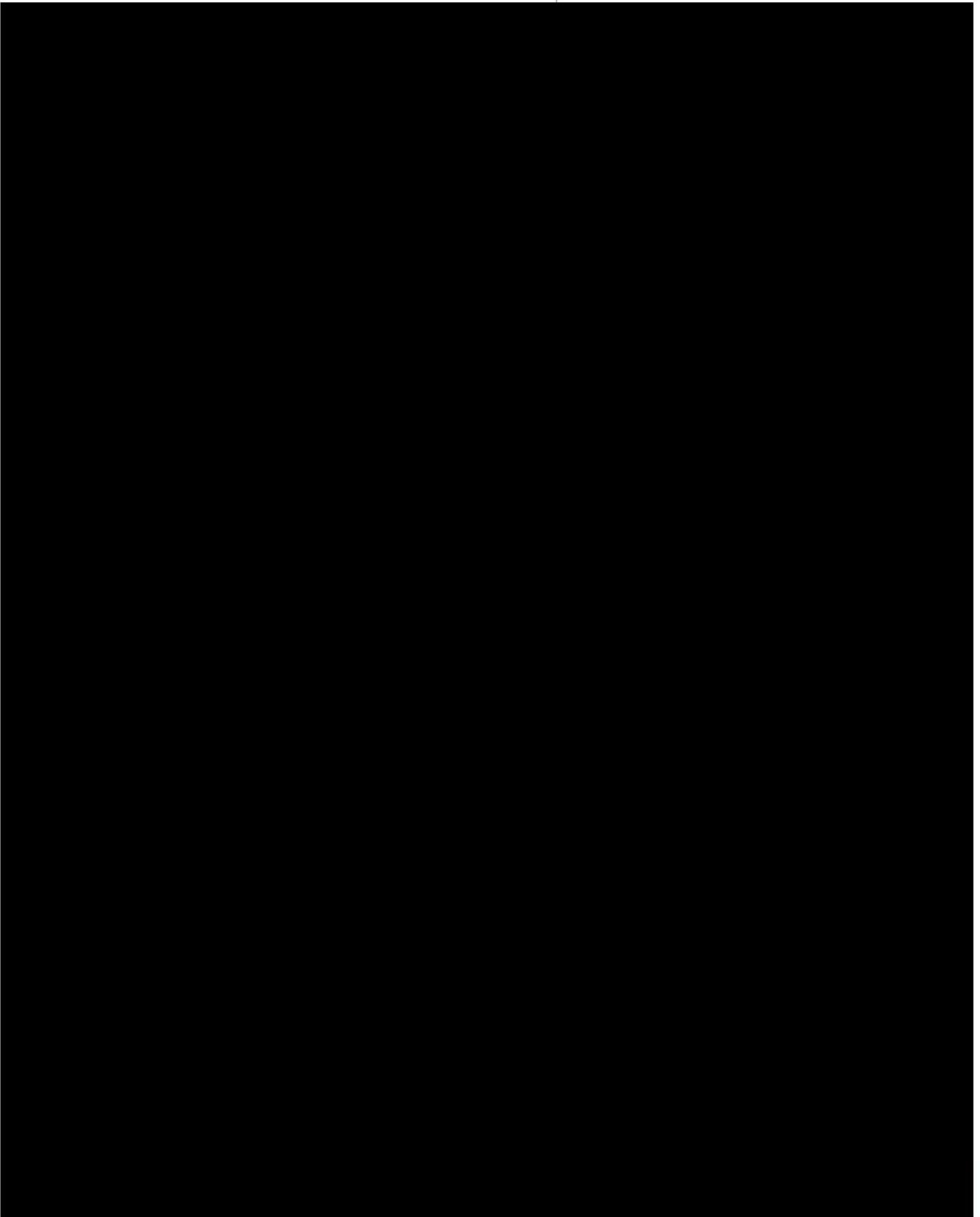
STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

PROCEEDING ON MOTION OF THE
COMMISSION TO SEEK CONSEQUENCES
AGAINST POLARIS POWER SERVICES
LLC FOR VIOLATIONS OF THE UNIFORM
BUSINESS PRACTICES

Case 24-M-0482

Affidavit of Amir Benisti





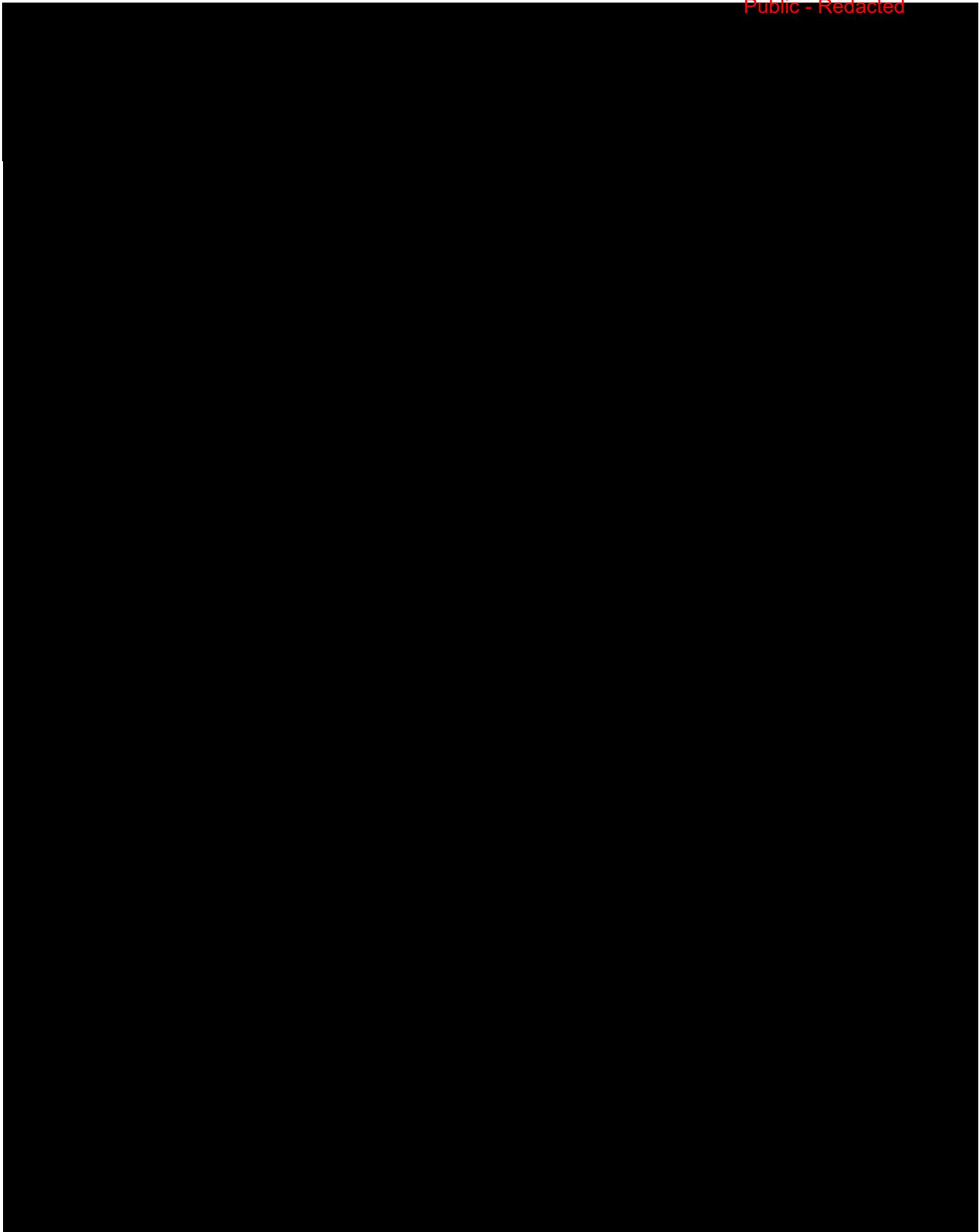


Amir Benisti

Sworn to before me on this
21st day of August 2025

Notary Public

Exhibit H



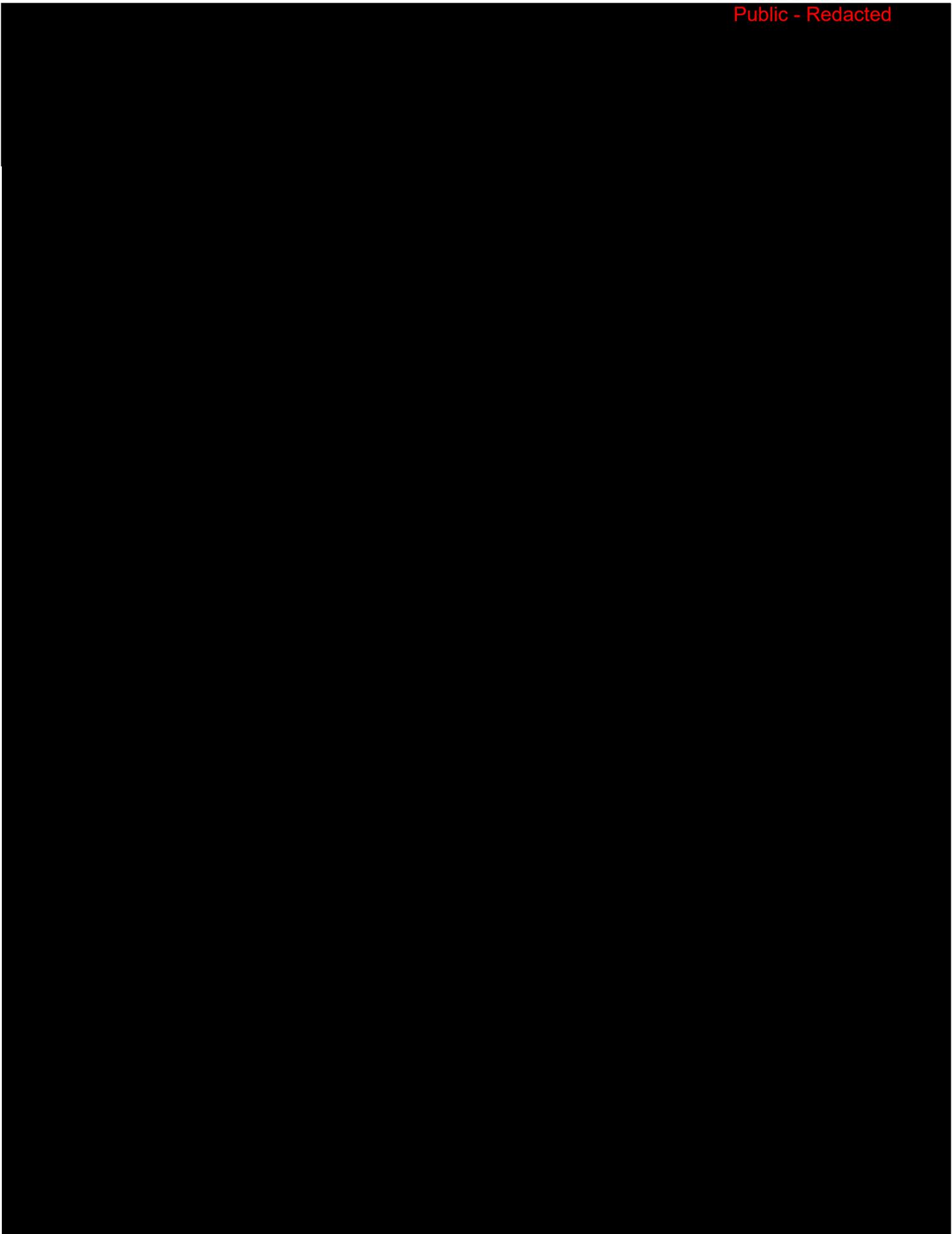
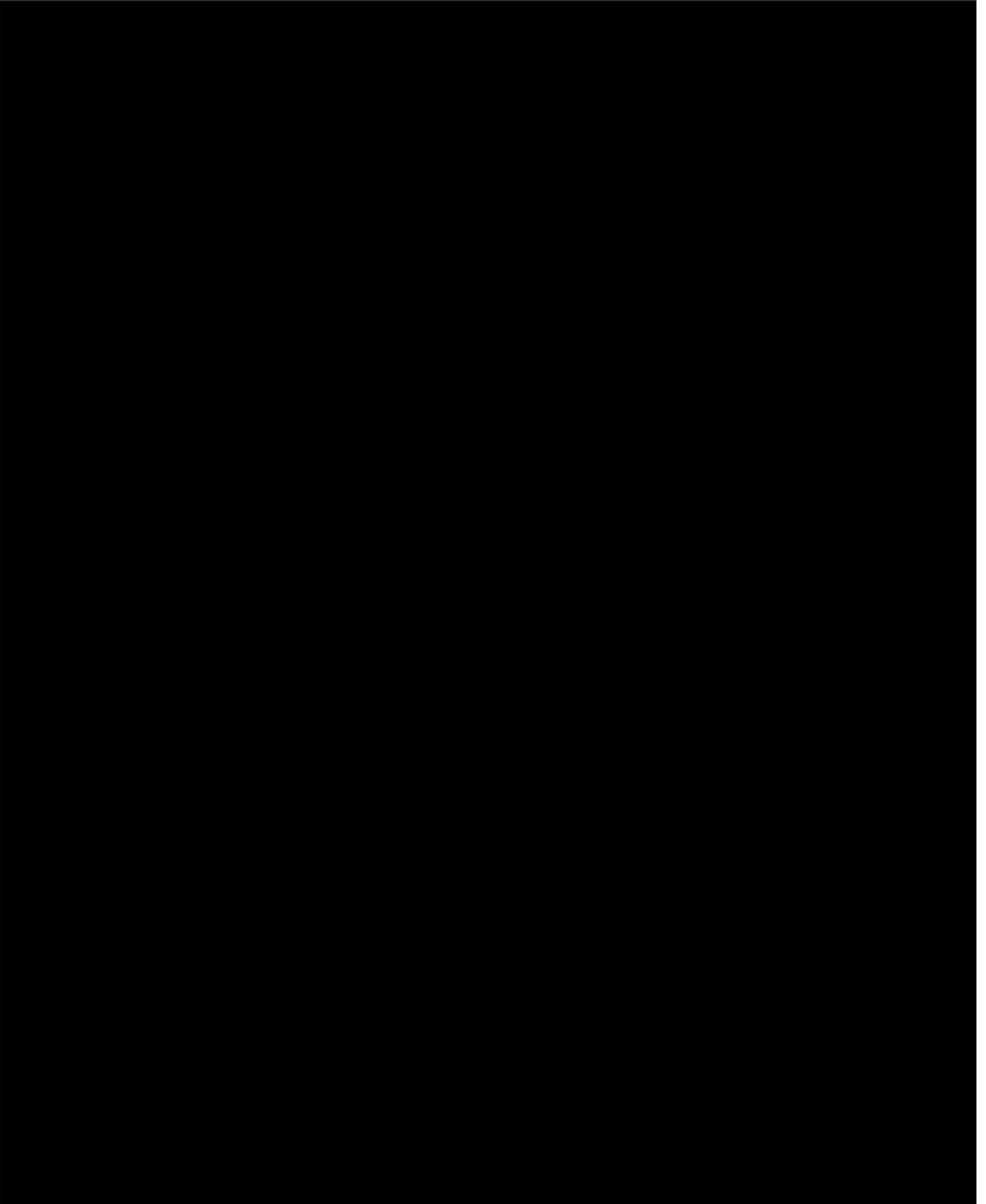


Exhibit I



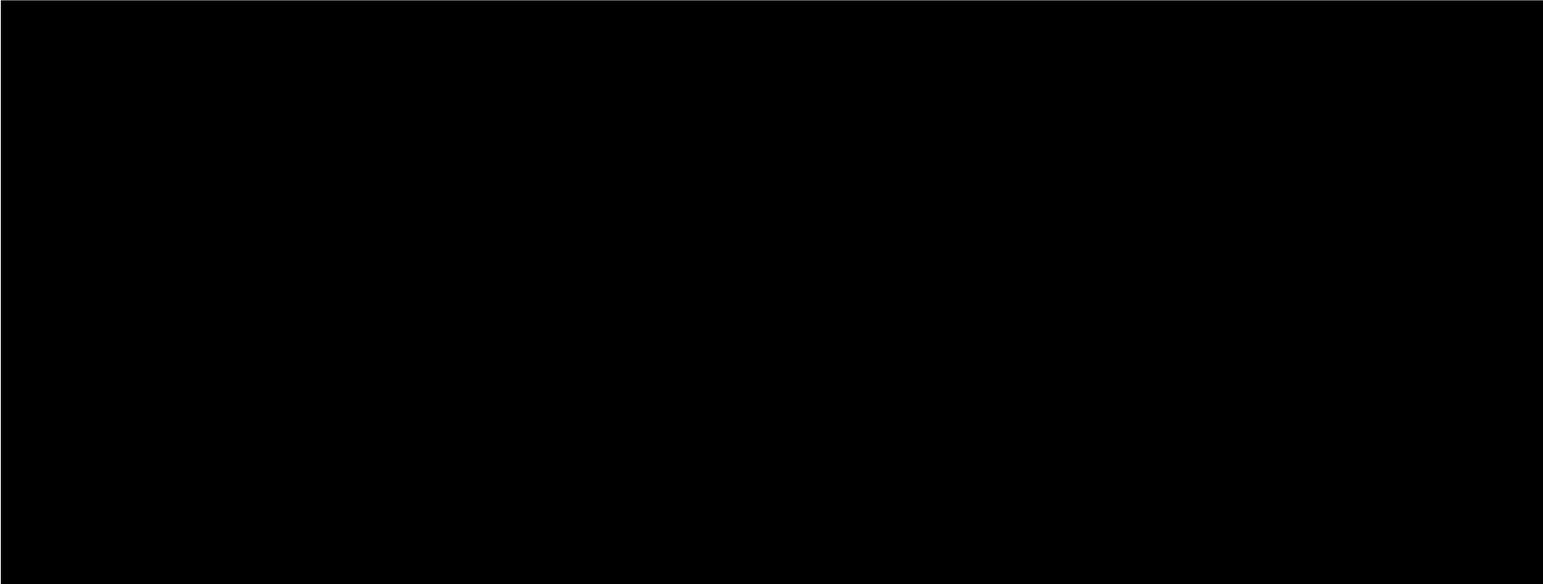
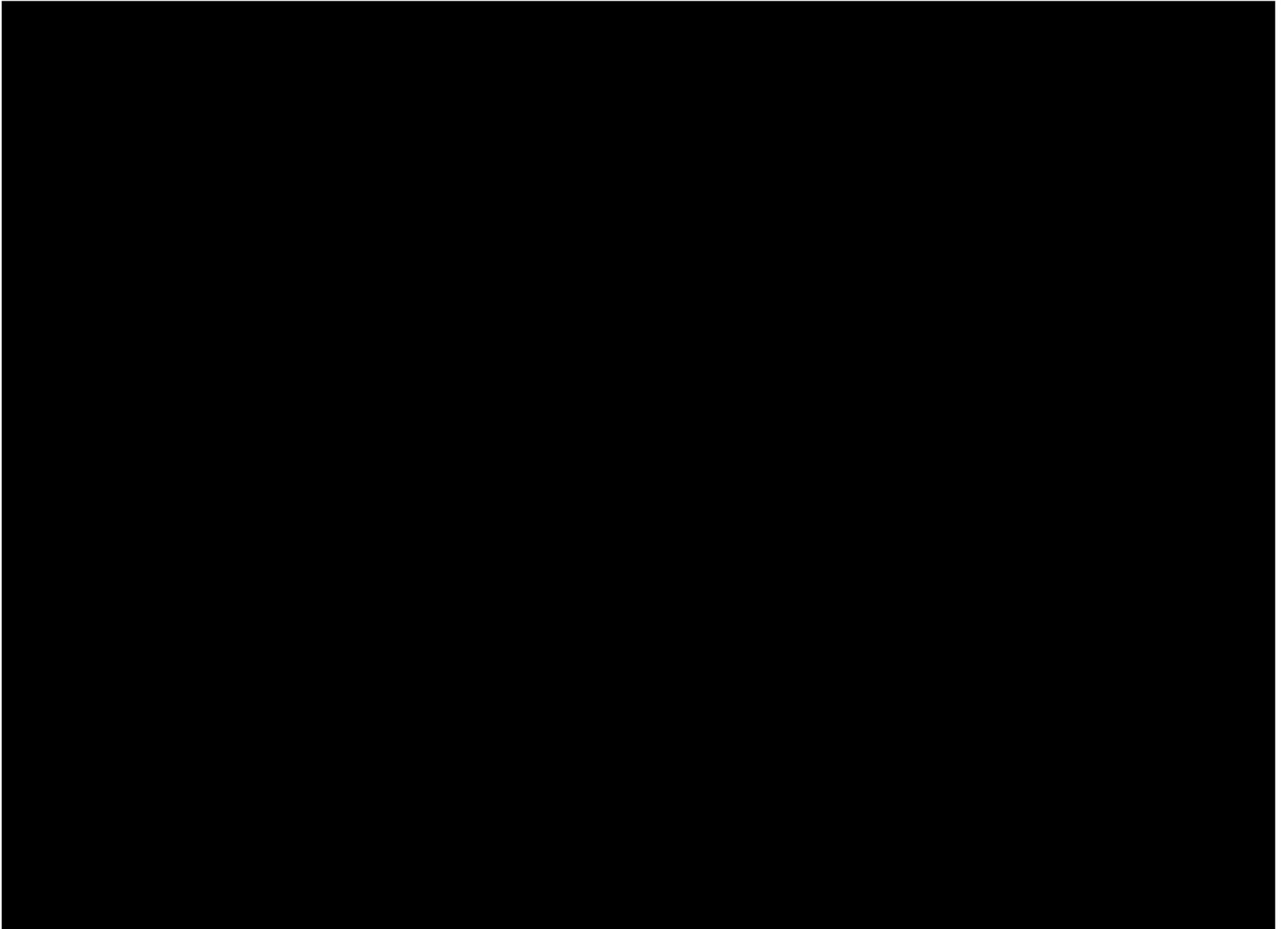
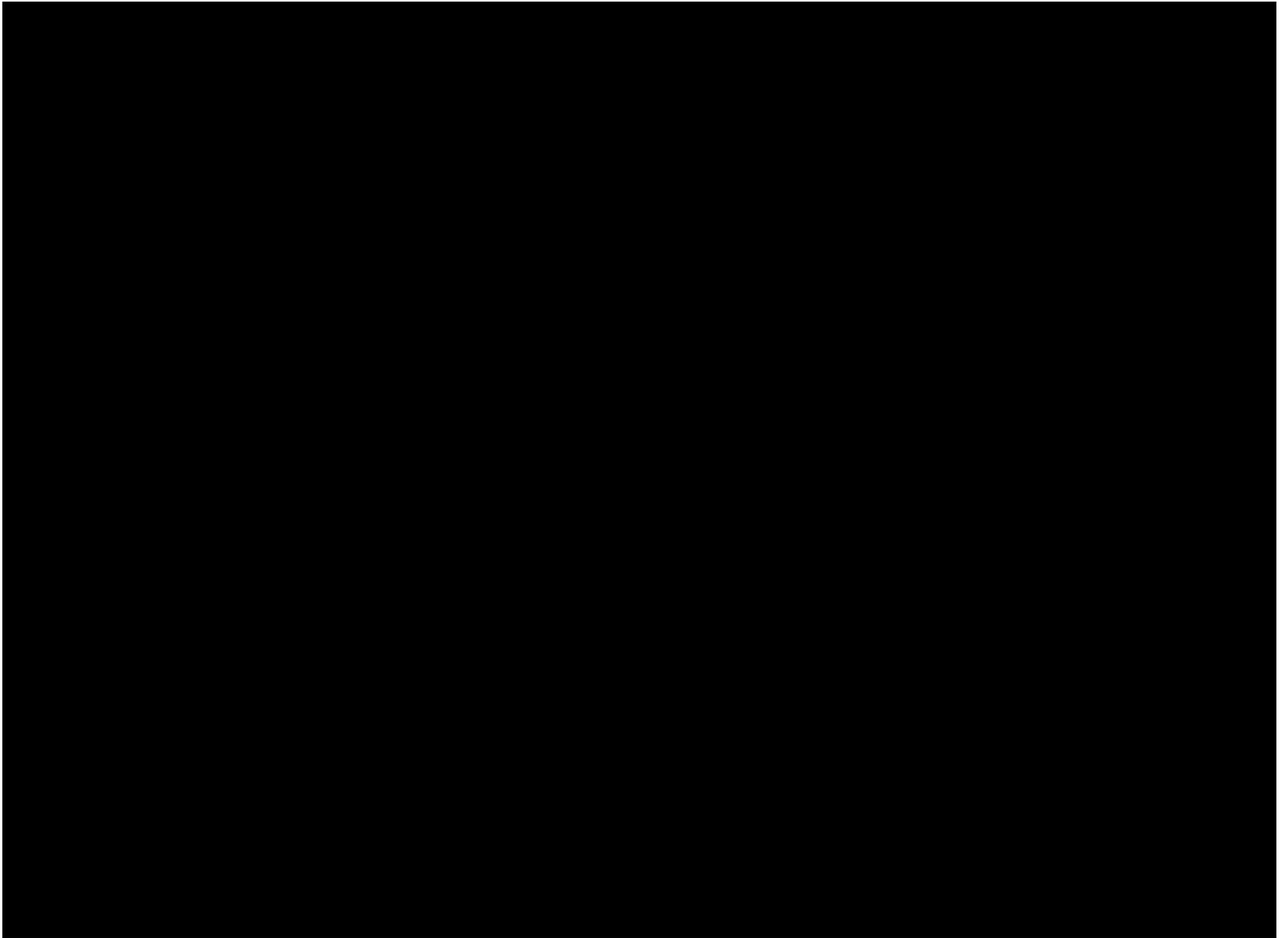
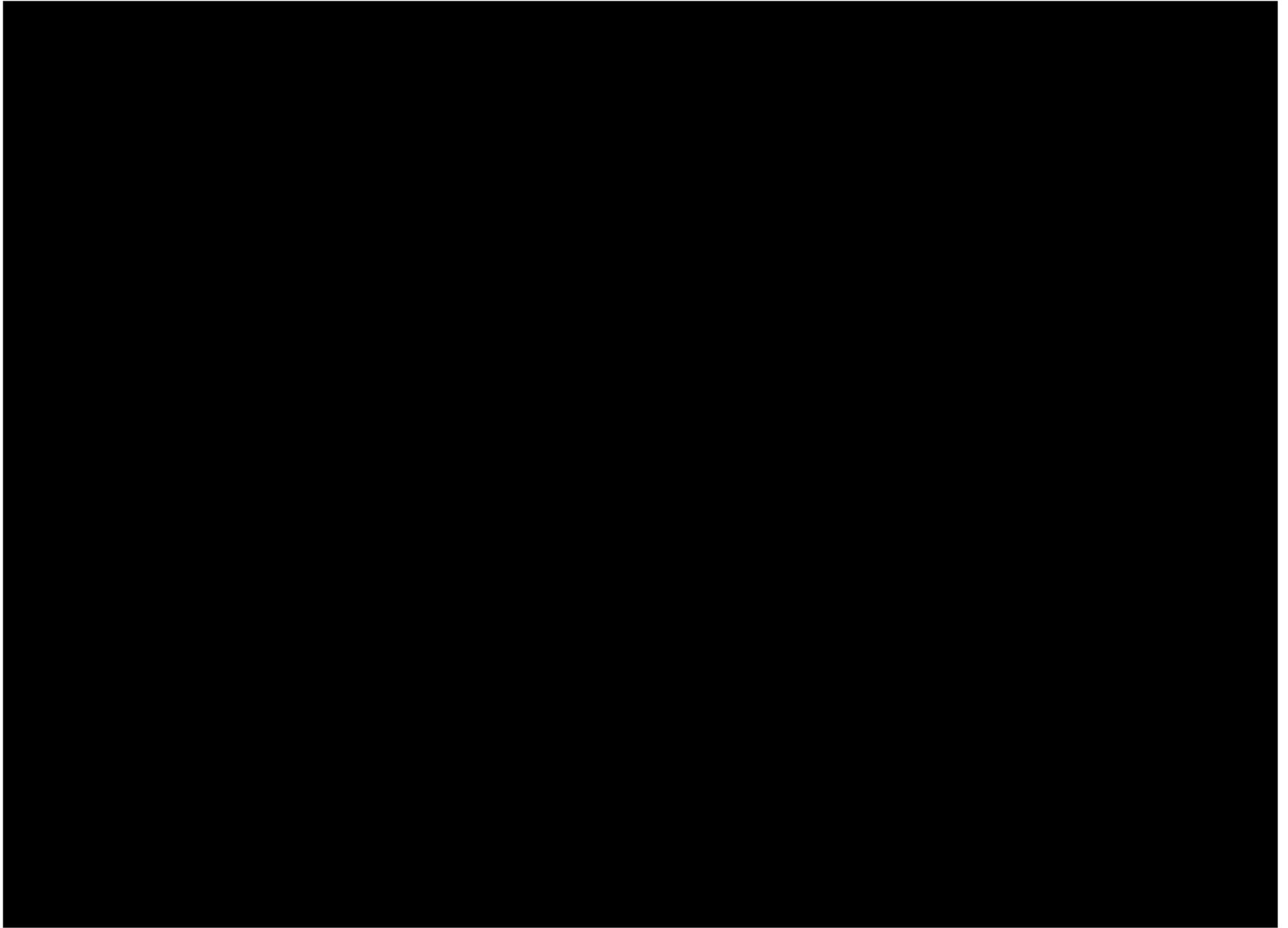


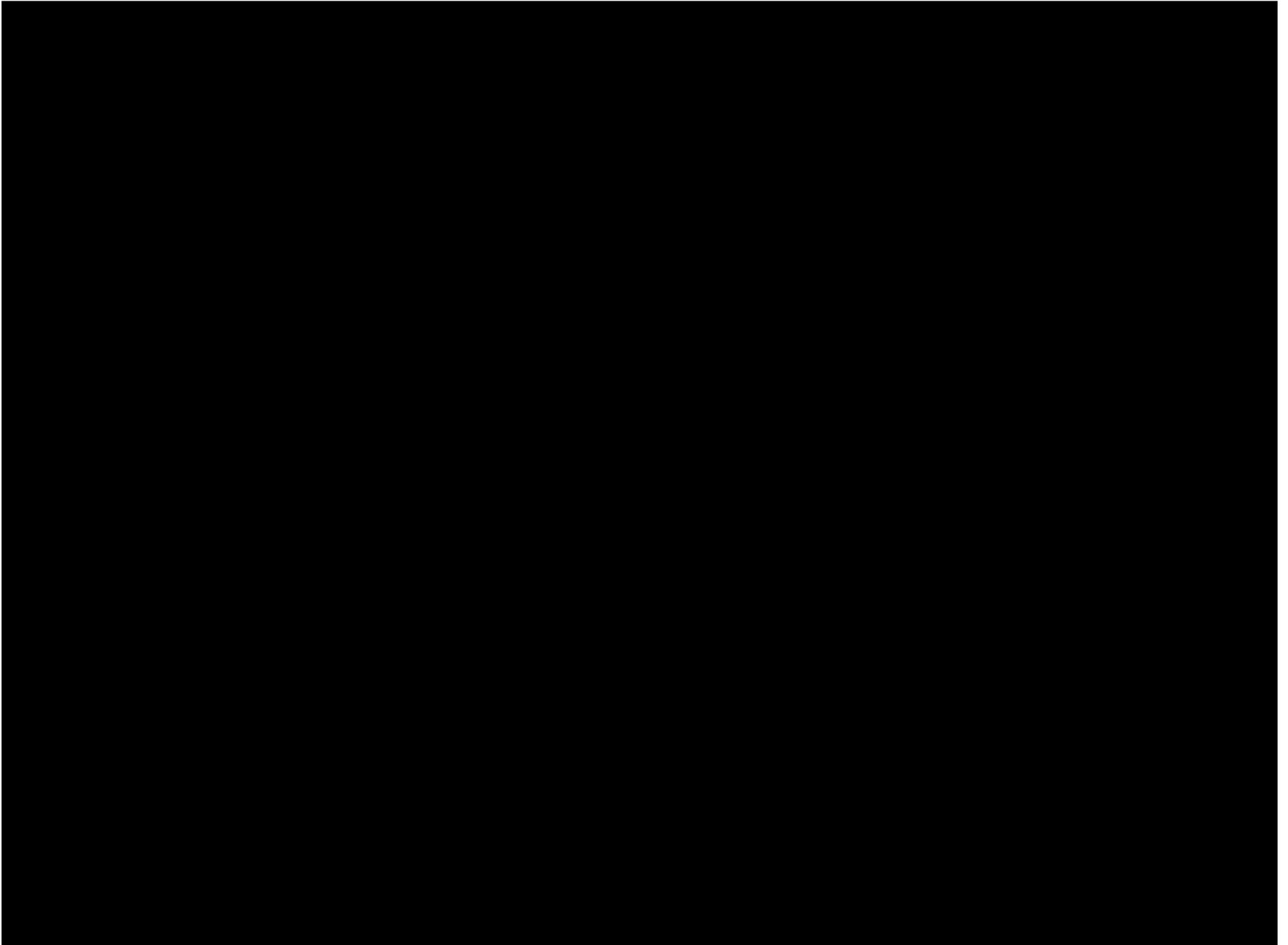
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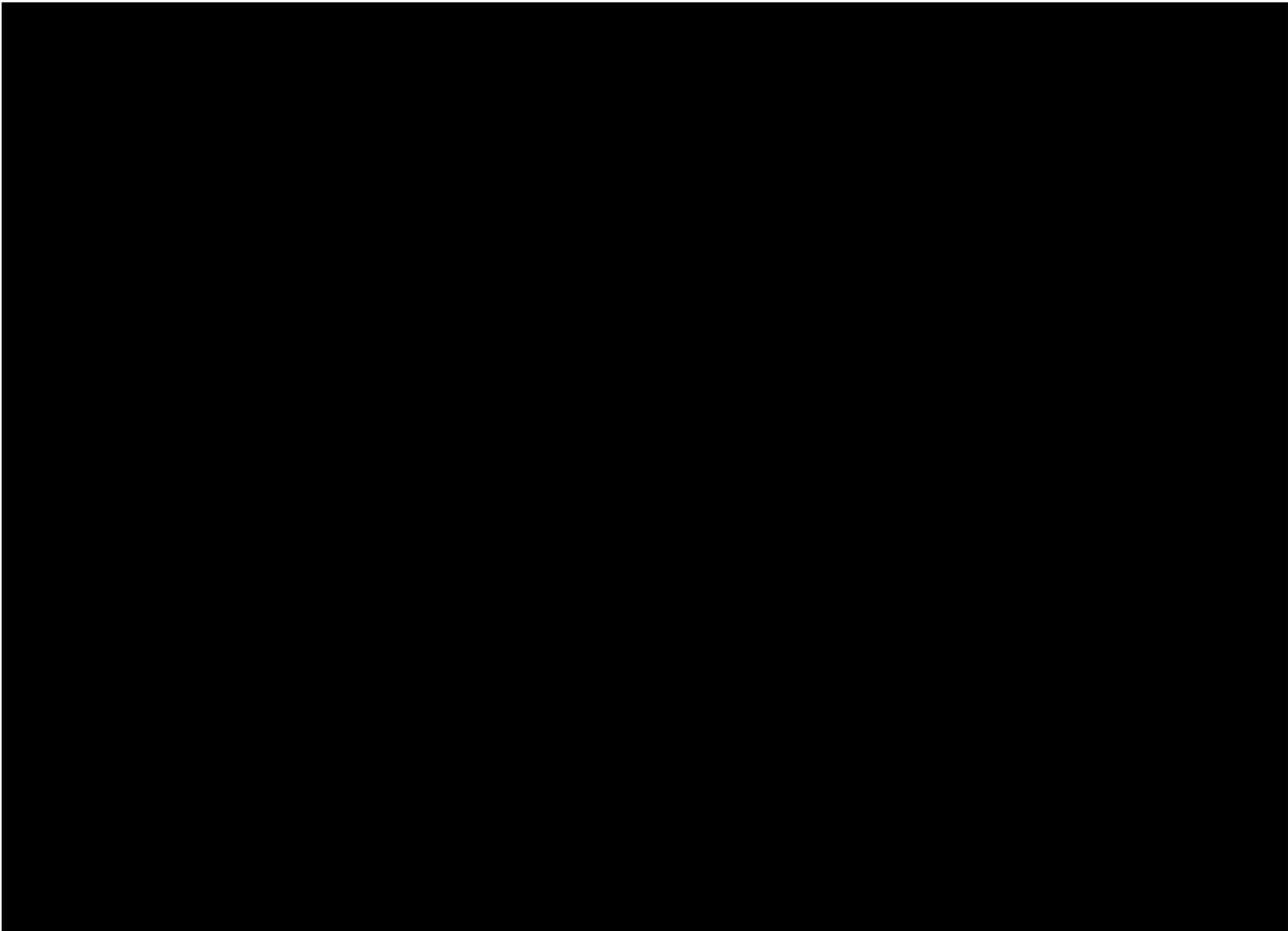


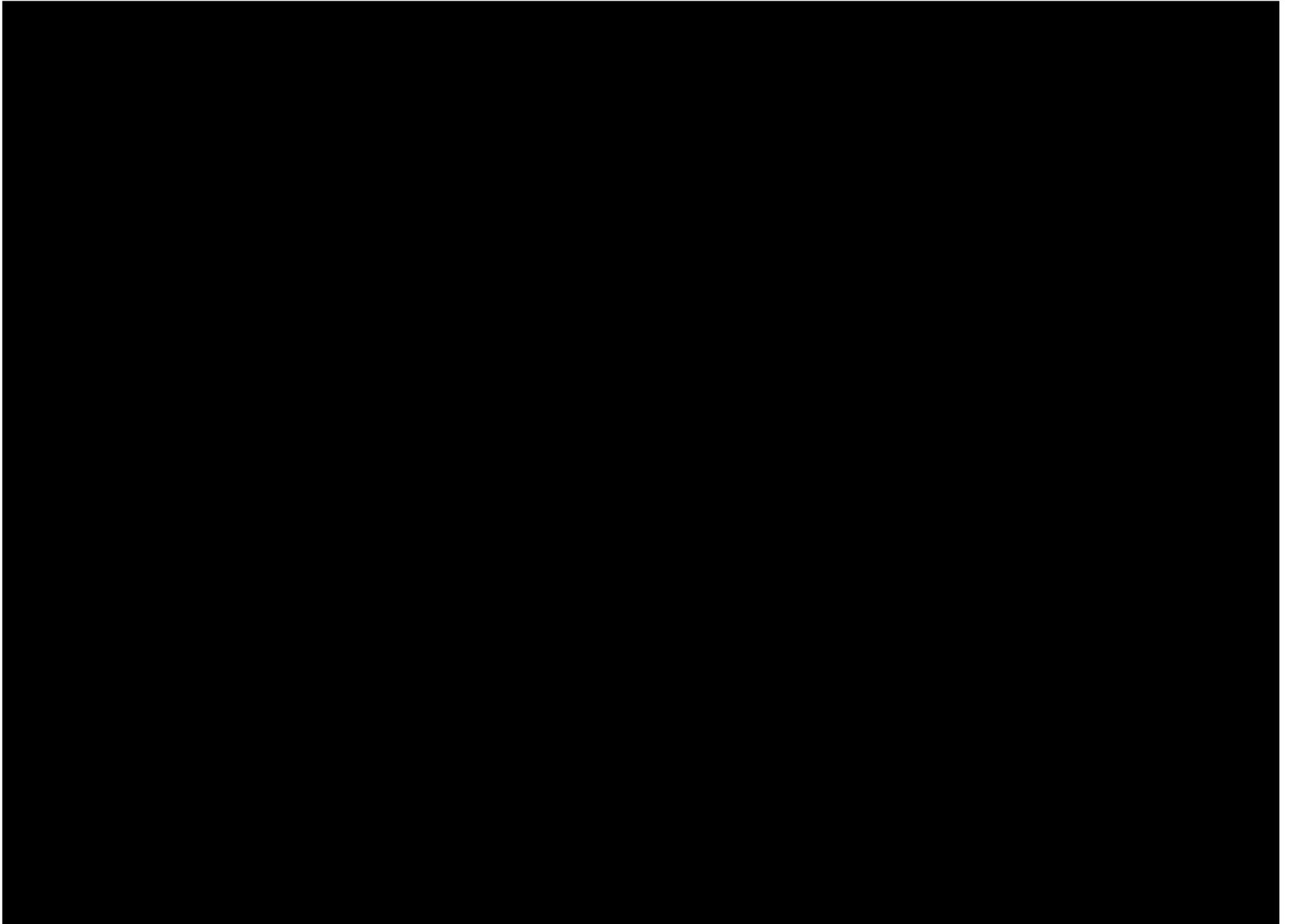


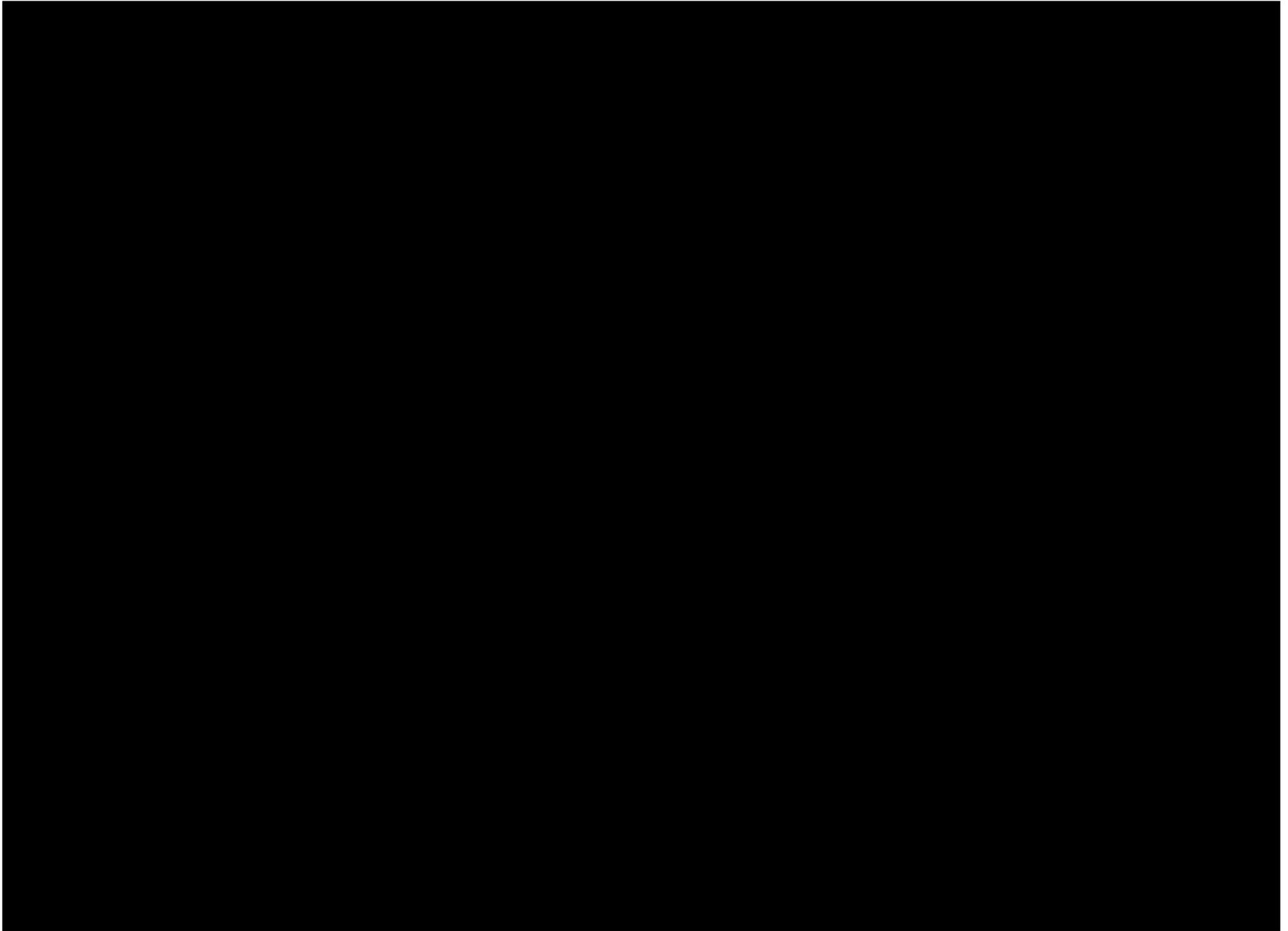




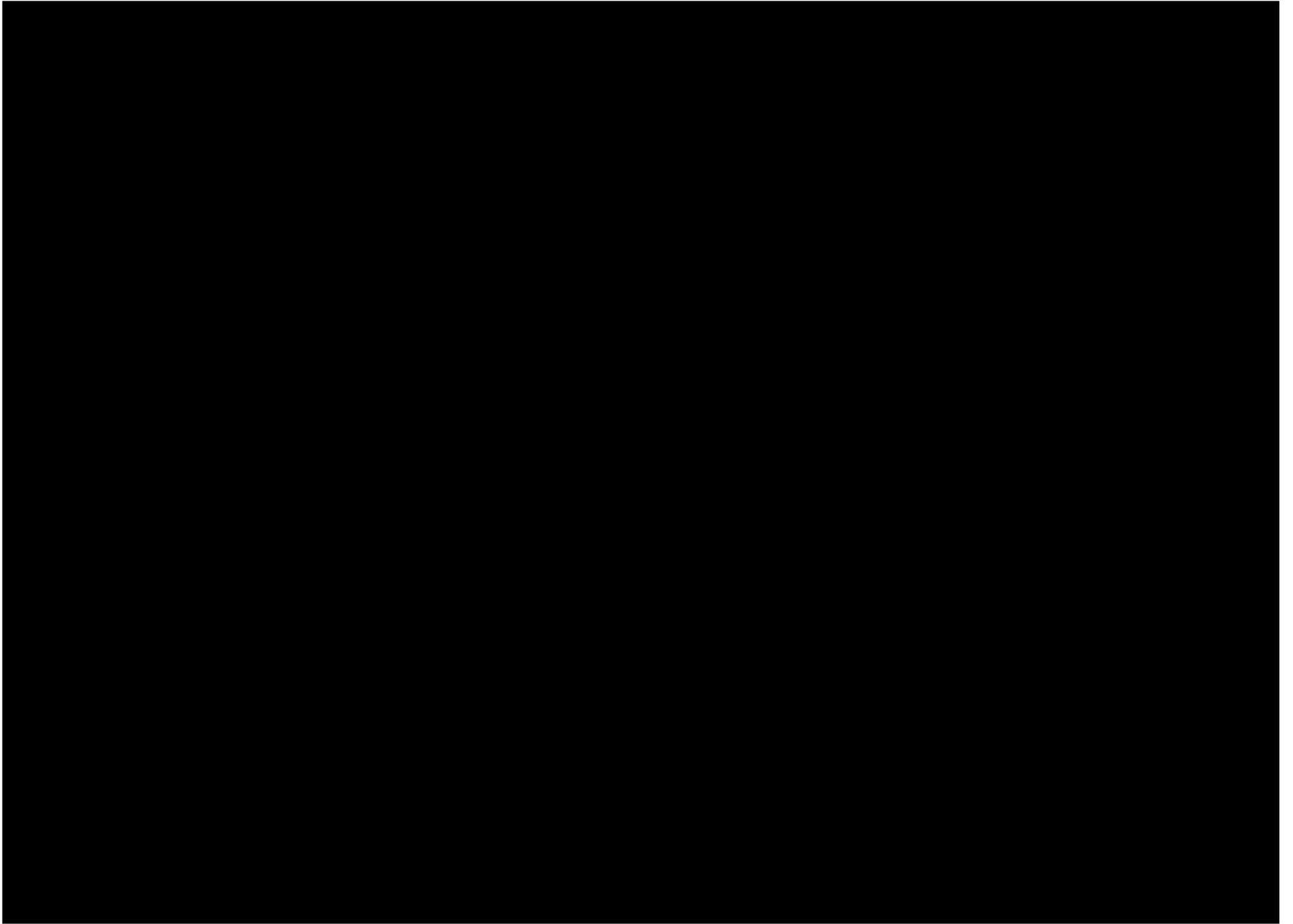




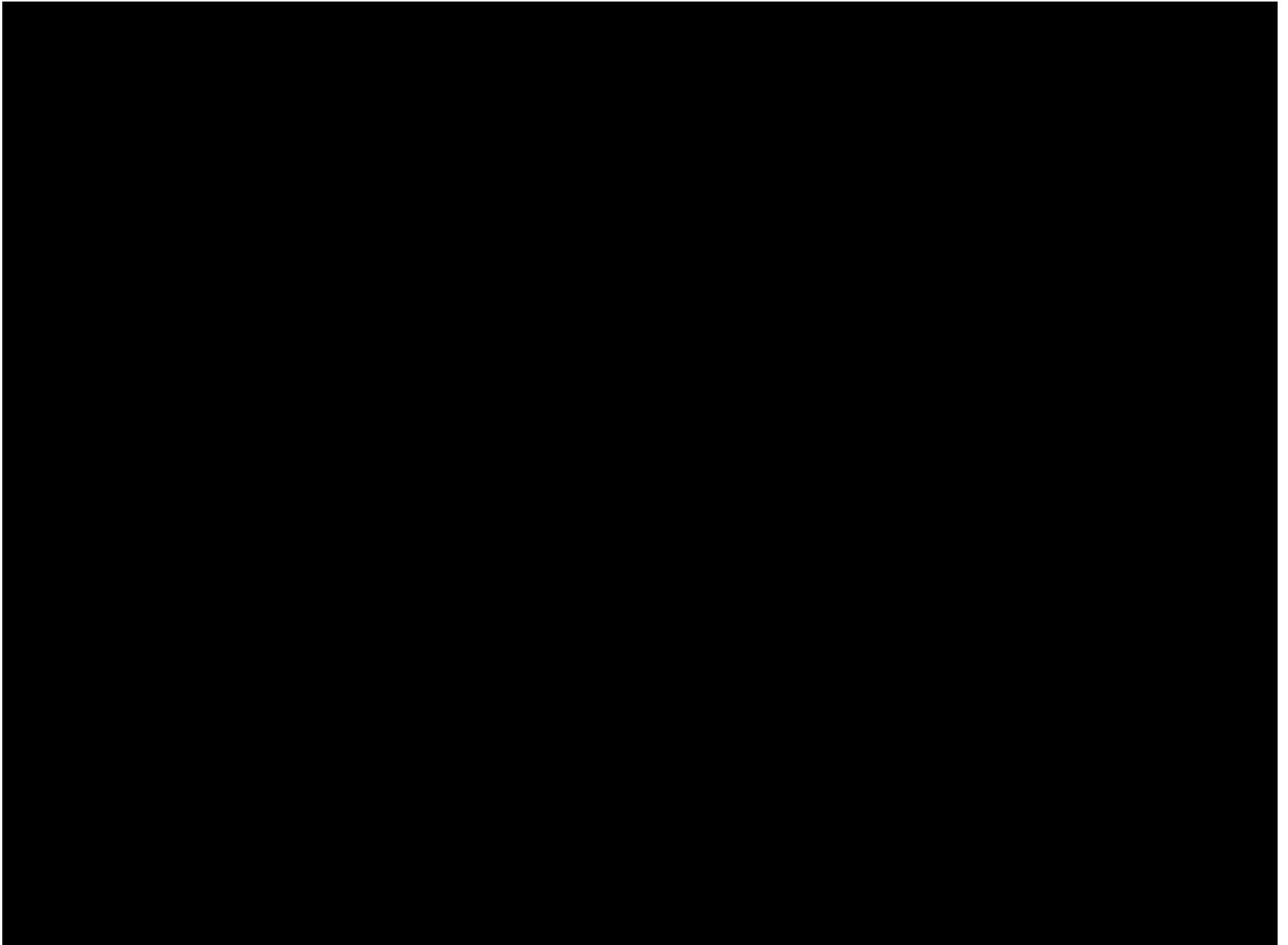


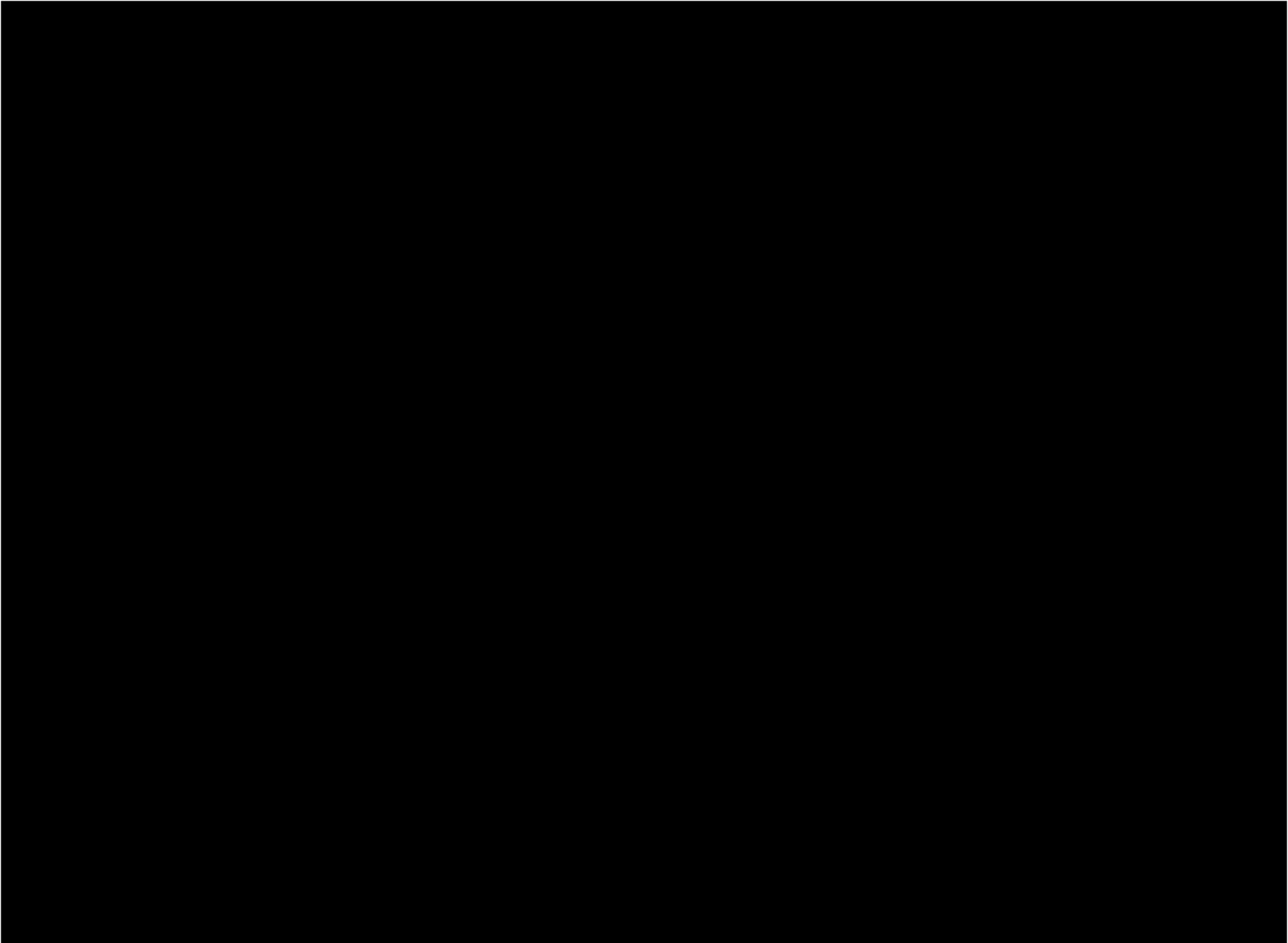


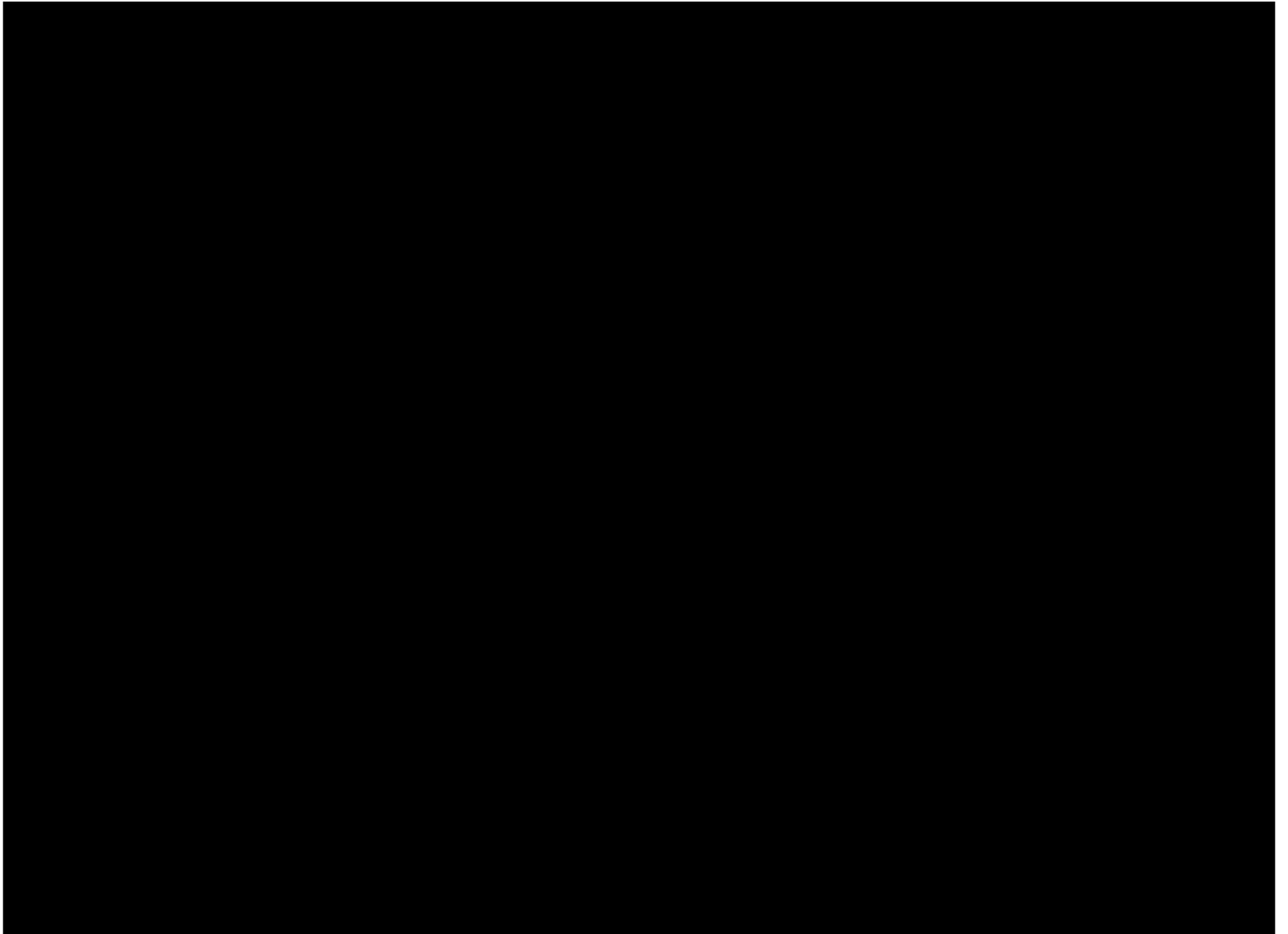






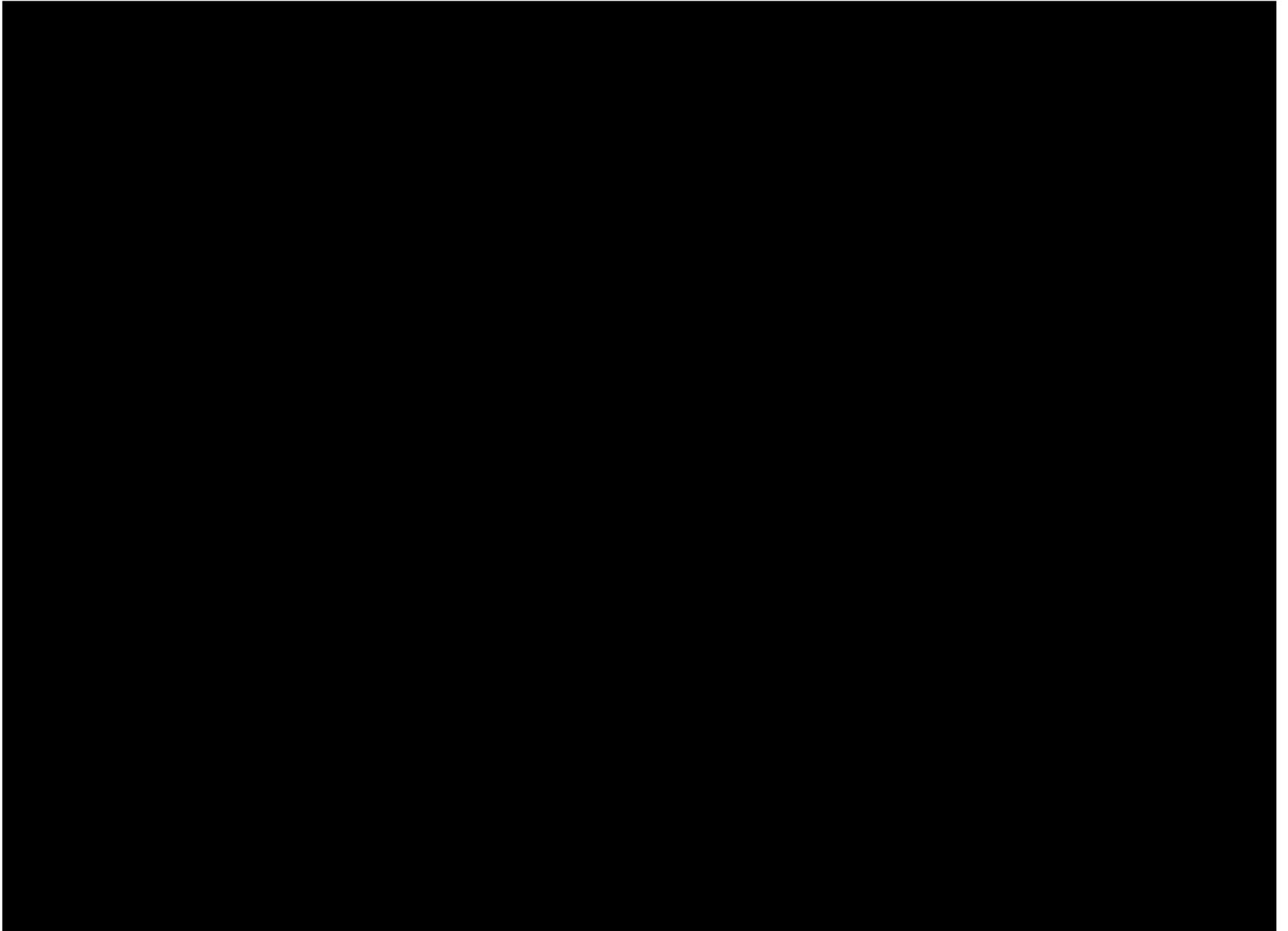














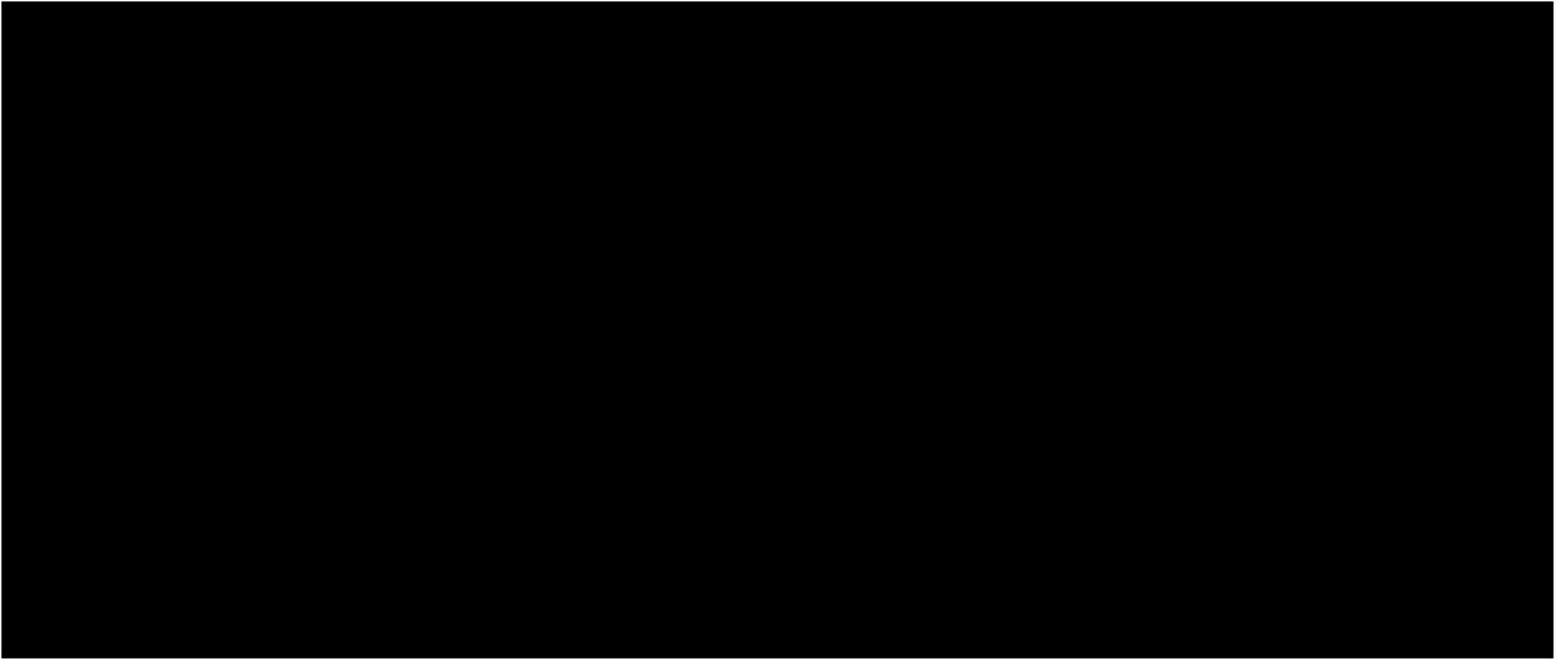




Exhibit K

