CALIFORNIA PUBLIC UTILITIES COMMISSION

ADVICE LETTER FILING SUMMARY ENERGY UTILITY

MUST BE COMPLETED BY LSE (Attach additional pages as needed)		
Company name/CPUC Utility No. Noble Americas Energy Solutions LLC		
Utility type:	Contact Person for questions and approval letters: Greg Bass	
☑ ELC ☐ GAS	Phone #: 619-684-8199	
□ PLC □ HEAT □ WATER	E-mail: GBass@NobleSolutions.com	
EXPLANATION OF UTILITY TYPE		(Date Filed/ Received Stamp by CPUC)
ELC = Electric GAS = Gas PLC = Pipeline HEAT = Heat WATER = Water		
Advice Letter (AL) #: 44-ESP		
Subject of AL: Greenhouse Gas Emission Performance Standard		
Tier Designation: □ 1 ☑ 2 □ 3		
Keywords (choose from CPUC listing):		
AL filing type: □ Monthly □ Quarterly ☑ Annual □ One-Time □ Other		
If AL filed in compliance with a Commission order, indicate relevant Decision/Resolution: D.07-01-039		
Does AL replace a withdrawn or rejected AL? If so, identify the prior AL No		
Summarize differences between the AL and the prior withdrawn or rejected AL ¹ : N/A		
Resolution Required? □ Yes ☑ No		
Requested effective date: March 13, 2013		No. of tariff sheets: <u>N/A</u>
Estimated system annual revenue effect: (%): <u>N/A</u>		
Estimated system average rate effect (%): <u>N/A</u>		
When rates are affected by AL, include attachment in AL showing average rate effects on customer classes (residential, small commercial, large C/I, agricultural, lighting).		
Tariff schedules affected: <u>N/A</u>		
Service affected and changes proposed¹: <u>N/A</u>		
Pending advice letters that revise the same tariff sheets: <u>N/A</u>		
Protests and all other correspondence regarding this AL are due no later than 20 days after the date of this filing, unless otherwise authorized by the Commission, and shall be sent to:		
CPUC, Energy Division Attention: Tariff Unit 505 Van Ness Ave., San Francisco, CA 94102	U	tility Info (including e-mail)

¹ Discuss in AL if more space is needed.



February 11, 2013

CA Public Utilities Commission Energy Division Attention: Tariff Unit 505 Van Ness Avenue, 4th Floor San Francisco, CA 94102-3298

Re: GHG Environmental Performance Standard (EPS) Compliance Filing

Pursuant to Ordering Paragraph No. 4 of Decision ("D.") 07-01-039, issued in R. 06-04-009 on January 25, 2007, Noble Americas Energy Solutions LLC ("Noble Solutions") hereby submits this annual Attestation Letter affirming that the financial commitments Noble Solutions has entered into for generation during the prior calendar year are in compliance with the greenhouse gas ("GHG") emissions performance standard ("EPS"). Specifically, Noble Solutions is in compliance with the EPS.

Effective Date: March 13, 2013 – 30 days after filing

Tier Designation: Tier 2 Designation

Purpose

This Attestation Letter provides information as required by D.07-01-039 for LSEs (electrical corporation, electric service provider, or community choice aggregator) with new long-term financial commitments (defined on Page 3 in Attachment 7 of D.07-01-039). This Attestation Letter demonstrates that for 2012, all financial commitments entered into by Noble Solutions are compliant with the EPS.

Background

D.07-01-039 requires all Load Serving Entities ("LSEs") to file annual Attestation Letters, due February 15 of each year, attesting to the Commission that the financial commitments entered into for generation during the prior calendar year are in compliance with the EPS. D.07-01-039 requires LSEs to file Attestation Letters as an advice letter and serve the Attestation Letter on the service list in Rulemaking ("R.") 06-04-009. This Attestation Letter is filed pursuant to that process.

D.07-01-039 requires LSEs to include a listing of long-term financial commitments of five years or longer that they have entered into during the prior year. Note that long-term financial commitments can be compliant if any of the following apply:

Noble Americas Energy Solutions LLC

A member of the Noble Group

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- 1) not in a baseload powerplant;
- 2) generation using pre-approved renewable resource technology;
- as of 6/30/07) with an increase in rated capacity less than 50 megawatts (MW);
- 4) net emission rate of each baseload facility underlying a covered procurement does not exceed 1,100 lbs of CO₂ per megawatt hour (MWh);
- 5) Exemption related to: reliability exemption, extraordinary circumstances or financial harm, and CO₂ sequestration through injection in geological formations.

This Attestation Letter comports with the requirements outlined above.

Protests

This compliance filing is not subject to protest pursuant to General Order 96-B, Energy Industry Rule 9.

Correspondence

Any correspondence regarding this compliance filing should be sent by email to the attention of:

Greg Bass (GBass@NobleSolutions.com)
Bryan White (BWhite@NobleSolutions.com)

Compliance Documentation

The following paragraph is information regarding Noble Solutions' long-term financial commitment that is subject to the EPS requirements.

Noble Solutions entered into one long-term financial commitment in 2012 and amended one existing long-term agreement. Noble Solutions made these commitments to comply with the long-term contracting requirement as articulated in Commission D.12-06-038. Both the new and the altered financial commitment were with Utica Power Authority ("UPA") for a defined delivered quantity of CEC approved RPS-eligible power (i.e. renewable energy).

Based on the UPA provided annual capacity factor data, the long-term financial commitment is EPS compliant based on Item #1, as found in the Background section of compliance factors listed above (i.e. less than 60%). In addition, the long-term financial commitment is EPS compliant based on Item #2 from the same above list. UPA's CEC-RPS IDs are 60520A and 60521A.

CERTIFICATION

- (1) I have reviewed, or have caused to be reviewed, this compliance submittal.
- (2) Based on my knowledge, information, or belief, this compliance submittal does not contain any untrue statement of a material fact or omit to state a material fact necessary to make the statements true.
- (3) Based on my knowledge, information, or belief, this compliance submittal contains all of the information required to be provided by Commission orders, rules, and regulations.

Include the name and contact information for the LSE officer(s) certifying the above:

2/11/2013

Date

William B. Goddard

Vice President - Commodity Supply & Operations

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