2024 Affidavit for Seeking TP Deliverability and Parking

CAISO Queue Position/WDAT Identifier:

Project Name:

PTO:

This affidavit is being submitted in satisfaction of the requirements in Sections 8.9.2 “Second Component: Allocating TP Deliverability” of Appendix DD to the Tariff of the California Independent System Operator Corporation (“CAISO”). Unless otherwise specified, all terminology used herein, including capitalized terms, has the meaning set forth in Appendix DD to the CAISO Tariff.

1. I, [name], the undersigned, as a representative of [Interconnection Customer legal entity name], (“Interconnection Customer”), am authorized to represent the project and queue position identified above (“Project”) and Interconnection Customer.
2. The Interconnection Customer is, per the definition in the CAISO Tariff, the Interconnection Customer of record with respect to the Project seeking to interconnect to the CAISO Controlled Grid or requesting Deliverability for a distribution-connected Project. The Project described herein is the same proposed Generating Facility as described in the Interconnection Request.
3. **Transmission Plan Deliverability Allocation Group Eligibility (select one)**

The Project will not seek a Transmission Plan (“TP”) Deliverability allocation.

The Project will therefore not receive a TP Deliverability allocation and park.[[1]](#footnote-2)

The Project will proceed through the GIDAP process as Energy Only. Pursuant to GIDAP Section 6.7.2.6 the cost responsibility or Interconnection Financial Security for any assigned Delivery Network Upgrades may not be reduced.

*[Continue to signature section*]

The Project has requested Full Capacity Deliverability Status or Partial Capacity Deliverability Status on its Interconnection Request, has not been converted to Energy-Only, and is seeking a TP Deliverability allocation for all or a portion of the Project’s capacity. *[Read allocation group selection instructions on following page and enter allocation group selection(s)]*

The Project (or a portion of the Project’s capacity for projects with Partial Capacity Deliverability Status) is Energy-Only, seeking an allocation of TP Deliverability, and will submit a $60,000 study deposit at the time it submits this affidavit pursuant to Appendix DD Section 8.9.2 The Interconnection Customer agrees to pay its share of the costs to perform the Energy-Only TP Deliverability study in accordance with Appendix DD, and its Generator Interconnection Study Process Agreement or its Generator Interconnection Agreement. *[Read allocation group selection instructions on following page and enter allocation group selections]*

**Transmission Plan Deliverability Allocation Group Selection Instructions**

* Please read the allocation group descriptions in Appendix 1 and indicate the Project’s allocation group selection(s) in the Allocation Group Selection Table below.
* Please provide the details of the capacity seeking an allocation under Capacity Details
* If seeking TP Deliverability under multiple allocation groups please detail the portion of Project capacity that applies to each allocation group selection, and enter the details under Capacity Details.
* If the Project is seeking TP Deliverability for capacity that has been effected through a modification, please check the box in Capacity Details and provide details.
* If the Project is seeking TP Deliverability for capacity under allocation group C, enter the Resource ID under “C” in the Allocation Group column.

**Table 1 - Allocation Group Selection**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **Allocation Group** | **Project Capacity Status** | **Commercial Status** | **Mark Allocation Group Selection** | **Next Steps** |
| **A** | Any project capacity (active IR or achieved commercial operation) | Executed power purchase agreement requiring FCDS or interconnection customer is an LSE serving its own load |  | * Fill in Table 2- Affidavit Scoring Table * Provide PPA details separately for capacity associated with each PPA in Table 3 – PPA Details * Provide Copy of PPA with this affidavit * Continue to signature page |
| **B** | Any project capacity (active IR or achieved commercial operation) | Shortlisted for power purchase agreement or actively negotiating a power purchase agreement |  | * Fill in Table 2- Affidavit Scoring Table * Provide PPA details separately for capacity associated with each PPA in Table 4 – PPA / Shortlisting Details * Provide PPA / Shortlisting documentation with this affidavit * Continue to signature page |
| **C** | Any project capacity that achieved commercial operation | Commercial operation achieved |  | * Continue to signature page |
| **D** | Any active project capacity that meets the allocation group D criteria | **See ISO Tariff Appendix DD Section 8.9.2.3 (provided below)** |  | * Fill in Table 2- Affidavit Scoring Table * Continue to signature page |

**Capacity Details**

The Project is seeking TP Deliverability under multiple allocation groups

The Project is seeking TP Deliverability for capacity that has been effected through an approved modification.

Each row will require separate Tables 3 and 4 as applicable

|  |  |  |  |
| --- | --- | --- | --- |
| Gen Type | Fuel Type | MW | Allocation Group[[2]](#footnote-3) |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |

Additional Comments (optional, all groups):

**Table 2 - Affidavit Scoring**

* Please read the group descriptions in Appendix 1 and indicate the Project’s allocation group selection(s) in the Allocation Group Selection Table below.

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **Points** | **Permitting** | **Power Purchase Agreement Status**  **(Group A)** | **Shortlist Status (Group B)** | **Land Acquisition** |
| 10 | Has Final government permit to construct |  |  |  |
| 7 |  |  |  | Site Control - Legal right to construct 100% of project |
| 5 | Draft Environmental Report w/no significant impact that cannot be mitigated | Has regulator-approved power purchase agreement[[3]](#footnote-4) |  |  |
| 3 | Data adequate | IC is a Load Serving Entity constructing its project to serve its own Load pursuant to a regulatory requirement | IC is actively negotiating a power purchase agreement | Site Exclusivity |
| 1 | Applied |  |  |  |
| 0 (Min. Req.) |  | Has executed power purchase agreement awaiting regulatory approval | No power purchase agreement, included in shortlist |  |

Additional Comments (optional, all selections):

**Table 3 - Power Purchase Agreement Details for each row above (copy the table)**

**Table 1**: **Power Purchase Agreement Details**

[A copy of the PPA and substantiation of claims must be submitted with this affidavit - financial information may be redacted]

**Procuring Entity Name:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Procuring Entity is an LSE meeting its own RA obligation?

Procuring Entity is not an LSE

**Procuring Entity Contact Name:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Procuring Entity Contact Email:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Procuring Entity Contact Phone Number:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**PPA Project Name**\***:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Capacity procured by PPA:** \_\_\_\_\_\_\_\_

**Capacity procured by PPA as Deliverable:** \_\_\_\_\_\_\_\_

**Gen Type of Deliverable Capacity procured:** \_\_\_\_\_\_\_\_

**Execution Date:** \_\_\_\_\_\_\_\_\_\_\_

**Regulatory Authority Name:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Regulatory Approval Date:** \_\_\_\_\_\_\_\_\_\_\_

**Advice Letter or RAM RFO Number:** \_\_\_\_\_\_\_\_\_\_\_

Optional Comments:

\*as listed on the CPUC [RPS Monthly Project Status Table](https://www.cpuc.ca.gov/RPS_Reports_Data/), if applicable

**Table 4 – Negotiating Power Purchase Agreement / Shortlisting Details for each row above (copy the table)**

**Table 2**: **Power Purchase Agreement / Shortlisting Details**

[A copy of the RFO/RFP or proposed agreement and substantiation of claims must be submitted with this affidavit - financial information may be redacted]

**Procuring Entity Name:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Procuring Entity is an LSE meeting its own RA obligation?

Procuring Entity is not an LSE

**Procuring Entity Contact Name:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Procuring Entity Contact Email:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Procuring Entity Contact Phone Number:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Project Name in Agreement** \***:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Capacity to be procured:** \_\_\_\_\_\_\_\_

**Capacity to be procured as Deliverable:** \_\_\_\_\_\_\_\_

**Gen Type of Deliverable Capacity procured:** \_\_\_\_\_\_\_\_

**Scheduled Execution Date:** \_\_\_\_\_\_\_\_

**Regulatory Authority Name:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Regulatory Approval Date:** \_\_\_\_\_\_\_\_

**Advice Letter or RAM RFO Number:** \_\_\_\_\_\_\_\_

Optional Comments:

\*as listed on the CPUC [RPS Monthly Project Status Table](https://www.cpuc.ca.gov/RPS_Reports_Data/), if applicable

I, [name] declare under penalty of perjury that the foregoing statements are true and correct to the best of my knowledge.

Legal name of the Interconnection Customer:

Name of Parent Company (if applicable):

First Name:

Last Name:

Title:

Date (MM/DD/YYYY):

Signature:

**Instructions for Submitting Energy-Only TP Deliverability Study Deposit**

Pursuant to Appendix DD Section 8.9.2, Interconnection Customers requesting an Energy-Only TP Deliverability study, including projects that added generation through an approved/completed MMA or post-COD modification, must submit a $60,000 study deposit. The CAISO accepts study deposits via Fedwire, ACH, or bank check.

When submitting such Energy-Only TP Deliverability study request & associated wire transfer, prior to submittal, please notify the Interconnection Resources team by sending an email to [irinfo@caiso.com](mailto:irinfo@caiso.com) with a copy of the Fedwire or ACH receipt attached. Please be sure to reference the project name and Queue position in the email as well as in the notes area of wire transfer, ACH or bank check for ease of matching the affidavit and funds.

|  |  |
| --- | --- |
| **Mailing Address** | **Wiring Information:** |
| *California ISO*  *Attn: Grid Assets*  *P.O. Box 639014*  *Folsom, CA 95763-9014* | **Wells Fargo Bank (LGIP)**  **ABA 121000248**  **Acct 4122041825**  **Federal Tax ID # 94-3274043**  CAISO is a Corporation.  Funds must be received no later than close of affidavit submission window on Date ##, 202# |
| **Overnight Mailing Address** |
| *California ISO Attn: Grid Assets 250 Outcropping Way Folsom, CA 95630* |

Appendix 1 – Allocation Group Descriptions

**8.9.2 Second Component: Allocating TP Deliverability**

[…] The CAISO shall allocate available TP Deliverability to all or a portion of the full MW capacity of the Generating Facility as specified in the Interconnection Request. Where a criterion is met by a portion of the full MW generating capacity of the Generating Facility, the eligibility score associated with that criterion shall apply to the portion that meets the criterion. The demonstration must relate to the same proposed Generating Facility as described in the Interconnection Request.

(A) To Interconnection Customers that have executed power purchase agreements, and to Interconnection Customers in the current Queue Cluster that are Load Serving Entities serving their own Load.

(B) To Interconnection Customers that are actively negotiating a power purchase agreement or on an active short list to receive a power purchase agreement.

(C) To Interconnection Customers that have achieved Commercial Operation for the capacity seeking TP Deliverability.

(D) To Interconnection Customers electing to be subject to Section 8.9.2.3.

Energy Only capacity seeking TP Deliverability may not trigger the construction of Delivery Network Upgrades pursuant to Section 6.3.2. This includes, without limitation, capacity expansions effected through modification requests and capacity converted to Energy Only after failing to receive or retain a TP Deliverability allocation. The CAISO will allocate TP Deliverability to Energy Only Interconnection Customers requesting Deliverability after FCDS and PCDS Interconnection Customers within its allocation group and solely based on TP Deliverability available from existing transmission facilities, from already planned upgrades in the CAISO Transmission Planning Process, or upgrades assigned to an interconnection project that has an executed GIA and currently has a TP Deliverability allocation. […]

Beginning with new awards in the 2023-2024 TP Deliverability allocation cycle, for an Interconnection Customer seeking to receive or retain TP Deliverability to represent that it has, is negotiating, or is shortlisted for a power purchase agreement under this GIDAP, the agreement must meet the following criteria:

(1) the agreement has a term of no less than five (5) years. Interconnection Customers with multiple, short-term agreements for the same capacity may meet this criterion where the combined terms are five (5) years or more; and

(2) the counterparty must:

(a) be a Load Serving Entity procuring the capacity to meet its own Resource Adequacy obligation; or

(b) demonstrate it has a contract to provide the capacity for at least one (1) year to a Load Serving Entity for a Resource Adequacy obligation.

Interconnection Customers may seek a TP Deliverability allocation under Groups A or B if they meet all tariff criteria except the counterparty criterion (2); however, within thirty (30) days of receiving a TP Deliverability allocation, they must demonstrate they meet the counterparty criterion or provide a deposit of $10,000 per MW of allocated TP Deliverability, but in no case less than $500,000. The CAISO will deposit these funds in an interest-bearing account at a bank or financial institution designated by the CAISO. The CAISO will refund the deposit when the Generating Facility begins Commercial Operation or meets the counterparty criterion, whichever is earlier. To the extent the Interconnection Customer withdraws, is deemed withdrawn, converts to Energy Only, or otherwise downsizes or eliminates the capacity allocated TP Deliverability, the deposit or commensurate portion thereof will be non-refundable, and the CAISO will process it and any accrued interest pursuant to Section 7.6.

Interconnection Customers that received and retained TP Deliverability allocations before the 2023-2024 cycle are not subject to the minimum term or counterparty requirements for those allocations, including under Section 6.7.4 and this Section 8.9. If they re-seek TP Deliverability for any reason during or after the 2023-2024 cycle, they would be subject to these requirements in seeking a new allocation or retaining a new allocation.

For all TP Deliverability allocations based upon having, negotiating, or being shortlisted for power purchase agreements, the CAISO will allocate TP Deliverability up to the amount of deliverable MW capacity procured by the power purchase agreement. All Load Serving Entities building Generating Facilities to serve their own Load must be doing so to fulfill a regulatory requirement that warrants Deliverability. Load Serving Entities acting as Interconnection Customers are otherwise eligible for all other attestations.

**8.9.2.3 TP Deliverability Group D**

This section applies to any Interconnection Customer that seeks a TP Deliverability allocation under group D, regardless of whether the Interconnection Customer receives an allocation from group D or later converts to Energy Only. For the entire Generating Facility, including Energy Only portions, the Interconnection Customer may not request suspension under its GIA, delay providing its notice to proceed as specified in its GIA, or delay its Commercial Operation Date beyond the date established in its Interconnection Request when it requested TP Deliverability[[4]](#footnote-5). Extensions due to Participating TO construction delays will extend these deadlines equally. Interconnection Customers that fail to proceed toward their Commercial Operation Dates under these requirements and as specified in their GIAs will be withdrawn.

If an Interconnection Customer demonstrates it has received a power purchase agreement, the portion of the Generating Facility procured by the power purchase agreement is not subject to this Section.

Notwithstanding Section 8.9.4, if an Interconnection Customer receives a TP Deliverability allocation in the amount it requested, it must accept the allocation or withdraw.

Beginning with the 2023-2024 TP Deliverability allocation process, Interconnection Customers may not seek TP Deliverability through this group D for any capacity that is Energy Only. This includes, without limitation, capacity expansions effected through modification requests and capacity converted to Energy Only after failing to receive or retain a TP Deliverability allocation.

**Appendix 2 – Scoring Descriptions**

**The Project’s Power Purchase Agreement Status** (applicable to Allocation Group A only):

1. (5 points) The Interconnection Customer represents to the CAISO that it has a regulator-approved power purchase agreement.
2. (3 points) The Interconnection Customer is a Load-Serving Entity constructing its project to serve end users in its own service area pursuant to a regulatory requirement.
3. (0 points – Minimum Requirement for Group A) The Interconnection Customer represents to the CAISO that it has an executed power purchase agreement.

**Project’s Shortlist Status** (applicable to Allocation Group B only):

1. (3 points) The Interconnection Customer is actively negotiating a power purchase agreement
2. (0 Points) The Interconnection Customer is on an active short list or other commercially recognized method of preferential ranking of power providers by a prospective purchaser Load Serving Entity or procuring entity

**The Project’s Permitting Status** (Groups A - D):

1. (10 points) The Interconnection Customer has received its final governmental permit or authorization allowing the Generating Facility to commence construction.
2. (5 points) The Interconnection Customer has received a draft environmental report (or equivalent environmental permitting document) indicating likely approval of the requested permit and/or which indicates that the permitting authority has not found an environmental impact which would likely prevent the approval. For purposes of this requirement, a draft environmental report can take the form of a draft environmental impact report, draft environmental impact statement, environmental assessment, mitigated negative declaration, or CEC preliminary staff assessment. Findings that would qualify as those which would indicate likely approval include no environmental impacts found that cannot be mitigated to insignificance, or in the case of a National Environmental Policy Act document, the Project has been identified as the preferred alternative. If Federal or State Endangered Species Act permits are required, draft environmental reports for such permits have been received and similarly either indicate likely approval or do not find an impact that would likely prevent approval.
3. (3 points) The Interconnection Customer has applied for the necessary governmental permits or authorizations and the authority has deemed such documentation as data adequate for the authority to initiate its review process.
4. (1 point) The Interconnection Customer has applied for the necessary governmental permit or authorization for the construction.

**The Project’s Land Acquisition Status** (Groups A - D):

1. (7 points) The Interconnection Customer can demonstrate a present legal right to begin construction of the Generating Facility on one hundred percent (100%) of the real property footprint necessary for the entire Generating facility
2. (3 points)The Interconnection Customer can demonstrate Site Exclusivity.

**Appendix 3 – Other Tariff Excerpts**

**6.7.2.6** In addition to the options provided in this GIDAP, an Interconnection Customer may convert to Energy Only, Partial Capacity Deliverability Status, or a lower fraction of Partial Capacity Deliverability Status after the completion of its Phase II Interconnection Study. This conversion will become effective through the reassessment process described in Section 7.4. Except (i) as provided in Section 8.9.3.2 (ii) due to not receiving the requested TP Deliverability allocation, or (iii) due to declining a TP Deliverability allocation, Interconnection Customers that become Energy Only after their Phase II Interconnection Study may not reduce their cost responsibility or Interconnection Financial Security for any assigned Delivery Network Upgrades as a result of converting to Energy Only unless the CAISO and Participating TO(s) determine that the Interconnection Customer’s assigned Delivery Network Upgrade(s) is no longer needed for current Interconnection Customers.

8.9.4 Parking for Option (A) Generating Facilities

For an Option (A) Generating Facility in the current Interconnection Study Cycle that either was allocated less TP Deliverability than requested or does not desire to accept the amount allocated the Interconnection Customer shall select one of the following options:

(1) Withdraw its Interconnection Request

(2) Enter into a GIA, in which case the Interconnection Request shall automatically convert to Energy Only Deliverability Status. In such circumstances, upon execution of the GIA, any Interconnection Financial Security shall be adjusted to remove the obligation for Interconnection Financial Security pertaining to LDNUs

(3) Park the Interconnection Request; in which case the Interconnection Request may remain in the Interconnection queue until the next allocation of TP Deliverability in which it may participate in accordance with the requirements of Section 8.9.2. Parking an Interconnection Request does not confer a preference with respect to any other Interconnection Request with respect to allocation of TP Deliverability.

**Appendix 4 – BPM for GIDAP Provisions to Note**

Section 6.2.9.4

[…] The CAISO reviews the power purchase agreements with entities without a Resource Adequacy obligation to verify the power purchase agreement requires Full Capacity Deliverability Status, and to ensure there are no corporate relationships between the contracting entities. The CAISO will reject agreements that it deems are designed to circumvent the CAISO’s tariff and purpose of prioritizing TP Deliverability allocation by groups to ensure that projects are considered for an allocation in order of viability based on contracting status.[…]

1. GIDAP Section 8.9.4 [↑](#footnote-ref-2)
2. Include Resource ID for allocation group C [↑](#footnote-ref-3)
3. If your PPA does not require any form of regulatory approval, including from a CCA, municipal, or county board, you may indicate that you have regulatory approval. [↑](#footnote-ref-4)
4. The COD confirmed as part of the Phase ll study results meeting will be considered the Commercial Operation Data at the time TP Deliverability was requested. [↑](#footnote-ref-5)