



COMMONWEALTH OF MASSACHUSETTS  
OFFICE OF CONSUMER AFFAIRS  
AND BUSINESS REGULATION  
**DIVISION OF ENERGY RESOURCES**

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January 30, 2004

Mr. Daniel V. Gulino  
Senior Vice President & General Counsel  
Ridgewood Power Management LLC  
947 Linwood Avenue  
Ridgewood, NJ 07450

**RE: RPS Eligibility Decision  
Johnston Landfill & Johnston Landfill Expansion [LG-1020-02 Amended]**

Dear Mr. Gulino,

On behalf of the Division of Energy Resources (the Division), I am pleased to inform you that your Application to amend the Statement of Qualification for Johnston Landfill to include the Johnston Landfill Expansion, pursuant to the Massachusetts Renewable Energy Portfolio Standard (RPS) Regulations, 225 CMR 14.00, is hereby approved. The Division finds that the Generation Units meet the requirements for eligibility as New Renewable Generation Units pursuant to 225 CMR 14.05. Qualification of these Generation Units is, however, subject to the following provisions:

1. Johnston Landfill Expansion is located at a site of Vintage Generation, namely the site of Johnston Landfill. As such, both Generation Units share the Johnston Landfill's Historical Generation Rate, which is determined to be 86,901 MWh. The two Generation Units shall share the Historical Generation Rate in the manner and by the procedures prescribed in the attached Statement of Qualification – Amended, dated January 30, 2004.

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2. The Owner or Operator of the two Generation Units shall provide to the Division electricity output information and any other reports prescribed in the attached Statement of Qualification – Amended.
3. DOER retains the right to revise at any time the procedure and requirements set forth in the attached Statement of Qualification – Amended.

Each Massachusetts New Renewable Generation Unit is assigned a unique Massachusetts RPS Identification Number (MA RPS ID#), which must be included in all correspondence with the Division. Johnston Landfill and Johnston Landfill Expansion share a single MA RPS ID#: **LG-1020-02**.

The Division wishes to remind you of the notification requirements for changes in eligibility status contained in 225 CMR 14.06(3). The Owner or Operator of the Generation Unit shall submit notification of such changes to the Division no later than five days following the end of the month during which such changes were implemented.

The Division also wishes to remind you to be cognizant of the Operating Rules and the reporting requirements of the NEPOOL GIS, which may be amended from time to time, and compliance with which may affect the RPS qualification of your Generation Units' GIS certificates.

Finally, please note that the MA RPS qualification of Johnston Landfill Expansion will be effective at the NEPOOL GIS as of January 1, 2004.

Sincerely,



Robert Sydney  
General Counsel

Encl.(1): Statement of Qualification

**COMMONWEALTH OF MASSACHUSETTS  
OFFICE OF CONSUMER AFFAIRS AND BUSINESS REGULATION  
DIVISION OF ENERGY RESOURCES**

**Statement of Qualification – Amended**

**Pursuant to the Renewable Energy Portfolio Standard  
Regulations at 225 CMR 14.00**

This Amended Statement of Qualification, provided by the Massachusetts Division of Energy Resources (“DOER”), signifies that the Generation Units identified below meet the requirements for eligibility as New Renewable Generation Units, pursuant to the Renewable Energy Portfolio Standard 225 CMR 14.05, as of the approval date of the Application for Statement of Qualification, the 17<sup>th</sup> day of January, 2003, and as amended this 30<sup>th</sup> day of January, 2004.

Authorized Representative’s Name and Address:

Mr. Daniel V. Gulino Senior Vice President & General Counsel Ridgewood Power Management LLC 947 Linwood Avenue Ridgewood, NJ 07450
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Names of Generation Units:

Johnston Landfill & Johnston Landfill Expansion
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Qualification of these Generation Units is subject to the following provisions:

1. Johnston Landfill (“Johnston”) is a Vintage Generation Unit, and Johnston Landfill Expansion (“Expansion”) is a Generation Unit located at the site of Vintage Generation. The Historical Generation Rate of Johnston and of the site of Vintage Generation (“Site”) that it shares with Expansion is determined to be 86,901 MWh. That Historical Generation Rate pertains to both Generation Units located at the Site, as well as to any additional Generation Units that may be located at the Site in the future, regardless of the status of Johnston.
2. For each of the first three quarters of each calendar year, Johnston shall be responsible for the Historical Generation Rate of the Site, subject to the provisions below. Only that quantity of electricity output at Johnston that exceeds the Historical Generation Rate, if any, may qualify as New Renewable Generation and, thereby, result in the creation of RPS-qualified certificates in the NEPOOL Generation Information System (“GIS”). All of the output of Expansion shall qualify as New Renewable Generation during this period and, thereby, result in the creation of RPS-qualified, GIS certificates, subject to the provisions below.
3. For the fourth quarter of each calendar year, Johnston shall remain responsible for the Historical Generation Rate of the Site, as described above. However, if Johnston’s total output for the year is less than the Historical Generation Rate, Expansion shall be responsible for the balance of the Historical Generation Rate, and the number of RPS-qualified, GIS certificates created for Expansion’s output shall be reduced accordingly.

4. DOER retains the right to revise at any time the procedure set forth in these provisions. DOER intends to make such a revision if and when the electricity output of Johnston presents a risk, as determined by DOER, that Johnston's cumulative annual output for a given calendar year is likely to be less than the Historical Generation Rate. Such revision may include, if necessary, making Expansion jointly responsible for the Historical Generation Rate earlier than the 4th Quarter of that year. Any such revision would be executed with the concurrence of the GIS Administrator, and in consultation with Ridgewood Power Management LLC ("Ridgewood") or any subsequent owner or operator, and such revision shall be binding on the Owners and Operators of both Generation Units.
5. Ridgewood shall send DOER a quarterly update of the electricity output of Johnston and Expansion within three weeks after the end of each calendar quarter. Such updates shall include (a) each month's output for each Generation Unit and the total for the two combined, (b) the quarterly total for each Unit and for the two combined, and (c) the year-to-date total for each Unit and for the two Units combined.
6. If the electricity output of Johnston in any month falls below 7,250 MWh, then Ridgewood shall send DOER a report within two weeks after the end of any such month, including an explanation of the shortfall, a prognosis of future output, and any plans to increase the output. In the event of such an occurrence, DOER may require subsequent monthly reports and other relevant information.

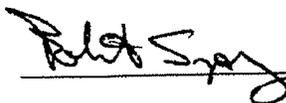
ISO-NE Generation Unit Asset Identification Numbers or NEPOOL-GIS Identification Numbers:

Johnston Landfill: 0451  
Johnston Landfill Expansion: 10366

Each New Renewable Generation Unit is assigned a unique Massachusetts RPS Identification Number. In this case, both Units share the number originally assigned to Johnston. Please include the MA RPS ID # on all correspondence with the Division.

**MA RPS ID #: LG-1020-02**

Pursuant to 225 CMR 14.06, the Owner or Operator of the New Renewable Generation Unit is responsible for notifying the Division of any change in eligibility status, and the Division may suspend or revoke this Statement of Qualification if the Owner or Operator of a New Renewable Generation Unit fails to comply with 225 CMR 14.00.



Date: January 30, 2004

Robert Sydney  
General Counsel  
Division of Energy Resources