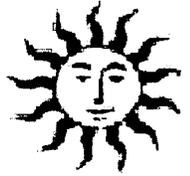


# GREAT BROOK ENTERPRISES



David M. Austin

819 County Road 28

South New Berlin, NY 13843-2233

Phone: 607-847-6366

D.B.A. Great Brook Enterprises (GBE)

Email: [DaveNRGman@awesomesonsolar.com](mailto:DaveNRGman@awesomesonsolar.com)

Web site <http://www.awesomesonsolar.com>

Fax: 607-847-9253

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Jaclyn A Brillling  
Secretary NYPSC  
3 Empire Plaza  
Albany, NY 12223-1350

Dear Secretary Brillling:

I am very concerned that if the proposed legislation in Senate **3669** and Assembly **6843** which you quote in your **4/1/05** letter passes there will be negative impact on renewable energy industries in New York. It has become clear that the most applicable renewable energy source is solar energy because it can work anywhere that isn't shaded. The Utility companies incorrectly view this as a threat. Thus some of the largest NY Utilities are opposed to expansion of solar energy. Unfortunately these companies fail to see the true value of solar to the rate payers and ultimately Utility profits. That is its ability to help meet peak loads. Peak loads often occur during the summer in southern NY in the middle of the sunniest day due to air conditioning. In northern NY the peak load on the grid can occur during the winter on the coldest days of the year. It is well known that cold weather is most **often** associated with clear skies due to an atmospheric effect called radiational cooling. The earth loses its heat to space most quickly when there are no clouds to trap the heat. Therefore there are sunny days to help meet this peak winter load.

NY Utilities have **powerful lobbying** resources and capability that the renewable energy industry does not have. My concern is that if the legislature gains more control over Systems Benefits Charge (SBC) and thus NYSERDA funding it automatically gives the Utilities almost direct veto power over NYSERDA programs. This could only have a negative impact on the growth of renewable energy in NY.

The renewable energy industry requires stable sources of funding that it can count on over several years in order to plan business expansion. If the **legislature** has the power to change the programs and level of SBC funding every year then annual fiscal uncertainty is introduced. This could result in a less stable renewable energy industry in NY and mean more jobs lost.

I look forward to the defeat of this added measure that could make doing renewable energy in New York more difficult.

Sincerely,

David M Austin

Manager

Great Brook Enterprises