

STATE OF NEW YORK DEPARTMENT OF PUBLIC SERVICE

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April 2, 2003

Via E-Mail

Re: Case 03-E-0188 - Proceeding on Motion of the Commission Regarding a Retail Renewable Portfolio Standard.

To Active Parties:

The purposes of this letter are (1) to convey to parties the agenda and planning details of the forthcoming Overview Forum to be held in Albany on Monday April 7 and Tuesday April 8, 2003; (2) to respond to parties' concerns regarding the availability of future opportunities to present experts if they do not plan to do so next week; (3) to instruct parties of the necessity to join an interest group; and (4) to inform parties of the goals of the first collaborative session, to be held at the close of the Overview Forum.

The following is the working agenda for the Overview Forum; additional specifics concerning speakers and subjects will be provided participants at the Forum, if not in advance. Because substitutions are still being offered, I am not listing individual speakers here; however, this will be the framework of the Overview Forum. I expect and encourage open discussion of issues with and among the panelists. The location of the forum will be Hearing Room A of the New York State Legislative Office Building (LOB), in Albany, New York. On the first day, April 7, 2003, the meeting will commence at 10:30 a.m.; on April 8 it will commence at 9:00 a.m. On both days the meeting will end at 5:00 p.m.

To Active Parties

April 2, 2003

Page 2

April 7, 2003

10:30 AM Opening

10:45 AM Discussion of procedures for working collaboratively and seeking consensus

12:00 PM Lunch

12:45 PM Overview of Renewal Portfolio Standards in other states

2:45 PM Break

3:00 PM Baseline Electric Generation Sources and Existing Renewable Projects and Programs in New York State

4:00 PM Green Marketing in New York State

5:00 PM Close

April 8, 2003

9:00 AM Technologies Overview

(This panel will include both overview analysis and presentations on specific technologies)

11:30 AM Trading, Accounting and Verification

(This panel will also include an overview and presentations on specific experiences and models)

1:15 PM Lunch

2:00 PM Collaborative Discussion

5:00 PM Adjourn

Several parties have expressed concerns that either they were unable to present their experts within this timeframe or the issues of particular concern to them do not appear on this agenda. Parties have questioned whether there will be a subsequent opportunity to present experts or to examine other important issues. I do not expect this to be parties' last opportunity to present expert opinion: only their first. The issues we will be examining at the Overview

To Active Parties

April 2, 2003

Page 3

Forum are focused on the threshold questions necessary for RPS design. We will be examining the other issues of concern to parties, and parties will have the opportunity to proffer expert opinion, if not necessarily in this form.

Parties have also asked me whether the DPS Staff table of issues is definitive and complete. Staff's filing represents its own position; the Staff issues list does begin the process of constructing a useful tool for our collaborative effort, however. I urge parties to propose additions to that list, to ensure that their interests are addressed; I expect to use it to help us develop a common blueprint for moving forward.

I have read parties' comments and appreciate the efforts to define interests and objectives for this process. However, analyzing fifty comments or positions is neither necessary nor feasible in the future. I have previously invited parties to group together around your common interests; I will now require you to do so. Parties that do not self-identify in an interest group will be grouped by me, and will need to work together to reach sufficient agreement to present issues jointly.

Finally, I plan to use our first full collaborative session on the afternoon of April 8, 2003 to discuss parties' interests and to craft a set of objectives to guide us in the design of a renewable portfolio standard for New York. We will also establish a workplan for the successive meetings to address the primary design choices.

Thank you in advance for your cooperation. I look forward to our productive discussions.

ELEANOR STEIN
Administrative Law Judge