

FEDERAL ENERGY REGULATORY COMMISSION
Washington, D. C. 20426

Project No. P-12611-007--New York
Roosevelt Island Tidal Energy Project
Verdant Power, LLC

July 24, 2015

Ronald F. Smith
Verdant Power, LLC
The Octagon
888 Main Street
New York, NY 10044

Subject: 2014 Annual Monitoring Reports - Article 401

Dear Mr. Smith:

We have received your 2014 Rare, Threatened and Endangered Species Report, Tagged Species Detection Annual Report and your Seasonal Species Characterization Netting Report, filed on June 9, 2015, for the Roosevelt Island Tidal Energy Project. The reports were filed pursuant to Article 401(b) of the project license.¹ Article 401(b) identifies certain conditions of the New York State Department of Environmental Conservation's (DEC) Section 401 water quality certification (WQC) that require the filing of annual reports with the Federal Energy Regulatory Commission (Commission) and other entities. The WQC Condition Nos. 12, 13, and 14 require the filing of the Seasonal Species Characterization Report, Tagged Species Detection Annual Report and the Rare, Threatened and Endangered Species Report, respectively, with the Commission by March 15 of each year that monitoring occurs. Prior to filing with the Commission, you are required to submit the reports to the DEC and allow a minimum of 30 days for review and comment. The final reports must include copies of any comments received and your response to the comments and recommendations received from the DEC.

Your filing did not indicate whether the reports were submitted to the DEC prior to filing with the Commission. Accordingly, your filing does not meet the annual filing requirements of Article 401(b) and is therefore rejected. Within 30 days of the date of this letter, please file documentation of consultation with the DEC and any comments received on the reports as well as your response to them. The Commission strongly encourages electronic filing. Please file the requested information using the Commission's eFiling system at <http://www.ferc.gov/docs-filing/efiling.asp>. For assistance, please contact FERC Online support at FERCOnlineSupport@ferc.gov, (866)

¹ Order Issuing License, issued January 23, 2012. 138 FERC ¶ 62,049.

208-3676 (toll free), or (202) 502-8659 (TTY). In lieu of electronic filing, please send a paper copy to: Secretary, Federal Energy Regulatory Commission, 888 First Street NE, Washington, D.C. 20426. The first page of your filing should include docket number P-12611-007.

Thank you for your cooperation and please contact me if you have any questions at (212) 273-5917.

Sincerely,

Joseph G. Enrico
Aquatic Resources Branch
Division of Hydropower Administration
and Compliance