

151 FERC ¶ 61,222
UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Benjamin Riggs

v.

Docket No. EL15-61-000

Rhode Island Public Utilities Commission

NOTICE OF INTENT NOT TO ACT

(June 18, 2015)

1. On April 21, 2015, Benjamin Riggs filed a petition for enforcement pursuant to section 210(h)(2) of the Public Utility Regulatory Policies Act of 1978 (PURPA), 16 U.S.C. § 824a-3(h)(2) (2012), against the Rhode Island Public Utilities Commission (Rhode Island Commission). Mr. Riggs alleges that the Rhode Island Commission's decision to approve a Power Purchase Agreement between Deepwater Wind Block Island, LLC and Narragansett Electric Company d/b/a National Grid violates PURPA, the Federal Power Act, and the Supremacy Clause of the United States Constitution.

2. Notice is hereby given that the Commission declines to initiate an enforcement action under section 210(h)(2) of PURPA. Our decision not to initiate an enforcement action means that Mr. Riggs may himself bring an enforcement action against the Rhode Island Commission in the appropriate court.

By direction of the Commission.

Kimberly D. Bose,
Secretary.