

169 FERC ¶ 61,018  
UNITED STATES OF AMERICA  
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Neil Chatterjee, Chairman;  
Richard Glick and Bernard L. McNamee.

Orbit Bloom Energy, LLC

Docket No. QF19-1362-000

ORDER TOLLING THE TIME FOR ISSUANCE OF AN ORDER

(Issued October 10, 2019)

1. On July 12, 2019, pursuant to section 292.207(b) of the Commission's regulations,<sup>1</sup> Orbit Bloom Energy, LLC (Orbit Bloom) filed an application for Commission certification of qualifying facility (QF) status (Application).
2. Notice of the Application was published in the *Federal Register*, 84 Fed. Reg. 35,385 (2019), with protests and interventions due on or before August 2, 2019. Long Island Power Authority (LIPA) filed a timely motion to intervene and protest. On October 1, 2019, Orbit Bloom filed a notice of withdrawal of the Application (Orbit Bloom Notice of Withdrawal). On October 2, 2019, LIPA filed a notice of withdrawal of its motion to intervene and protest (LIPA Notice of Withdrawal).
3. Section 292.207(b)(3) of the Commission regulations requires the Commission to act within 90 days of the filing of an application for Commission certification of QF status.<sup>2</sup> Within 90 days, the Commission must inform the applicant that the application is deficient, issue an order granting or denying the application for qualifying status, or toll the time for issuance of such an order.
4. Pursuant to section 385.216(b)(1) of the Commission's regulations,<sup>3</sup> the Orbit Bloom Notice of Withdrawal and the LIPA Notice of Withdrawal will become effective 15 days from the date of filing, provided that no motion in opposition to the notices of withdrawal is filed and the Commission does not otherwise issue an order disallowing the

---

<sup>1</sup> 18 C.F.R. § 292.207(b) (2019).

<sup>2</sup> 18 C.F.R. § 292.207(b)(3).

<sup>3</sup> 18 C.F.R. § 385.216(b)(1) (2019).

withdrawals within that period. Accordingly, we hereby toll the time for issuance of an order in this proceeding to allow the 15-day withdrawal periods to expire.<sup>4</sup>

By the Commission.

( S E A L )

Nathaniel J. Davis, Sr.,  
Deputy Secretary.

---

<sup>4</sup> If no motion is filed in opposition to the notices of withdrawal and the Commission does not otherwise issue an order disallowing the withdrawal, the Orbit Bloom Notice of Withdrawal will become effective 15 days from the date of filing (October 16, 2019) and the Commission will not issue any further orders in this proceeding.