



May 29, 2015

The Honorable Mark Mazur
Assistant Secretary (Tax Policy)
U.S. Department of the Treasury
1500 Pennsylvania Avenue NW
Washington, D.C. 20220

The Honorable William J. Wilkins
Chief Counsel
Internal Revenue Service
1111 Constitution Avenue NW
Washington, D.C. 20224

RE: Notice 2015-25; Beginning of Construction for Sections 45 and 48

Dear Sirs:

The American Council On Renewable Energy (ACORE) and the members of ACORE's U.S. Partnership for Renewable Energy Finance (US PREF) write to thank you for the recent issuance of Notice 2015-25 pertaining the beginning of construction for Sections 45 and 48 of the Internal Revenue Code. We also write to thank you for the timely manner in which the guidance was issued following the December 2014 passage of the tax extenders legislation (H.R. 5771), which extended the date by which renewable energy projects must be under construction in order to qualify for the tax credits by one year.

US PREF agrees with the approach taken in Notice 2015-25 of modifying prior guidance by moving the applicable dates forward one year to January 1, 2015. This simple and elegant solution eliminates uncertainty surrounding the applicability of prior guidance for tax payers seeking to demonstrate a program of continuous construction or continuous efforts in order to qualify for the credits. This approach also lowers transaction costs by allowing tax payers to operate under the existing rule structure and allows projects to quickly move forward.

Importantly, the timing of the Notice is extremely beneficial to tax payers seeking these credits and allows a number of tax equity financing deals to be completed. US PREF members identified a minimum of ten tax equity deals worth over \$3 billion that were stalled awaiting this guidance. These previously stalled deals are now moving forward. Thus, the updated guidance was immediately successful at mobilizing low-cost capital and allowing the renewable energy industry to continue its rapid growth.

ACORE is a member-based organization dedicated to building a secure and prosperous America with clean, renewable energy. US PREF is a program of ACORE and a coalition of senior level financiers who invest in all sectors of the energy industry, including renewable energy. These high-level transaction executives meet to review strategic issues that are driving private sector investment in U.S. renewable energy infrastructure and generation.

Sincerely,

A handwritten signature in black ink that reads "Todd Foley".

Todd Foley
Senior Vice President, Strategy, Policy & Government Relations, Chief Strategy Officer
American Council On Renewable Energy (ACORE)

A handwritten signature in black ink that reads "Scott Clausen".

Scott Clausen
American Council On Renewable Energy (ACORE)

CC:

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