



**Public Service
of New Hampshire**

A Northeast Utilities Company

ORIGINAL	
N.H.P.U.C. Case No.	DE 13-177
Exhibit No.	#1
Witness	Panel #1
DO NOT REMOVE FROM FILE	

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June 21, 2013

Debra A. Howland
Executive Director and Secretary
New Hampshire Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, NH 03301-2429

**Re: PSNH Least Cost Integrated Resource Plan
RSA 378:38**



Dear Secretary Howland:

By Order No. 25,459 issued on January 29, 2013, in Docket No. DE 10-261, the Commission accepted Public Service Company of New Hampshire's ("PSNH") Least Cost Integrated Resource Plan ("LCIRP") dated September 30, 2010, and ordered PSNH to file its next LCIRP on or before September 3, 2013. Enclosed herewith please find seven copies of PSNH's updated LCIRP consistent with RSA 378:38 and the determinations made in Order No. 25,459.

Per Order No. 25,459, the Commission exercised its authority under RSA 378:38-a to waive the requirement for the filing of a full LCIRP, and limited the content of this filing to the transmission and distribution areas.

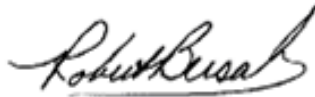
As the Commission is aware, there is an appeal pending at the New Hampshire Supreme Court, *Appeal of PSNH Ratepayers*, Docket No. 2013-0307, which relates to the LCIRP filing process. That appeal challenges, *inter alia*, the legality of the energy service rates ordered into effect for PSNH by Order No. 25,448 issued on December 28, 2012, in Docket No. DE 12-292. PSNH is filing this LCIRP in advance of a series of rate changes scheduled for July 1, 2013, to avoid more litigation regarding the LCIRP filing process.

One of the anticipated July 1 rate changes involves an update to PSNH's energy service rate in a continuation of Docket No. DE 12-292 - - the same docket in which the Order appealed in *Appeal of PSNH Ratepayers* was issued. Since PSNH's energy service rate is determined on a fully reconciling basis, and is set pursuant to the statutory directive contained in RSA 369-B:3, this filing essentially moots issue #2 in the questions presented to the Supreme Court in the

pending appeal.¹ That is because the July 1 rate will be a reconciled rate that includes in its calculation a consideration of all of the revenues received by PSNH for its provision of energy service since January 1. Even if the appellants were successful in their challenge to the rate put into place on January 1 of this year, consistent with the reconciling rate setting mechanism and the requirements of RSA 369-B:3, any “credit” on customers’ bills to amend the January 1 rate would be offset by an equal and opposite “debit” in order to maintain the rate at the statutorily required level. *See also*, RSA 541:18 and :19.

Thank you for your assistance with this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "Robert A. Bersak", with a stylized flourish at the end.

Robert A. Bersak
Assistant Secretary and
Associate General Counsel

cc: OCA

¹ That question reads, “Whether the PUC erred in permitting Public Service Company of New Hampshire (“PSNH”) to raise its default service rates despite PSNH’s failure to file its statutorily-required LCIRP biennially.”