

THE STATE OF NEW HAMPSHIRE

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October 12, 2017

Debra A. Howland  
Executive Director  
New Hampshire Public Utilities Commission  
12 South Fruit Street Suite 10  
Concord, New Hampshire 03301

NHPUC 12OCT'17PM1:09

Re: DE 17-124 Auction of Eversource Generating Facilities  
Request for Rules Waiver and to Schedule a Technical Session

Dear Ms. Howland:

Staff files this letter to request a waiver of N.H. Admin. Code R. Puc 203.08, requiring a motion for confidential treatment to be filed with confidential attachments to the Auction Report by the Commission's auction advisor, J.P. Morgan Securities, LLC (JPM). Also, to the extent that the approach identified below with regard to service of electronic copies, is inconsistent with the requirements of Puc 203.02 (a) (3) and (4), Staff also requests a waiver from those requirements. We make these requests pursuant to Puc 201.05 in as much as these waivers will serve the public interest and will not disrupt the orderly and efficient resolution of matters before the Commission in this docket.

The Commission ruled on the confidential treatment of the auction data in Order No. 26,057 (Sept. 19, 2017) and the designation of confidential materials in the JPM filing will conform to the directives of that order. It would be a waste of time and resources for JPM to make the same arguments for confidential treatment that have already been considered and ruled on in Order No. 26,057. We note that a rehearing request is pending on Order No. 26.057 and Staff and JPM will conform to any amendments that may result from the rehearing process.

Further, with regard to service of electronic copies and the requirements set forth in Puc 203.02(a)(3) and (4), due to the sensitive and confidential nature of some of the attachments to the JPM Auction Report, Staff requests that JPM be allowed to serve only an electronic copy of the public, non-confidential portions of the Auction Report attachments to each person identified on the Commission's service list; and to distribute only hard copies of confidential attachments to the parties in this docket who sign a non-disclosure agreement. To that end Staff has affixed a copy of the non-disclosure agreement to this letter for parties to sign so that they may receive confidential copies promptly when the JPM filing is made.

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Finally, Staff believes that the JPM filing and related Eversource filing will be made shortly and accordingly requests that the Commission schedule a technical session in this docket to be held at the Commission on October 23, 2017, beginning at 9:00 a.m.

Very truly yours,

A handwritten signature in black ink, appearing to read "F. Anne Ross", with a stylized flourish at the end.

F. Anne Ross, Esq.

## **SERVICE LIST - EMAIL ADDRESSES - DOCKET RELATED**

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**Pursuant to N.H. Admin Rule Puc 203.11 (a) (1): Serve an electronic copy on each person identified on the service list.**

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## **SERVICE LIST - EMAIL ADDRESSES - DISCOVERY MATERIALS**

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**Pursuant to N.H. Admin Rule Puc 203.09 (d) and 203.11 (a) (11) Electronic copies of all discovery shall be served on every person designated for discovery filings on the Commission's official service list. [Discovery shall not be filed as part of a docket filing pursuant to 203.02]**

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**FILING INSTRUCTIONS:**

- a) Pursuant to N.H. Admin Rule Puc 203.02 (a), with the exception of Discovery, file 7 copies, as well as an electronic copy, of all documents including cover letter with:
- DEBRA A HOWLAND  
EXEC DIRECTOR  
NHPUC  
21 S. FRUIT ST, SUITE 10  
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- b) Serve an electronic copy with each person identified on the Commission's service list and with the Office of Consumer Advocate.
- c) Serve a written copy on each person on the service list not able to receive electronic mail.

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Docket #: 17-124-1      Printed: October 12, 2017

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**PURSUANT TO N.H. ADMIN RULE PUC 203.09 (d), FILE DISCOVERY**

**DIRECTLY WITH THE FOLLOWING STAFF**

**RATHER THAN WITH THE EXECUTIVE DIRECTOR**

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**BULK MATERIALS:**

Upon request, Staff may waive receipt of some of its multiple copies of bulk materials filed as data responses. Staff cannot waive other parties' right to receive bulk materials.

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