

THE STATE OF NEW HAMPSHIRE

PUBLIC UTILITIES COMMISSION

DE 17-124

PUBLIC SERVICE OF NEW HAMPSHIRE d/b/a EVERSOURCE ENERGY

Auction of Electric Generation Facilities

PETITION TO INTERVENE OF
THE CITY OF BERLIN AND THE TOWN OF GORHAM and MOTION FOR LATE
FILING OF SAME

The City of Berlin (“the City”) and the Town of Gorham (“the Town”), both full intervenors to the original Docket Nos. 14-238 and 16-817 , hereby request to intervene in this docket pursuant to RSA 541-A: 32 and N.H Code of Administrative Rules Puc 203.17. In support of its Petition, the City and Town says the following:

1. On August 3, 2017, the Public Utilities Commission (“PUC”) issued an Order of Notice (“the Order”) opening this docket to oversee the process of approving the auction results the generation facilities owned by Public Service Company of New Hampshire d/b/a Eversource Energy (“Eversource”), including Eversource’s hydro plants located in the City and the Town. This current docket is based upon the July 1, 2016 Commission Order No. 25,920 approving the Restructuring and Rate Stabilization Agreement, as amended and the Partial Litigation Settlement Agreement (collectively “the Agreements”) in the original Docket No. 14-238.
2. The undersigned attorney was provided a copy of the Order for the first time by Attorney Anne Ross via an email at 9:47 a.m. on August 16, 2017; and the undersigned immediately responded by email at 10:07 a.m. that same day. A true and correct copy of that email exchange is attached as “Exhibit A”. Accordingly,

Attorney Ross' email was the first indication that there was a deadline of August 15th for Petitions to Intervene in this current Docket. Therefore, the City and the Town respectfully move for leave to file this Petition to Intervene one day late in the interest of justice and for good cause shown.

3. The City and the Town were full intervenors in Docket Nos. 14-238 and actively participated in the negotiation of the Agreements and in the hearings on the merits before the PUC starting in early February 2016.
4. In that Eversource's Smith hydro facility is located in Berlin, the City has specific interests in the auction process and allocation of any auction results that will be reviewed and potentially approved in this current docket.
5. Additionally, since Eversource's Smith hydro facility is one of the most valuable taxable assets located within the City, the City has specific interests in participating in this process that will impact the ownership and operations of the Smith hydro facility.
6. Similarly, Eversource's Gorham Station hydro facility is located in the Town and in that this facility is one of the most valuable taxable assets located within the Town, the Town has specific interests in the auction process and allocation of any auction results and in participating in this process that will impact the ownership and operations of the Gorham Station hydro facility.
7. Accordingly, the City and the Town likewise have interests in this docket which will be affected by the PUC's decisions in the docket. Therefore, the City and the Town meet the statutory requirements for intervention and should be made full intervenors in this proceeding.

WHEREFORE, the City of Berlin and the Town of Gorham request that the City and the Town be made a full intervenor in this docket.

Respectfully submitted,

The City of Berlin

By and through its City Attorney


The Town of Gorham

By and through its Town Attorney

8/10/17

Date

By:

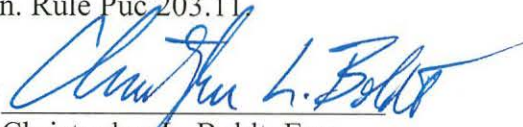

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CERTIFICATE OF SERVICE

I hereby certify that, on the date written below, I caused the attached Petition to Intervene and Motion for Leave to be served pursuant to N.H. Code Admin. Rule Puc 203.11

8/10/17

Date


Christopher L. Boldt, Esq.