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EXECUTIVE DIRECTOR
AND SECRETARY
Debra A. Howland



Tel. (603) 271-2431

FAX (603) 271-3878

TDD Access: Relay NH
1-800-735-2964

Website:
www.puc.nh.gov

PUBLIC UTILITIES COMMISSION

21 S. Fruit Street, Suite 10
Concord, N.H. 03301-2429

March 29, 2010

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

Re: Docket No. DE 09-170
2010 Core Energy Efficiency Program
Public Service Company of New Hampshire RSA 125-O:5 Set Aside
Status Report



Dear Ms. Howland:

In Order No. 25,062, the Commission approved a settlement agreement for the 2010 Core Electric Energy Efficiency Programs. In that settlement agreement, Public Service Company of New Hampshire (PSNH) agreed to desist from undertaking any new projects with the 2 percent set aside of system benefit charge (SBC) funds authorized by RSA 125-O:5. The settlement agreement further stated that "the Company will not transfer any 2009 funds into the set aside until the methodology used to determine such set aside has been reviewed in detail with any interested parties and Staff." Settlement Agreement at 10. Further, the settlement agreement stated that the settling parties and staff recommended a separate proceeding be opened to investigate issues regarding PSNH's compliance with the requirements of RSA 125-O. *Id.* at 6.

Pursuant to these provisions, PSNH, the Office of Consumer Advocate (OCA), Staff and interested parties met March 26, 2010 in technical session where PSNH presented the current methodology for determining the set aside. Staff and the interested parties agree that more detail is necessary before PSNH transfers any 2009 funds into the set aside. The parties agreed that further investigation is necessary and established an informal schedule for data requests, responses and the sharing of proposed methodologies for calculating the set aside. Because we are in the early stages of this investigation, Staff and the parties are not prepared at this point to open a docket on this subject. However, we hope to have a more formal recommendation for the Commission on this subject by the end of April.

Thank you for your attention. Please let me know if you have any questions.

Sincerely,

Suzanne G. Amidon
Staff Attorney

Service List.