

**BEFORE THE NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION**

**UNITIL ENERGY SYSTEMS, INC.**  
**Petitioner**

)  
)  
)  
)  
)

**DOCKET NO. DE 10-028**

**PETITION FOR APPROVAL OF DEFAULT SERVICE  
SOLICITATION AND PROPOSED DEFAULT SERVICE TARIFF**

Unitil Energy Systems, Inc., (“UES” or “Company”) submits this Petition requesting:

1) approval of the New Hampshire Public Utilities Commission (“Commission”) of UES’ solicitation and procurement of three contracts for Default Service (“DS”). The first contract is for 100 percent of large customer (G1) default service requirements for three months in duration, November 1, 2010, through January 31, 2011; the second contract is for 25 percent of small customer (non-G1) default service requirements for 12 months in duration, November 1, 2010 through October 31, 2011; and the third contract is for 25 percent of small customer default service requirements for 24 months in duration, November 1, 2010 through October 31, 2012; and

2) approval of proposed tariffs incorporating the results of this solicitation into rates. As part of this request, and as discussed more fully below, UES seeks a final order granting the approvals requested herein no later than September 24, 2010. In support of its Petition, UES states the following:

**Petitioner**

UES is a New Hampshire corporation and public utility primarily engaged in the distribution of electricity in the capital and seacoast regions of New Hampshire.

**Background**

Pursuant to the terms of the Settlement Agreement, and as approved by the Commission in NHPUC Order No. 24,511, UES has solicited for DS power supplies for three contracts: One contract is for 100 percent of large customer default service requirements, three months in duration; one for 25 percent of small customers default service requirements for 12 months in duration; and one for 25 percent of small customers default service requirements for 24 months in duration. All contract deliveries will begin November 1, 2010. The solicitation process was conducted in accordance with the model schedule contained in the Settlement Agreement.

UES submits this Petition in compliance with the Settlement Agreement and orders issued in Docket No. DE 05-064 and subsequent related proceedings, and requests approval of the results of its most recent solicitation, as described more fully below and in the attached exhibits, and also requests approval of the tariffs included with this filing.

#### **Description of Exhibits**

Attached to this Petition are the following Exhibits:

Exhibit RSF-1: Testimony and Schedules of Robert S. Furino.

Exhibit LSM-1: Testimony and Schedules of Linda S. McNamara.

#### **Solicitation Process and Selection of Winning Bidders**

UES submits that it has conducted the solicitation process, made its selection of the winning bidder and entered into a Power Supply Agreement in accordance with the representations set forth in its Petition submitted on April 1, 2005, as amended by the Settlement Agreement filed on August 11, 2005 and as approved by the Commission in

its orders in Docket No. DE 05-064 and subsequent related dockets. Details of UES' compliance in this regard are set forth in Exhibit RSF-1 and the Bid Evaluation Report attached as Schedule RSF-1 thereto. A copy of the RFP, redlined against the previous RFP issued by UES in this docket, was provided to Commission Staff and the Office of Consumer Advocate ("OCA") by e-mail on September 16, 2010. A redline version of the final Power Supply Agreement with the winning bidder is provided in the confidential attachment labeled Tab A to Schedule RSF-1.

#### **Proposed Tariffs**

UES' proposed tariffs are included with this filing and are provided in redline as Schedule LSM-1 attached to Exhibit LSM-1. UES requests approval of these proposed tariffs.

#### **Proposed Rate Calculations**

The rate calculations for the Non-G1 class Power Supply Charges, Fixed and Variable, are provided on Schedule LSM-2, Page 1. The rate calculations for the Non-G1 class RPS Charges, Fixed and Variable, are provided on Schedule LSM-3, Page 1. Schedule LSM-4, Page 1, shows the proposed G1 Variable Power Supply Charges and Schedule LSM-5, Page 1, shows the proposed G1 Variable RPS Charge. All schedules are attached to Exhibit LSM-1.

#### **Bill Impacts**

Schedule LSM-7 provides typical bill impacts associated with UES' proposed DS rate changes for customers who do not choose a competitive supplier.

**Motion for Confidential Treatment**

Accompanying this Petition is a Motion for Confidential Treatment and Protective Order wherein UES seeks protective treatment with respect to certain information contained in Exhibit RSF-1 and Exhibit LSM-1 and in the e-mails exchanged with the Staff and the OCA on September 17, 2010 containing the confidential material.

**Request for Approvals**

UES respectfully requests that the Commission issue a final order no later than September 24, 2010, containing the following findings of fact, conclusions and approvals:

1. FIND that UES has followed the solicitation process approved by the Commission;
2. FIND that UES' analysis of the bids submitted was reasonable;
3. FIND that UES has supplied a reasonable rationale for its choice of supplier.
4. CONCLUDE that, based upon the above Findings, the power supply costs resulting from the solicitation are reasonable;
5. CONCLUDE that, based upon the above Findings and Conclusion that the power supply costs resulting from the solicitation are reasonable, and subject to the ongoing obligation of UES to act prudently, according to law and in conformity with Commission orders, the amounts payable to the seller for power

supply costs under the power supply agreements for G1 and non-G1 customers are approved for inclusion in retail rates beginning November 1, 2010.

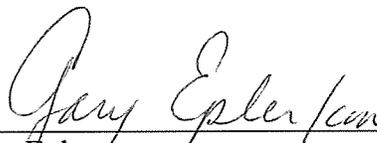
6. GRANT APPROVAL of the tariff changes requested herein.
7. GRANT APPROVAL of the Motion for Confidential Treatment and Protective Order.

**Conclusion**

For all of the foregoing reasons, UES requests that the Commission grant it the approvals requested in this Petition, and for such other relief as the Commission may deem necessary and proper.

Respectfully submitted,

UNITIL ENERGY SYSTEMS, INC.  
By its Attorney:



Gary Epler  
Chief Regulatory Attorney  
Unitil Service Corp.  
6 Liberty Lane West  
Hampton, NH 03842-1720  
603.773.6440 (direct)  
603.773.6640 (fax)  
[eppler@unitil.com](mailto:eppler@unitil.com)

September 17, 2010