

THE STATE OF NEW HAMPSHIRE
BEFORE THE PUBLIC UTILITIES COMMISSION

Docket No. DE 10-261

PUBLIC SERVICE OF NEW HAMPSHIRE

2010 Least Cost Integrated Resource Plan

PETITION TO INTERVENE
OF THE CONSERVATION LAW FOUNDATION

Pursuant to the Order of Notice issued on November 3, 2010, by the New Hampshire Public Utilities Commission ("Commission") in the above-captioned docket, the N.H. Admin. Rules, Puc 203.17, and in accordance with the standards of RSA 541-A:32, the Conservation Law Foundation ("CLF") hereby petitions for leave to intervene in the above-captioned docket. In support of its petition, CLF states the following:

1. CLF is a private, non-profit environmental membership organization dedicated to the protection and responsible use of New England's natural resources, including resources affected by the generation, transmission and distribution of electric power. CLF represents the interests of its members in ensuring that environmental impacts resulting from electric utility operations in New Hampshire and the region are minimized. CLF has over 3,300 members, including 370 members residing in New Hampshire and more than 100 members who reside in PSNH's service territory.

2. As set forth in the Order of Notice, this proceeding involves review of the Least Cost Integrated Resource Plan ("LCIRP") filed by Public Service Company of New Hampshire ("PSNH"), and addresses how PSNH acts to satisfy its customers' load at least cost, considering PSNH's participation in state energy-efficiency programs, its supply options, diversity in power

supply sources, compliance with Clean Air Act Amendments of 1990 and the National Energy Policy Act of 1992, and compliance with New Hampshire's Renewable Portfolio Standard, as well as its activities within the energy market administered by ISO-NE. Among other issues, this proceeding will investigate "issues related to whether PSNH's planning process is adequate as defined by the requirements set forth in RSA 378:38 and 39 and Order No. 24,945 and whether it is consistent with RSA chap. 374-F and RSA 369-B:3a." (p.2).

3. The generation and supply of electricity to ratepayers results in environmental consequences. The environmental impacts and costs for PSNH to supply electricity depend, in large measure, on the nature of the capacity resources used by PSNH. For example, electricity generated by use of renewable resources and/or lower cost natural gas generally results in lower emissions and environmental impacts in comparison to coal and oil. In addition, energy efficiency, as a capacity resource, is often less costly and is always less polluting than combustion of fossil fuels to generate power. The planning decisions made by PSNH as are embodied in its LCIRP, including the resources it chooses to supply energy service to its customers and the prudence thereof, dictate the costs of PSNH's energy service and the resulting environmental impacts.

4. The Commission has established that this is the appropriate proceeding in which to address questions regarding the environmental impacts of PSNH's operation. *See* Commission Order No. 25,132, p. 6 (July 20, 2010) ("Furthermore, to the extent that PSNH has obligations pursuant to RSA 378:38, among other things, to develop a least cost integrated resource plan (LCIRP) that includes an assessment of the plan's integration and impact on state compliance with the Clean Air Act amendments of 1990 and an assessment of the plan's environmental impact, such environmental issues are [] suitably addressed in proceedings [] in

connection with PSNH's next LCIRP, which is due to be filed in September 2010.").

Commission Order 24,945, p. 16 (Feb. 27, 2009).

5. CLF and CLF's New Hampshire members have a direct and substantial interest in the outcome of this proceeding. Intervention will allow CLF to protect its members' substantial interests in the environmental and public health impacts resulting from the decisions made by PSNH to supply power to its customers (including CLF members) and the resource planning it undertakes. The economic interests of CLF's New Hampshire members as ratepayers are also directly affected by this proceeding. These issues raise important environmental concerns which, as set forth above, will affect the rights, duties and privileges of CLF and its members.

6. CLF's policy and program experience includes over twenty years of extensive collaborative work and participation in numerous utility commission dockets throughout New England, including DR 97-211, DE 01-057, DE 07-064, DE 08-145 and DE-09-033 in New Hampshire. CLF's institutional expertise in these matters will inform its participation and benefit the investigation. Allowing CLF to intervene will not impair the orderly and prompt conduct of the proceedings.

WHEREFORE, CLF respectfully requests that it be granted full intervenor status in this proceeding.

Respectfully submitted,

CONSERVATION LAW FOUNDATION

By:

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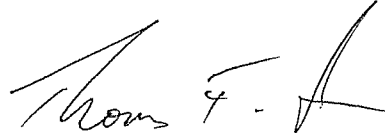
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Dated: November 12, 2010

CERTIFICATE OF SERVICE

I hereby certify that on the 12th day of November, 2010, a copy of the foregoing Petition to Intervene by the Conservation Law Foundation was sent electronically, and by First Class Mail to the service list.

Dated in Concord, New Hampshire this 12th day of November, 2010.

A handwritten signature in black ink, appearing to read "Thomas F. Irwin", written over a horizontal line.

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