

STATE OF NEW HAMPSHIRE
BEFORE THE
PUBLIC UTILITIES COMMISSION

National Grid USA, National Grid NE 2 Holdings LLC,
Granite State Electric Company d/b/a National Grid,
EnergyNorth Natural Gas, Inc. d/b/a National Grid NH,

- and -

Liberty Energy Utilities Co. and Liberty Energy Utilities (New Hampshire) Corp.

Docket No. DG 11-040

MOTION FOR WAIVER OF CERTAIN REQUIREMENTS UNDER Puc 203.08(f)

National Grid USA (“National Grid”), National Grid NE Holdings 2 LLC, Granite State Electric Company d/b/a National Grid (“Granite State”), EnergyNorth Natural Gas, Inc. d/b/a National Grid NH (“EnergyNorth”, which is collectively referred to with Granite State as the “Companies”), Liberty Energy Utilities Co. (“Liberty Energy”), and Liberty Energy Utilities (New Hampshire) Corp. (“Liberty Energy NH”) (collectively referred to as the “Movants”), in accordance with Puc 201.05, hereby move the New Hampshire Public Utilities Commission (“Commission”) to waive certain requirements of N.H. Code of Admin. Rule Puc 203.08(f) with regard to the number of copies of confidential documents to be provided with its motion for protective order and confidential treatment covering certain discovery responses provided in the course of the above-captioned matter. In support of this motion, the Movants Energy NH state as follows:

1. During the course of the discovery process in this matter, the Movants provided responses to several hundred data requests propounded by the Commission staff (“Staff”), Office of the Consumer Advocate (“OCA”), and intervenors Pamela Locke, John Martino, The Way Home, and United Steelworkers of America. The Movants submitted nine (9) copies of these

confidential responses to Staff and OCA accompanied by written statements of intent to file a motion for confidential treatment pursuant to Puc 203.08(d). The data request responses for which the Movants now seek confidential treatment are as follows: Staff 2-39; 2-94; 3-30; 3-37; 3-39; 3-77; 4-87; and Staff TS 2-22 Supplemental.¹

2. Puc 203.08(f) states that, when a party provides the Commission or Staff with a document accompanied by a motion for confidential treatment or a statement of intent to file such a motion, the party shall furnish seven (7) copies of the document. The Movants provided electronic copies of confidential documents to Staff throughout the proceeding.

3. Providing seven (7) copies of each of the confidential documents for which the Movants now seek confidential treatment would necessitate a voluminous and unnecessary production of material. Specifically, the Movants would have to produce over 24,000 pages of material in connection with their motion for confidential treatment to comply with Puc 203.08(f). Production of the documents on such a massive scale would prove onerous not only to the Movants, but to the Commission and Staff, as well.

4. The Movants have conferred with Staff and understand that it would be acceptable to provide one (1) hard copy and an electronic copy of each confidential document.

5. As set forth in N.H. Code of Admin. Rules Puc 201.05(a), the waiver requested in this motion will serve the public interest and will not disrupt the orderly proceeding of the Commission.

6. The public interest will be satisfied by the waiver requested in this motion because, under the circumstances, the requirement set forth in Puc 203.08(f) would be onerous for the Movants as well as the Commission and Staff, and the purpose of the rule will be satisfied

¹ The Movants have withdrawn their request for confidential treatment of the attachment to the response to data request Staff 2-43, which was submitted on May 20, 2011.

by the provision of one (1) hard copy of each confidential document as well as an electronic copy of each document. To the extent that the Commission or Staff require additional copies of any document, the Movants will gladly provide them.

WHEREFORE, National Grid, National Grid NE Holdings 2 LLC, Granite State, EnergyNorth, Liberty Energy, and Liberty Energy NH respectfully request that:


- A. The Commission waive N.H. Code of Admin. Rule Puc 203.08(f) to the extent that it requires the provision of seven (7) copies of each confidential document provided in connection with its motion for protective order and confidential treatment; and
- B. Grant such other relief as may be consistent with the public interest.

Respectfully submitted,

National Grid USA,
National Grid NE Holdings 2 LLC,
Granite State Electric Company, and
EnergyNorth Natural Gas, Inc.

By their Attorneys


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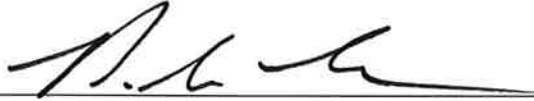
LIBERTY ENERGY UTILITIES CO.
and Liberty Energy Utilities (New
Hampshire) Corp.

By their Attorney

By:  (PHT)
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Certificate of Service

I hereby certify that a copy of this motion has been served on the service list in this case.

A handwritten signature in black ink, appearing to read 'P. H. Taylor', written over a horizontal line.

Patrick H. Taylor