

Public Service Company of New Hampshire  
Docket No. DE 07-125

Data Request OCA-01  
Dated: 02/01/2008  
Q-OCA-001  
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Witness: No Witness  
Request from: Office of Consumer Advocate

**Question:**

Under the agreements the Sellers have the option of selling some or all of the RECs to third parties outside of the New Hampshire REC market. If the possibility exists that no RECs will be sold to PSNH, are the agreements properly before the Commission for approval under RSA 362-F:9?

**Response:**

Yes. RSA 362-F:9 provides, in part, as follows:

Upon the request of one or more electric distribution companies and after notice and hearing, the commission may authorize such company or companies to enter into multi-year purchase agreements with renewable energy sources for certificates, in conjunction with or independent of purchased power agreements from such sources, to meet reasonably projected renewable portfolio requirements and default service needs to the extent of such requirements, if it finds such agreements or such an approach, as may be conditioned by the commission, to be in the public interest.

The agreements provide for the sale of RECs and power from the Pinetree Power plants (Sellers) to PSNH over a three year period. While the sale of RECs by the Sellers to third parties other than PSNH is an option available to the Sellers, if that option is not exercised, PSNH will purchase the RECs. Because the agreement provides for the sale of RECs (at the option of the Sellers), the agreements must be approved by the Commission. If the option is exercised by the Sellers and no RECs are transferred to PSNH, the agreements are still in the public good because value would still flow to PSNH and therefore its customers.

ORIGINAL	
Public P.U.C. Case No.	DE 07-125
Exhibit No.	4
Witness	Panel
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