

**THE STATE OF NEW HAMPSHIRE
PUBLIC UTILITIES COMMISSION
DG 16-852**

**Liberty Utilities (EnergyNorth Natural Gas) Corp. d/b/a Liberty Utilities
Petition for Expansion of Franchise to the Town of Hanover and City of Lebanon,
New Hampshire
Petition for Intervention by Ariel Arwen and Jonathan Chaffee**

Pursuant to the Commission's Order of Notice dated February 16, 2017, N.H. Admin. Rules, Puc 203.17, and in accordance with the standards of RSA 541-A:32, we, Ariel Arwen and Jonathan Chaffee, hereby respectfully petition to intervene in this proceeding as a party, with rights as such to the full extent allowed by law. The Order of Notice, posted on February 16, 2017, specified "on or before March 21, 2017" as the appropriate time to submit petitions to intervene.

In support of our petition, we state:

1. The petitioners Ariel Arwen and Jonathan Chaffee are New Hampshire citizens residing at 4 Dana St. Apt. F, W. Lebanon, NH and 21 Highland Ave., W. Lebanon, NH, respectively.
2. The petitioners are customers of Liberty Utilities (Liberty), and reside within the area into which Liberty is petitioning to expand.
3. On December 21, 2016, Liberty commenced this proceeding by filing a petition, which states "Liberty Utilities will build out the underground pipeline system over a number of years, from south to north, ultimately reaching all areas of Hanover and Lebanon that it can economically serve." As set forth in the Order of Notice, the proceeding will consider issues of public safety; the keeping of accounts and records; whether the proposal is in the public good; whether the proposal comports with the New Hampshire Energy Policy; and whether Liberty would be required to petition the Commission for a license to cross public waters within its proposed franchise territory, as part of its construction of its distribution network. As residents of Lebanon, a part of the targeted service area and the town in which the trucked gas will be delivered to the proposed LNG depot, we have a direct and substantial interest in the matters being considered and the outcome of this proceeding. Intervention will allow us to protect our substantial interests in this proceeding, both as potential new Liberty gas customers and residents of Lebanon affected by the safety, environmental and other impacts of this proceeding.

4. During his tenure as Executive Director of Lebanon Housing Authority, Mr. Chaffee gained extensive experience in energy auditing and energy efficient building and renovation. In addition, Ms. Arwen is a member, and Mr. Chaffee is an Alternate member, of the Lebanon Energy Advisory Committee (LEAC), appointed by the Lebanon City Council. LEAC was established by the City Council and was issued the following charge: To identify opportunities and make recommendations to the City Council with regard to reducing energy use, increasing energy efficiency, exploring alternative energy usage and reducing pollution, to the environmental and fiscal benefit of the City. This charge was later modified to include: To promote energy conservation measures for city residents and businesses, thereby cutting greenhouse gas emissions and reducing energy costs for taxpayers. While we are requesting to intervene as individual residents of the city, our participation in LEAC provides us with knowledge relevant to the proceeding, including knowledge about the Energy Chapter of the City of Lebanon Master Plan and current residential and commercial energy use. Specifically, we have knowledge about the City's plan to increase energy savings for residents and businesses; to ensure a robust and stable energy economy; to reduce the impacts of greenhouse gas emissions; and to integrate energy and land use planning practices.
5. Pursuant to Puc 203. 17, "[t]he commission shall grant one or more petitions to intervene in accordance with the standards of RSA 541-A:32."
6. Under N.H. R.S.A. 541-A:32 1(b) and (C), a petition to intervene must be granted if the petitioner states facts demonstrating how his/her rights, duties, privileges, immunities or other substantial interests may be affected by the proceeding (or the petition otherwise qualifies under the law), and the interests of justice and orderly and prompt conduct of the proceedings would not be impaired by allowing intervention. Under N.H. R.S.A. 541-A:32 II, the Commission *may* grant a petition to intervene "at any time, upon determining that such intervention would be in the interests of justice and would not impair the orderly conduct of the proceedings." This petition meets both standards given the petitioners' substantial interests in this proceeding as residents in the projected service area who would be directly affected by the outcome: justice requires intervention and there is no reason that such intervention, particularly as it is timely, should impair the orderly conduct of the proceedings.

WHEREFORE, for the reasons expressed, the petitioners respectfully request that the Commission:

- A. Grant this petition and allow the petitioners to intervene in this proceeding as a Party, with all rights as such to the full extent allowed by law; or
- B. Schedule a hearing on this matter; and
- C. Grant such other and further relief as is just, lawful and otherwise appropriate.

Respectfully submitted,

/s/

Ariel Arwen
4 Dana St., Apt. F
W. Lebanon, NH 03784
(603) 443-3561
arielarwen@gmail.com

/s/

Jonathan Chaffee
21 Highland Avenue
W. Lebanon, NH 03784
(603) 298-7623
jonathan.chaffee@valley.net

March 16, 2017

CERTIFICATE OF SERVICE

We, Ariel Arwen and Jonathan Chaffee, certify that on this date, in accordance with Puc 203.11, an original and 6 copies of this petition was sent by registered mail to the Executive Director of the Public Utilities Commission and a copy have been sent electronically to the persons in the Commission's service list.