

**THE STATE OF NEW HAMPSHIRE**

**BEFORE THE**

**PUBLIC UTILITIES COMMISSION**

**Docket No. DE 09-186**

**PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE  
REQUEST FOR APPROVAL OF  
RENEWABLE DEFAULT ENERGY SERVICE RATE**

**PETITION OF UNITIL ENERGY SYSTEMS, INC.**

**FOR INTERVENTION**

NOW COMES Unitil Energy Systems, Inc. ("Unitil"), by and through its undersigned attorneys, and, pursuant to RSA 541-A:32 and N.H. Admin. Rule Puc 203.17, respectfully requests that it be permitted to intervene in the above-captioned matter. In support of this Petition, states as follows:

1. On September 30, 2009, Public Service Company of New Hampshire ("PSNH") made a filing with the New Hampshire Public Utilities Commission ("Commission") seeking approval of a new renewable default energy service rate option. This filing was made in response to new legislation (2009 NH Laws 236) codified at RSA 374-F:3, V. (f)(effective November 13, 2009).
2. The Commission opened the above-captioned docket for consideration of PSNH's filing and issued an Order of Notice on October 9, 2009 indicating that, *inter alia*, the filing raises issues related to: whether PSNH's proposed renewable default service rate option complies with RSA 374-F:3, V(f); whether the proposed calculation of a renewable default service rate is just and reasonable as required by RSA 378:7; whether

the proposal for reconciling the rate in the default energy service rate is just and reasonable; and whether the proposal is consistent with the electric industry restructuring principles in RSA 374-F:3. In addition, the Order of Notice established October 22, 2009 as the deadline for Petitions to Intervene.

3. On November 10, 2009, Unitil made a filing with the Commission seeking approval of a new renewable default energy service rate option which is very similar to PSNH's. Unitil's filing has been docketed as DE 09-224.

4. Because many of the issues raised in the instant proceeding are relevant to Unitil's renewable default energy service rate option filing, any action taken by the Commission in this docket may impact the rights, duties and interests of Unitil and/or its customers. These interests are substantial and are not adequately represented by any other party to the instant proceeding. Thus, the interests of justice will be furthered if Unitil is allowed to intervene in this proceeding.

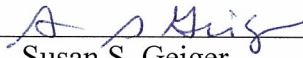
5. Because Unitil does not seek to alter the procedural schedule of this proceeding, its intervention will not impair the orderly and prompt conduct of the proceedings. Accordingly, even though Unitil's request for intervention is late-filed, it should be granted. *See* RSA 541-A:32, II.

6. In the event that the Commission grants the within Motion, Unitil expects that its participation at the January 13, 2010 hearing in this docket will consist of making a brief statement on the issue presented for resolution by the Commission set forth in Section C of the Partial Settlement Agreement dated January 7, 2010. Unitil's position is that RSA 374-F:3 V(f) should be interpreted as allowing companies to limit the offering of a renewable default energy service option to their default service customers only.

WHEREFORE, Unitil Energy Systems, Inc. respectfully requests that it be permitted to intervene in this proceeding.

Respectfully submitted,


Unitil Energy Systems, Inc.  
By its attorneys,  
ORR & RENO, P.A.

By:   
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Dated: January 13, 2010

Certificate of Service

I hereby certify that a copy of the foregoing has on this 13<sup>th</sup> day of January, 2010 been either sent by electronic mail or hand delivered to persons listed on the Service List.

  
Susan S. Geiger