

BEFORE THE NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION

DE 10-160

PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE

Investigation into Effect of Customer Migration on Energy Service Rates

**OFFICE OF CONSUMER ADVOCATE'S MOTION TO EXTEND
THE DEADLINE FOR BRIEFS**

The Office of Consumer Advocate ("OCA") respectfully requests that the Commission extend the deadline to submit legal briefs in the above-referenced docket. In support thereof, the OCA states the following:

1. The Commission opened this docket to investigate the effects of large customer migration from Public Service Company of New Hampshire's ("PSNH") default energy service to competitive supply. See Order of Notice, June 11, 2010. Of specific importance in this docket is the fact that many of PSNH's energy service costs are being recovered from a smaller customer base, primarily residential and small commercial customers.
2. At the close of the December 1, 2010 hearing in this docket, the Commission noted that the parties agreed to file legal briefs to address issues related to the various possible alternatives presented in this docket to address the cost shifting caused by migration. Additionally, the Commission stated that these briefs would serve as the parties' closing statements. The Commission stated that it would issue a Secretarial letter specifying the issues to be briefed and the deadline for briefs. See Transcript (Day 2, December 1, 2010, at p. 169-170).

3. On January 21, 2011 the Commission issued a Secretarial letter requesting that the briefs cover a wide range of issues, and setting the deadline for briefs as February 9, 2011.
4. In light of the significant number of issues presented in this case, and the press of other current dockets, the filing of briefs on February 9, 2011 would present a hardship for the OCA. Therefore, the OCA respectfully requests that the deadline for briefs be extended to February 25, 2011.
5. “The Commission shall grant a request for an extension if: (1) the party making the request has demonstrated that circumstances would cause undue hardship or inconvenience unless the request were granted; and (2) the extension would not unduly delay the proceeding or adversely affect the rights of any party.” Puc 202.04(c).
6. Puc 202.04 requires a written request, filed before the expiration of the deadline, and a good faith attempt to obtain consent of the parties. The OCA has obtained the consent of the following parties: Commission Staff, PSNH, Conservation Law Foundation, Constellation Energy Resources, New England Power Generators Association, Retail Energy Supply Association, Freedom Energy Logistics, Halifax-American Energy Company, TransCanada Power Marketing, TransCanada Northeast, and Clean Power Development. A response was not received from the Business and Industry Association before the filing of this Motion.
7. Granting this request would not unduly delay the proceeding, and because all parties support the proposed extension, the extension will not adversely affect the rights of any party.

Therefore, the OCA respectfully requests that the Commission extend the deadline for the filing of legal briefs from February 9, 2011 to February 25, 2011.

Respectfully submitted,



Meredith A. Hatfield
Office of Consumer Advocate
21 S. Fruit St., Ste. 18
Concord, N.H. 03301
(603) 271-1172
Meredith.a.hatfield@oca.nh.gov

CERTIFICATE OF SERVICE

I hereby certify that a copy of this Motion was provided this day to the parties to DE 10-160 by electronic mail.

January 28, 2011



Meredith A. Hatfield