

STATE OF NEW HAMPSHIRE
BEFORE THE
NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION

DE 10-195

PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE d/b/a
EVERSOURCE ENERGY

Consideration of Effects of SB 577 on Order No. 25,213

PARTIAL JOINDER OF
THE CITY OF BERLIN, NEW HAMPSHIRE TO BERLIN STATION, LLC'S
OBJECTION TO THE OCA'S MOTION FOR DETERMINATIONS

NOW COMES Intervenor the City of Berlin, New Hampshire ("the City") and, pursuant to NH Code Admin. Rule Puc 203.07(e), files this Partial Joinder to the Objection of Berlin Station, LLC ("Berlin Station") to the Motion for Determinations as a Matter of Law filed by the Office of the Consumer Advocate ("OCA"). In support of thereof, the City states the following:

1. The City agrees with and joins in the arguments and authorities cited by Berlin Station in its Objection in support of the position that SB 577 is constitutional and that no reference to the New Hampshire Supreme Court is needed in this instance.
2. The City takes no position at this time on the issues of how this Commission should address how the costs of implementing SB 577 are to be paid.
3. The City takes no position at this time on whether Berlin Station's "cost and profitability" records are relevant or irrelevant to the issues currently before the Commission in this case.
4. The City agrees with and joins in the arguments cited by Berlin Station in its Objection that no further responsive pleadings are needed or to be allowed to address the issues raised by the OCA's Motion.

WHEREFORE, the City of Berlin respectfully requests that the Commission

- A. Grant Berlin Station's Objection to the OCA's Motion;
- B. Amend Commission Order # Order #25,213 to suspend the cap in the current PPA as required by SB 577; and
- C. Grant such other and further relief as may be just and equitable.

Respectfully submitted,

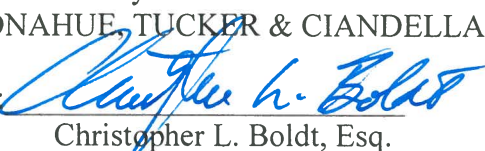
THE CITY OF BERLIN

By its attorneys:

DONAHUE, TUCKER & CIANDELLA, PLLC

Date: September 28, 2018

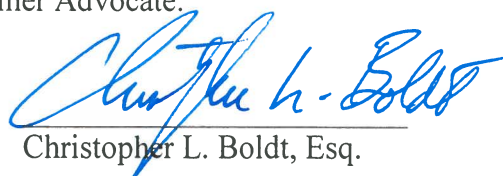
By:



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CERTIFICATE OF SERVICE

Pursuant to Rules Puc 203.02(2) and Puc 203.11, I hereby certify that on this 28th day of September, 2018, I served copies of this Partial Joinder to those parties listed on the Service List and to the Office of Consumer Advocate.



Christopher L. Boldt, Esq.