

THE STATE OF NEW HAMPSHIRE
before the
PUBLIC UTILITIES COMMISSION

Public Service Company of New Hampshire
2013 Default Energy Service Rate

Docket DE 12-292

Public Service Company of New Hampshire's
Motion to Strike
Objection of Conservation Law Foundation
of December 24, 2012

Public Service Company of New Hampshire ("PSNH" or the "Company"), in accordance with Puc 203.07, hereby moves to strike "Conservation Law Foundation's Objection to Public Service Company of New Hampshire's Motion for Protective Order RE: Review of PSNH's Generation Costs" ("CLF's Objection") dated December 24, 2012.

The basis for this Motion to Strike is that the Commission's Rules limit the filing of formal pleadings in adjudicative proceedings to entities that have been granted status as a "party."

1. Conservation Law Foundation ("CLF") did not petition for, nor was it granted, status as a party intervenor in this proceeding.

2. Per RSA 541-A:1, XII, Rule Puc 102.10 defines "Party":

"Party" means "party" as defined by RSA 541-A:1, XII, namely, "each person or agency named or admitted as a party, or properly seeking and entitled as a right to be admitted as a party."

3. The Commission's Rules limit the filing of formal pleadings in adjudicative proceedings to entities that have been granted status as a "party." *See, e.g.*, Rule Puc 203.02(a) ("for a filing to be effective in an adjudicative proceeding, **a party** shall...")(emphasis added); Rule Puc 203.07(a) ("A motion may be filed **by any party**...")(emphasis added).

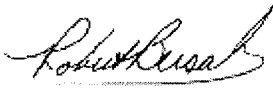
4. Since CLF is not a “party,” it has neither standing nor authority to file pleadings, such as its Objection, in this proceeding.

WHEREFORE, PSNH respectfully requests that the Commission strike CLF’s Objection.

Respectfully submitted,

Public Service Company of New Hampshire

December 24, 2012
Date

By: 
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CERTIFICATE OF SERVICE

I hereby certify that, on the date written below, I caused the above Motion to Strike to be served on parties on the service list pursuant to N.H. Code Admin. Rule Puc 203.11. A copy has also been served on CLF, which is not on the service list, as it is not a party to this proceeding.

December 24, 2012
Date



Robert A. Bersak