

# EXHIBIT

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**THE STATE OF NEW HAMPSHIRE  
PUBLIC UTILITIES COMMISSION**

**DE 13-059**

**RESIDENT POWER NATURAL GAS & ELECTRIC SOLUTIONS LLC**

**DE 13-060**

**PNE ENERGY SUPPLY LLC**

**Investigation and Show Cause Hearing on Penalties and Suspension or Revocation of  
Aggregator and CEPS Registrations and Order that PNE Temporarily Cease Enrolling  
New Customers**

**NOTICE OF SUBPOENA**

On February 28, 2013, the Commission issued an Order of Notice, pursuant to RSA 541-A:31, setting hearings for March 20, 2013 and March 22, 2013; the March 20, 2013 hearing date has since been cancelled but the March 22, 2013 hearing remains. Pursuant to the Commission's authority in RSA 365:10, the Commission is exercising its power to subpoena witnesses in this proceeding.

To that end, FairPoint Energy, LLC is required to produce a witness or witnesses with knowledge of the issues listed below to appear before the N.H. Public Utilities Commission at 21 South Fruit Street, Suite 10, in Concord, New Hampshire on March 22, 2013 at 9:00 AM to testify relative to the above pending cases and relative to the issues listed below:

1. FairPoint Energy's knowledge of the chronology of events surrounding PNE's and Resident Power's attempted transfers of customers to FairPoint Energy, and of PNE's default, suspension, and termination at ISO-NE.
2. FairPoint Energy's knowledge of statements made by PNE and Resident Power and their representatives regarding PNE's ability to maintain financial assurance at ISO-NE during the transfer of customer accounts to FairPoint Energy.

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3. The transfer and aborted transfer of customer accounts from competitive suppliers other than PNE to FairPoint Energy that occurred in conjunction with PNE's and Resident Power's attempted transfers of customers from PNE to FairPoint Energy.
4. Discussions FairPoint Energy had with PNE and Resident Power concerning aggregation of customers.
5. Discussions FairPoint Energy had with NHPUC staff regarding the transfer of customers from PNE and other competitive suppliers.

By order of the Public Utilities Commission of New Hampshire this \_\_\_\_\_ day of

March 2013.

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Debra A. Howland  
Executive Director

Individuals needing assistance or auxiliary communication aids due to sensory impairment or other disability should contact the Americans with Disabilities Act Coordinator, NHPUC, 21 S. Fruit St., Suite 10, Concord, New Hampshire 03301-2429; 603-271-2431; TDD Access: Relay N.H. 1-800-735-2964. Notification of the need for assistance should be made one week prior to the scheduled event.