

STATE OF NEW HAMPSHIRE
BEFORE THE
NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION

DE 14-211

LIBERTY UTILITIES (GRANITE STATE ELECTRIC) CORP.
D/B/A LIBERTY UTILITIES

**Petition for Alternate Plan for Procurement of
Energy Services Requirements for all Customer Groups**

PETITION FOR INTERVENTION OF FREEDOM LOGISTICS LLC

NOW COMES Freedom Logistics, LLC d/b/a Freedom Energy Logistics (“FEL”) hereby petitions the New Hampshire Public Utilities Commission for intervention in the above-captioned proceeding pursuant to RSA 541-A:32 and NH Code Admin. Rule Puc 203.17. In support of its Petition for Intervention, Petitioner says the following:

1. On August 1, 2014, Liberty Utilities (Granite State Electric) Corp. d/b/a Liberty Utilities (Liberty or Company) filed a petition for approval of an alternate plan for procurement of energy service requirements for all customer groups (Alternate Plan) in the event of an unsuccessful competitive solicitation for such requirements.

2. Liberty explained that it currently issues requests for proposals (RFP) to solicit power for customers who have not chosen a competitive electric supplier. Liberty seeks approval of an Alternate Plan because the number of the bidders responding to Liberty's RFP has decreased, and other electric distribution suppliers have also experienced difficulties in securing electric supply through similar competitive bid processes.

3. In the event that an RFP results in no supplier, Liberty proposes to serve its customers by purchasing energy in the Independent System Operator-New England real-time market and would incur associated capacity and ancillary service costs. Liberty would then set customer rates based on (1) energy price forecasts, (2) an adjustment for future price volatility, (3) the cost of ancillary services based on most recently published data for the New Hampshire load zone, (4) capacity costs based on forward capacity market prices, and (5) adjustment for losses from pooled transmission facilities to the retail customer.

4. Petitions for Intervention, pursuant to RSA 541-A:32 and Rule Puc 203.1, must set forth the facts demonstrating that the petitioner's rights, duties, privileges, immunities, or other

substantial interests may be affected by the proceeding, and that the interest of justice and the prompt and orderly conduct of the proceedings would not be impaired by allowing the intervention. Alternatively, the Commission may grant intervention in the interest of justice so long as the intervention “would not impair the orderly and prompt conduct of the proceedings.” RSA 541-A:32, II.

5. FEL is a licensed aggregator in five New England states specializing in providing management services to end-users that are Market Participant End-Users (MPEU). An MPEU is a member of NEPOOL and ISO-NE that purchases electricity directly from the ISO-NE hourly wholesale market.¹ Freedom Logistics pioneered the adoption of dynamic pricing in New England. There are currently numerous MPEU’s located in New Hampshire that are clients of FEL, including St. Anselm College, High Liner Foods, and the Union Leader.

6. Liberty’s proposal in this proceeding, as currently constructed, is very similar to the the products purchased directly by FEL’s clients from ISO-NE, and accordingly, could have an adverse impact on competitive electricity markets unless modified.

7. For the foregoing reasons, FEL has substantial interests that will be affected by the Commission’s deliberations in this proceeding. FEL’s intervention would also be in the interests of justice and the prompt and orderly conduct of the proceedings would not be impaired by allowing the intervention.

WHEREFORE, FEL hereby respectfully requests the Commission to grant it intervener party status and to order such other and further relief as may be just and equitable.

Respectfully submitted,
FREEDOM LOGISTICS, LLC
By its Attorney,

/s/ James T. Rodier
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603-559-9987

Dated: August 18, 2014

¹ Freedom Logistics pioneered the passage of the 99th Amendment to the NEPOOL Agreement that became effective on March 1, 2004. This Amendment permits a Market Participant End-User (MPEU) to participate directly in the hourly NEPOOL Market. See, Petition of Luminescent System, Order No. 24, 172, DE-03-007 (May 13, 2013).

Certification of Service

Pursuant to Rules Puc 203.02(2) and Puc 203.11, I have served copy of this petition on each person identified on the commission's service list for this docket.

/s/ James T. Rodier