

THE STATE OF NEW HAMPSHIRE  
Before the  
NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION

**Complaint of Robert Fisher Against Eversource**

**Public Service Company of New Hampshire d/b/a Eversource Energy's Objection to Motion to Reconsider of Robert Fisher**

**NOW COMES** Public Service Company of New Hampshire d/b/a Eversource Energy (“Eversource”) and objects to the motion for rehearing submitted by Robert Fisher on June 30, 2015 relative to the Commission’s June 8, 2015 letter stating the Commission’s decision not to commence an investigation or adjudication relating to Mr. Fisher’s complaint. Mr. Fisher’s motion raises no new issues, nor issues that the Commission misapprehended or overlooked. Accordingly, the motion should be denied. In support of its objection, Eversource states as follows:

1. On May 6, 2015, the Commission received a complaint from Mr. Fisher relating to the manner in which Eversource had interpreted and applied the Commission’s CHAPTER Puc 1200 rules relating to deposit requests. By a letter dated May 11, 2015, the Commission notified Eversource of the complaint and stated that it was treating the matter as a complaint filed pursuant to RSA 365:1 and :2. The Commission required Eversource to respond on or by May 22, 2015, which Eversource did.

2. On May 27, 2015, Mr. Fisher informed the Commission that he was not satisfied with the response of Eversource. On June 8, 2015 the Commission issued a letter concluding that there was no basis for the complaint and dispute. The Commission found Eversource’s interpretation and application of the rules to be reasonable and, therefore, “determined that there

is no basis for [the] dispute, [and] declined to conduct an independent investigation or to commence an adjudicative proceeding.” June 8, 2015 Commission Letter at 2.

3. On June 30, 2015, Mr. Fisher submitted a new letter requesting that the Commission reconsider its conclusions. Pursuant to RSA 541:3, the Commission may grant rehearing or reconsideration when a party states good reason for such relief. *Public Service Company of New Hampshire*, Order No. 25,361 (May 11, 2012) at 4. Good reason may be shown by identifying new evidence that could not have been presented in the underlying proceeding or by identifying specific matters that were overlooked or mistakenly conceived by the deciding tribunal. *Id.* at 4-

5. A successful motion for rehearing does not merely reassert prior arguments and request a different outcome. *Id.* at 5. In that Mr. Fisher’s request merely sets forth arguments he had previously raised – arguments the Commission has already rejected – it does not present good cause for reconsideration and his motion should be denied.

4. Mr. Fisher’s initial complaint argued that the “common usage” of the term “customer in good standing” as used in Puc 1203.03 dictated a certain interpretation and application of the rule. The request for reconsideration is merely a restatement of that contention, though provided in an expanded fashion. In rendering its June 8 decision, the Commission specifically noted that it “applies the common understanding” of the term “customer in good standing” to determine whether a utility’s practices are reasonable, and in doing so the Commission determined that Eversource’s practices were reasonable. June 8, 2015 Commission Letter at 2. The motion for reconsideration asserts that the “common understanding” is different than what the Commission concluded. As such, the motion is little other than the reassertion of a prior argument in search of a different outcome. The motion for reconsideration does not state or imply that the Commission overlooked any argument or issue, or that the Commission mistakenly conceived

any specific matter – it only states that the Commission should adopt what Mr. Fisher believes is the “common understanding” of the term, precisely the same argument he had raised before. In that the motion for reconsideration raises no new evidence or issues, nor demonstrates any other good reason for reconsideration, the motion for reconsideration must be denied.

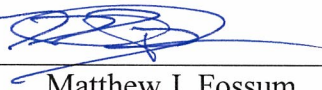
**WHEREFORE**, PSNH respectfully requests that the Commission:

1. Deny the Motion for Reconsideration; and
2. Order such further relief as may be just and equitable.

Respectfully submitted,

**Public Service Company of New Hampshire d/b/a  
Eversource Energy**


July 2, 2015  
Date

By:   
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**CERTIFICATE OF SERVICE**

I hereby certify that, on the date written below, I caused the attached objection to be served pursuant to N.H. Code Admin. Rule Puc 203.11.

July 2, 2015  
Date

  
Matthew J. Fossum