



NHPUC 26JUL'17AM9:55

July 25, 2017

**BY OVERNIGHT MAIL AND EMAIL**

Debra A. Howland, Executive Director and Secretary  
New Hampshire Public Utilities Commission  
21 S. Fruit Street, Suite 10  
Concord, NH 03301-2429

**RE: Docket No.: DG 17-104**

Dear Director Howland:

On behalf of Northern Utilities, Inc. and pursuant to Order No. 26,041 issued by the Public Utilities Commission on July 13, 2017, in the above-docketed matter, enclosed please find the Affidavit of Kelly Cross that publication of the Order was made in the New Hampshire Union Leader on July 25, 2017.

If you should have any questions, please do not hesitate to contact our office.

Sincerely,

A handwritten signature in blue ink, appearing to read "Ryan Peterson", written over a circular scribble.

Ryan Peterson  
Legal Assistant

Encl.

Cc: Service List (by e-mail only)

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HAMPTON NH 03842**

I hereby certify that the legal notice: (0002188270) DG 17-104  
was published in the New Hampshire Union Leader  
On:  
07/20/2017.

*Kelgna  
Kelly McCross  
July 20 2017*

**State of New Hampshire  
Hillsborough County**

**Subscribed and sworn to before me this**

*20th*

**day of**

*July 2017*

*Terry M. Clark*

**Notary Public**



**Legal Notice**

**THE STATE OF NEW HAMPSHIRE  
PUBLIC UTILITIES COMMISSION  
DG 17-104**

**NORTHERN UTILITIES, INC.  
PETITION TO CHANGE  
DELIVERY SERVICE TERMS  
AND CONDITIONS**

**Order Suspending Proposed Tariff  
And Scheduling Pre-Hearing  
Conference**

**ORDER NO. 26,041  
July 13, 2017**

This Order suspends a tariff proposing changes to Northern Utilities, Inc.'s, delivery service terms and conditions and schedules a pre-hearing conference for August 16, 2017 at 10:00 A.M.

On June 20, 2017, Northern Utilities, Inc. (Northern or the Company), filed a petition to modify the Delivery Service Terms and Conditions in Part VII of its tariff. That section of Northern's tariff sets forth the terms and conditions under which customers may purchase their natural gas supply from retail suppliers. Included in the terms are those that govern the process of capacity assignment. That process is the allocation of capacity held by the Company for third-party suppliers servicing the Company's customers. Northern assigns capacity either by releasing it to suppliers who then enter into replacement contracts directly with pipeline or storage operations, or by using Company-managed supplies.

The Company seeks to modify the capacity assignment provisions relating to: (i) the amount of capacity assigned by the Company to each delivery service customer; (ii) the customers that are exempt from capacity assignment; (iii) the resources that are subject to assignment and the form such assignment takes, and (iv) the terms under which delivery service customers may access sales service.

The filing raises, *inter alia*, issues related to: whether the proposed tariff changes are just and reasonable under RSA Chapter 378 and whether charges associated with the tariff changes are just and reasonable pursuant to RSA 374:2.

Under RSA 378:3, tariff changes take effect after 30 days' notice to the Commission and to the public, subject to the Commission's ability to suspend such changes when an investigation is appropriate pursuant to RSA 378:6, I(b). Here, Northern's proposed tariff provisions require further investigation, so we suspend the proposed tariff pages filed by Northern pending our investigation pursuant to RSA 378:6, I(b).

The petition and subsequent docket filings, other than any information for which confidential treatment is requested of or granted by the Commission, will be posted to the Commission's website at <http://www.puc.nh.gov/Regulatory/Docketbk/2017/17-104>.

**Based upon the foregoing, it is hereby**

**ORDERED**, that the proposed tariff pages regarding Delivery Service, Terms, and Conditions in Part VII of Northern's tariff are hereby suspended pursuant to RSA 378:6, I(b) to October 13, 2017, pending investigation and further order of the Commission; and it is

**ORDERED**, that a pre-hearing conference, pursuant to N.H. Code Admin. Rules Puc 203.15, be held before the Commission located at 21 S. Fruit St., Suite 10, Concord, New Hampshire on August 16, 2017, at 10:00 A.M.; and it is

**FURTHER ORDERED**, that, immediately following the Prehearing Conference, Northern, the Staff of the Commission and any Intervenor hold a technical session to review the petition and allow Northern to provide any amendments or updates to its filing and for the parties to discuss and file a proposed procedural schedule; and it is

**FURTHER ORDERED**, that pursuant to N.H. Code Admin. Rules Puc 203.12, Northern shall notify all persons desiring to be heard at this hearing by publishing a copy of this Order of Notice no later than July 24, 2017, in a newspaper with general circulation in those portions of the state in which operations are conducted, publication to be documented by affidavit filed with the Commission on or before August 9, 2017; and it is

**FURTHER ORDERED**, that consistent with N.H. Code Admin. Rules Puc 203.02 and 203.17, any party seeking to intervene in the proceeding shall submit to the Commission seven copies of a Petition to Intervene with copies sent to Northern and the Office of the Consumer Advocate on or before August 14, 2017, such petition stating the facts demonstrating how its rights, duties, privileges, immunities or other substantial interest may be affected by the proceeding, as required by N.H. Code Admin. Rules Puc 203.17; and it is

**FURTHER ORDERED**, that any party objecting to a Petition to Intervene make said objection on or before August 17, 2017.

By order of the Public Utilities Commission of New Hampshire this thirteenth day of July, 2017.

Martin P. Honigberg  
Chairman

Kathryn M. Bailey  
Commissioner

Attested by:  
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.

(UL - July 20)