

**BEFORE THE NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION**

**DE 17-124**

**PUBLIC SERVICE OF NEW HAMPSHIRE d/b/a EVERSOURCE ENERGY**

**Auction of Electric Generation Facilities**

**PETITION TO INTERVENE OF THE TOWN OF NEW HAMPTON**  
**and**  
**MOTION FOR LEAVE FOR LATE FILING OF SAME**

The Town of New Hampton ("the Town") hereby requests to intervene in this docket pursuant to RSA 521-A:32 and N.H. Code of Administrative Rules Puc 203.17, and further requests leave for late filing, and in support hereof states:

**PETITION TO INTERVENE**

1. The Public Utilities Commission ("PUC") issued an Order of Notice on August 3, 2017 ("Order"), by which this docket was opened to clarify procedural issues regarding the final bid review procedures which were established in DE 16-817.

2. The PUC granted the Town intervenor status in DE 16-817, recognizing that as the host municipality of the Ayers Dam, the Town has a variety of interests which may be affected by the sale of Eversource's generation assets. These include the allocation of the sales price to Ayers Dam if it is sold in conjunction with assets located in other municipalities, as well as the viability of the future ownership and operation of the facility. The Town has been an active participant in the auction procedures to date and fully anticipates continuing to do so.

3. The Town has the same interests in this docket, and therefore meets the requirements set forth in RSA 541-A:32 for intervention; the Town also continues to



have the status which the PUC specifically stated has a recognizable interest in the proceedings. The Town therefore seeks to be made a full intervenor in this docket.

### **MOTION FOR LATE FILING**

4. The Order was issued on August 3, 2017. The Town, through undersigned counsel, did not receive the Order until August 16, 2017, via email from Anne F. Ross, Esquire. A copy of the transmittal email is attached hereto as Attachment A.

5. Pursuant to the Order, petitions to intervene were due August 15, 2017, the day before the Town received the Order. Due to counsel's schedule, the Town was unable to file this pleading until August 17, 2017, the day after notice was received. The Town is not at fault for the lack of timely notice of the filing deadline for its petition and should, in the interest of good cause and justice, be permitted to file its Petition to Intervene.

WHEREFORE, the Town of New Hampton respectfully requests that it be made a full intervenor in this docket and that it be granted leave for late filing thereof.

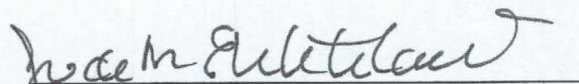
Respectfully Submitted,

**THE TOWN OF NEW HAMPTON**

By and Through Its Attorneys  
**Mitchell Municipal Group, P.A.**

Date: August 17, 2017

By:



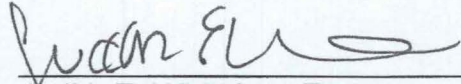
Judith E. Whitelaw, Esquire  
Walter L. Mitchell, Esquire  
25 Beacon Street East  
Laconia, NH 0324  
603-524-3885  
[jae@mittchellmunigroup.com](mailto:jae@mittchellmunigroup.com)  
[walter@mittchellmunigroup.com](mailto:walter@mittchellmunigroup.com)

## CERTIFICATE OF SERVICE

I hereby certify that, on the date written below, I caused the within *Petition to Intervene* to be served pursuant to N.H. Code of Admin. Rule Puc 203.11.

Date: August 17, 2017

By:

  
\_\_\_\_\_  
Judith E. Whitelaw, Esquire