

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

Docket No. DE 20-170

ELECTRIC DISTRIBUTION UTILITIES

Electric Vehicle Time of Use Rates

**CONSERVATION LAW FOUNDATION’S AND CLEAN ENERGY NEW
HAMPSHIRE’S JOINT MOTION REQUESTING A HYBRID HEARING AND TO
ESTABLISH A WITNESS SCHEDULE FOR THE HEARING**

NOW COMES the Conservation Law Foundation (“CLF”) and Clean Energy New Hampshire (“CENH”), intervenors in this docket, and respectfully move that the New Hampshire Public Utilities Commission (“Commission”) grant CLF’s and CENH’s request for a hybrid hearing and to establish a witness schedule for the hearing pursuant to the Commission’s evidentiary hearing guidelines issued in the instant docket on October 15, 2021. In support of their motion, CLF and CENH aver the following:

1. The hearing in Docket No. DE 20-170 is currently scheduled to take place over the course of five days: January 10, 19-20, and 25-26, 2022.
2. At the hearing, CLF and CENH intend to call Christopher Villarreal, a consultant on electric vehicle rates, as a witness.
3. Mr. Villarreal lives and resides in Eden Prairie, Minnesota.
4. In the Commission’s order establishing evidentiary hearing guidelines for this docket, issued on October 15, 2021, the Commission stated that the “hearing will be in-person, unless there is a good reason for the hearing to be conducted using a hybrid approach to

accommodate those who are remote and those who are physically present, such as a health reason or to save the cost of witness travel.”¹

5. CLF and CENH request that the Commission permit a hybrid hearing format to accommodate Mr. Villarreal’s testimony.

6. Based on the current schedule for the hearings, if a hybrid hearing is not conducted, Mr. Villarreal would need to travel to New Hampshire from Minnesota at least once, and possibly on multiple occasions.

7. Both CLF and CENH are non-profit organizations. If Mr. Villarreal is required to travel to New Hampshire from Minnesota it would significantly increase these organizations’ consulting expenses in this docket.

8. To avoid expending significant travel expenses for Mr. Villarreal, CLF and CENH respectfully request that the Commission allow a hybrid hearing format in which Mr. Villarreal testifies remotely. While CLF and CENH request a hybrid format for Mr. Villarreal, CLF’s and CENH’s representatives intend to appear in-person at the hearing.

9. Additionally, CLF and CENH request that they be permitted to develop, along with the other parties in this docket, a witness schedule that provides a general estimate of the hearing dates on which the parties’ witnesses will be expected to testify.

¹ Although the Commission’s October 15, 2021 evidentiary hearing guidelines state that parties may file written requests for hybrid hearings, the Commission’s earlier evidentiary hearing guidelines, issued on August 4, 2021, stated that the Commission would conduct a hybrid hearing in this docket.

10. Currently, the Commission's evidentiary hearing guidelines in this docket require the parties to submit witness lists at least two business days prior to the date the hearing is scheduled.

11. As part of this requirement, CLF and CENH request that the Commission also instruct the parties to develop a schedule that will identify the hearing dates and general times when witnesses are expected to testify.

12. Mr. Villarreal's testimony, including any direct examination and cross-examination, is unlikely to last more than a day. To reduce consulting expenses and avoid a situation where witnesses are required to be present at the hearing on days when they do not testify, CLF and CENH respectfully request that the Commission direct CLF, CENH, and the other parties in this docket to provide the Commission a witness schedule in conjunction with the witness lists that provides the best estimate of the hearing dates and times when the parties' witnesses are expected to testify.

13. Such a witness list could also improve administrative efficiencies in this docket by giving the Commission a better idea of when various witnesses are expected to appear before the Commission.

WHEREFORE, CLF and CENH respectfully request that for Docket No. DE 20-170 the Commission (1) allow CLF's and CENH's consultant, Christopher Villarreal, to appear via a hybrid hearing format; and (2) direct the parties to develop a witness schedule that provides a general estimate of the dates and times when witnesses will appear, which will be filed with the parties witness lists at least two business days prior to the date the hearing is scheduled, as required by the Commission's evidentiary hearing guidelines in this docket.

Respectfully submitted,

/s/ Nick Krakoff

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December 23, 2021

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Joint Motion Requesting a Hybrid Hearing and to Establish a Witness Schedule for the Hearing has on this 23rd day of December 2021, been sent by email to the service list in Docket No. DE 20-170.

Respectfully submitted,

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