

Filed Electronically Only

February 14, 2022

Daniel C. Goldner, Chairman
New Hampshire Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, NH 03301

RE: DE 21-030, Settlement Agreement & March 1, 2022 Hearing

Dear Chairman Goldner,

In Conservation Law Foundation's ("CLF") April 16, 2021 petition to intervene filed in this docket, CLF indicated that its main interest in intervening in this docket was related to Unitil's electric vehicle ("EV") and EV time of use ("time of use") rate proposals. At that time, Unitil argued that its EV proposals needed to be litigated in DE 21-030; accordingly, CLF intervened in DE 21-030 so that it could intervene on any issues being considered in the separate EV TOU docket, DE 20-170, that overlapped with this docket.

On February 11, 2022, Unitil filed a settlement agreement with the Commission ("Settlement Agreement") in DE 21-030 that was joined by the Department of Energy, Office of Consumer Advocate, Department of Environmental Services, Clean Energy New Hampshire, and Chargepoint (collectively, the "Settling Parties"). Because CLF has only engaged in this docket with respect to the EV and EV TOU rate proposals, CLF does not take a position on the non-EV related provisions included in the Settlement Agreement. CLF, however, supports the EV program infrastructure proposal and marketing, communications, and education plan, that are contained in Section 7 of the Settlement Agreement.

Regarding Unitil's EV TOU rate proposals, Section 6.5 of the Settlement Agreement notes that Unitil's EV TOU rate proposals have been litigated in Docket No. DE 20-170 and that several parties filed a settlement proposal in that docket. Unitil also notes that the Settling Parties in DE 21-030 agree that Unitil's EV TOU rate proposals shall be implemented consistent with the Commission's final order in the DE 20-170 proceeding. As the Commission is aware from the position taken by CLF in the hearing in DE 20-170, CLF did not join the settlement proposal in DE 20-170, does not agree with the commercial EV TOU rate and demand charge alternatives included in the agreement in that docket, and urges the Commission to reject those provisions. However, CLF agrees with the Settling Parties' statement in Section 6.5 of the Settlement



Agreement in DE 21-030 that Unitil's EV TOU rate proposals should be informed by and implemented consistent with the Commission's final order in the DE 20-170 proceeding.

Finally, because Unitil's EV TOU rate proposals were already litigated in the hearing in DE 20-170, where CLF participated, and CLF has not been engaged on the non-EV issues in this docket, which comprise most of the issues covered in the Settlement Agreement in DE 21-030, CLF does not intend to participate in the March 1, 2022 hearing in this docket.¹

In sum, CLF does not take a position on the non-EV related provisions in the Settlement Agreement, but supports Section 7 of the Agreement, which contains several EV related provisions.

Please do not hesitate to contact me with any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Nick Krakoff".

Nick Krakoff, Staff Attorney
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cc: Service List in DE 21-030

¹ The hearing in this docket was postponed, by Commission order, from February 15, 2022, to March 1, 2022, on February 14, 2022.