

STATE OF NEW HAMPSHIRE
Before the
PUBLIC UTILITIES COMMISSION
DE 23-073
STATEWIDE LOW-INCOME ELECTRIC ASSISTANCE PROGRAM
2023-2024 Program Administrative Budgets

MOTION FOR WAIVER AND/OR DETERMINATION OF
SUBSTANTIAL COMPLIANCE WITH NOTICE REQUIREMENTS

NOW COMES New Hampshire Electric Cooperative, Inc. (“NHEC”), by and through its undersigned attorneys, and respectfully moves the New Hampshire Public Utilities Commission (“the Commission”), to waive the publication deadline contained in its Order entitled “Commencement of Adjudicative Proceeding and Notice of Hearing” (“the Order”) issued August 25, 2023 in the above-captioned docket, and/or find that NHEC has substantially complied with the terms of the Order. In support of this Motion, NHEC states as follows:

1. On August 25, 2023, the Commission issued the Order which, *inter alia*, scheduled a hearing for September 21, 2023 in this docket, and required that NHEC publish a copy of the Order on its website within two business days of its issuance (*i.e.*, by Tuesday, August 29, 2023). Due to internal oversight, the Order was not published on NHEC’s website until Friday, September 1, 2023. That publication is confirmed by the Affidavit of Publication filed on behalf of NHEC concurrently with this Motion.

2. For the reasons set forth below, NHEC requests that the Commission waive the publication deadline contained in the Order and/or find that NHEC has substantially complied

with the publication requirements of the Order and provided ample notice of the hearing scheduled for September 21, 2023 in this docket.

3. Representatives of Liberty Utilities (Granite State Electric) Corp. d/b/a Liberty, Public Service Company of New Hampshire d/b/a Eversource Energy, Unitil Energy Systems, Inc., the New Hampshire Department of Energy, the Office of Consumer Advocate, and the Community Action Program Belknap-Merrimack Counties, Inc. were all included in the Commission's distribution of the Order on August 25, 2023. Accordingly, the current parties to this docket have been afforded ample and adequate notice of the proceeding and the hearing date, and have not experienced any prejudice as the result of the delayed publication on NHEC's website.

4. With respect to the general public, the Order was published on NHEC's website on September 1, 2023 which is only three days after the deadline contained in the Order, but well in advance of the September 21, 2023 hearing date. The Order has also been published on the Commission's website. In view of the foregoing publications, adequate notice has been provided to members of the public, and there is no indication that NHEC's delayed publication has resulted, or will result, in any prejudice to the public.

WHEREFORE, NHEC respectfully requests that the Commission waive the Order's requirement for publication by August 29, 2023, and/or find that NHEC has substantially complied with Order and afforded the public and other interested persons ample notice of the September 21, 2023 hearing.

New Hampshire Electric Cooperative, Inc.
By its Attorneys,
Orr & Reno, P.A.

Susan S. Geiger

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Dated: September 1, 2023

Certificate of Service

I hereby certify that on the date set forth above a copy of the foregoing Motion was sent electronically to the Service List for this docket.

Susan S. Geiger

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