

**BEFORE THE NEW HAMPSHIRE
PUBLIC UTILITIES COMMISSION**

PUBLIC SERVICE COMPANY OF NEW :
HAMPSHIRE D/B/A EVERSOURCE :
ENERGY PETITION FOR ADJUSTMENT : DOCKET NO. DE 24-112
OF STRANDED COST RECOVERY :
CHARGE FOR EFFECT ON FEBRUARY 1, :
2025 :

**NRG RETAIL COMPANIES’
PETITION TO INTERVENE**

Pursuant to New Hampshire Revised Statutes Annotated 541-A:32 and New Hampshire Administrative Rules Puc 203.17, Direct Energy Services LLC; Direct Energy Business, LLC d/b/a NRG Business; NRG Business Marketing, LLC (f/k/a Direct Energy Business Marketing LLC); Reliant Energy Northeast LLC d/b/a NRG Home; and XOOM Energy New Hampshire, LLC (collectively, the “NRG Retail Companies”) hereby petition the New Hampshire Public Utilities Commission (“Commission”) to intervene in the above-captioned proceeding. In support of this petition, the NRG Retail Companies state the following:

INTRODUCTION

1. On November 20, 2024, Public Service Company of New Hampshire d/b/a Eversource Energy (“Eversource”) filed a Petition for Adjustment of Stranded Cost Recovery Charge (“SCRC”).¹
2. On December 12, 2024, the Commission issued a Commencement of Adjudicative Proceeding and Notice of Hearing indicating that anyone seeking to intervene in the proceeding should do so by December 27, 2024.²

¹ Eversource Petition for Adjustment of Stranded Cost Recovery Charge for Effect on February 1, 2025 (Nov. 20, 2024) (“Petition”).

² Commencement of Adjudicative Proceeding and Notice of Hearing (Dec. 12, 2024), at 7.

3. The NRG Retail Companies now hereby petition to intervene in the proceeding.

STANDARD

4. “The [C]ommission shall grant one or more petitions to intervene in accordance with the standards of RSA 541-A:32.”³

5. The Commission must grant a petition to intervene if: (a) the petition describes how the petitioner is substantially and specifically affected by a proceeding; and (b) the intervention would be in the interests of justice and would not impair the orderly conduct of the proceeding.⁴

6. The Commission also has the discretion to grant a petition to intervene “upon determining that such intervention would be in the interests of justice and would not impair the orderly conduct of the proceedings.”⁵

INTERVENTION REQUEST

7. The procurement and pricing of utility commodity supply service has a direct and substantial effect on the competitive retail energy market.⁶ In fact, when considering whether utility commodity supply procurements are in the public interest, the Commission is required to ensure that those procurements do not cause undue harm to the competitive markets.⁷

8. Further, the recovery of stranded costs must be “consistent with the promotion of fully competitive markets.”⁸

³ N.H. Admin. Rules Puc 203.17

⁴ RSA 541-A:32,I.

⁵ RSA 541-A:32,II.

⁶ *Cf.* RSA 374-F:3,V(e) (requiring consideration of harm to competitive markets).

⁷ *See id.*; *see also* Order No. 24,577 (Jan. 13, 2006), at 12; Order No. 24,511 (Sep. 9, 2005), at 12-13.

⁸ RSA 541-A:31,III.

9. Moreover, the Restructuring Act requires that customers be provided “clear price information on the cost components of generation, transmission, distribution, and any other ancillary charges.”⁹

10. Pursuant to Order No. 27,022 issued in Docket No. DE 24-046,¹⁰ the Petition included a proposal to integrate default Energy Service reconciliations into the SCRC for recovery from all customers.¹¹

11. However, reconciliations already result in default service rates that do not accurately reflect market conditions. Allowing Eversource to recover costs associated with the provision of default service through the SCRC will exacerbate this issue and cause undue harm to the competitive markets and result in inaccurate price signals.

12. As a result, customers will not receive “clear price information on the cost components of generation, transmission, distribution, and any other ancillary charges.”¹² Consequently, customers will not be able to accurately evaluate the value of competitive supply offers; thereby, inhibiting the continued development and sustainability of the competitive retail electric market in New Hampshire.

13. The NRG Retail Companies are registered competitive electric power suppliers¹³ that serve residential, commercial and/or industrial electric customers in New Hampshire. As such, they have a substantial and specific interest in ensuring that the Commission’s decision regarding the Petition does not have an adverse effect on their customers or the continued

⁹ RSA 374-F:3,III.

¹⁰ Order No. 27,022 (Jun. 20, 2024).

¹¹ See Petition, ¶ 9; see also Direct Testimony of Ashley N. Botelho and Edward A. Davis (Nov. 20, 2024) (“Eversource Testimony”), at 19:17-21:5.

¹² Cf. RSA 374-F:3,III.

¹³ REG 2023-089, REG 2023-088, REG 2021-008, REG 2023-090, REG 2024-048.

success of the competitive retail electric market in New Hampshire. Accordingly, the NRG Retail Companies' participation would also be in the interests of justice.

14. The NRG Retail Companies' participation will not impair the orderly conduct of the proceeding. In fact, the NRG Retail Companies' vast experience in retail competitive markets will assist the Commission in better understanding the harmful implications of permitting the recovery of default service costs in delivery rates.

15. The NRG Retail Companies have not yet determined the full extent of their participation and reserve the right to fully participate in this docket, including through comments, motion practice, and briefs.

CONCLUSION

For all the foregoing reasons, the Commission should grant the NRG Retail Companies' petition to intervene in this proceeding.

Dated: December 27, 2024

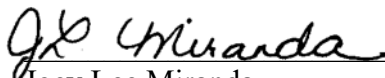
Respectfully submitted,
DIRECT ENERGY SERVICES LLC;
DIRECT ENERGY BUSINESS, LLC
D/B/A NRG BUSINESS; NRG BUSINESS
MARKETING, LLC; RELIANT ENERGY
NORTHEAST LLC D/B/A NRG HOME;
AND XOOM ENERGY NEW
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Its Attorneys

CERTIFICATE OF SERVICE

I hereby certify that a copy of this Petition to Intervene has this day been sent via electronic mail or first-class mail to all persons on the service list.



Joey Lee Miranda

Dated: December 27, 2024