

**BEFORE THE NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION**

**UNITIL ENERGY SYSTEMS, INC.**  
**Petitioner**

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) **DOCKET NO. DE 09-009**  
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**PETITION FOR APPROVAL OF DEFAULT SERVICE  
SOLICITATION AND PROPOSED DEFAULT SERVICE TARIFF**

Unitil Energy Systems, Inc., (“UES” or “Company”) submits this Petition  
requesting:

1) approval of the New Hampshire Public Utilities Commission (“Commission”) of UES’ solicitation and procurement of one contract for Default Service (“DS”). The contract is for 100 percent of large customer (G1) default service requirements for three months in duration, February 1, 2010, through April 30, 2010; and

2) approval of proposed tariffs incorporating the results of this solicitation into rates. As part of this request, and as discussed more fully below, UES seeks a final order granting the approvals requested herein no later than December 18, 2009. In support of its Petition, UES states the following:

**Petitioner**

UES is a New Hampshire corporation and public utility primarily engaged in the distribution of electricity in the capital and seacoast regions of New Hampshire.

**Background**

Pursuant to the terms of the Settlement Agreement, and as approved by the Commission in NHPUC Order No. 24,511, UES has solicited for DS power supplies for one contract: the three month period beginning February 1, 2010, for one hundred (100)

percent of its DS supply requirements for its G1 customers. The solicitation process was conducted in accordance with the model schedule contained in the Settlement Agreement.

UES submits this Petition in compliance with the Settlement Agreement and orders issued in Docket No. DE 05-064 and subsequent related proceedings, and requests approval of the results of its most recent solicitation, as described more fully below and in the attached exhibits, and also requests approval of the tariffs included with this filing.

#### **Description of Exhibits**

Attached to this Petition are the following Exhibits:

Exhibit RSF-1: Testimony and Schedules of Robert S. Furino.

Exhibit LSM-1: Testimony and Schedules of Linda S. McNamara.

#### **Solicitation Process and Selection of Winning Bidders**

UES submits that it has conducted the solicitation process, made its selection of the winning bidder and entered into a Power Supply Agreement in accordance with the representations set forth in its Petition submitted on April 1, 2005, as amended by the Settlement Agreement filed on August 11, 2005 and as approved by the Commission in its orders in Docket No. DE 05-064 and subsequent related dockets. Details of UES' compliance in this regard are set forth in Exhibit RSF-1 and the Bid Evaluation Report attached as Schedule RSF-1 thereto. A copy of the RFP, redlined against the previous RFP issued by UES in this docket, was provided to Commission Staff and the Office of Consumer Advocate ("OCA") by e-mail on November 4, 2009. A redline version of the

final Power Supply Agreement with the winning bidder is provided in the confidential attachment labeled Tab A to Schedule RSF-1.

### **Proposed Tariffs**

UES' proposed tariffs are included with this filing and are provided in redline as Schedule LSM-1 attached to Exhibit LSM-1. UES requests approval of these proposed tariffs.

### **Proposed Rate Calculations**

Schedule LSM-1, Page 1 shows the proposed G1 Variable Default Service Charge, which is the sum of the G1 Variable Power Supply Charges and the G1 Variable RPS Charge. Both the proposed G1 Variable Power Supply Charges as well as the proposed G1 Variable RPS Charge are also shown on Schedule LSM-1, Page 1. Rate calculations for the Variable Power Supply Charges are provided on Schedule LSM-2, Page 1. The rate calculations for the Variable RPS Charges are provided on Schedule LSM-3, Page 1.

### **Bill Impacts**

Schedule LSM-4 provides typical bill impacts associated with UES' proposed DS rate changes for G1 customers who do not choose a competitive supplier.

### **Motion for Confidential Treatment**

Accompanying this Petition is a Motion for Confidential Treatment and Protective Order wherein UES seeks protective treatment with respect to certain information contained in Exhibit RSF-1 and Exhibit LSM-1.

**Request for Approvals**

UES respectfully requests that the Commission issue a final order no later than December 18, 2009, containing the following findings of fact, conclusions and approvals:

1. FIND that UES has followed the solicitation process approved by the Commission;
2. FIND that UES' analysis of the bids submitted was reasonable;
3. FIND that UES has supplied a reasonable rationale for its choice of supplier.
4. CONCLUDE that, based upon the above Findings, the power supply costs resulting from the solicitation are reasonable;
5. CONCLUDE that, based upon the above Findings and Conclusion that the power supply costs resulting from the solicitation are reasonable, and subject to the ongoing obligation of UES to act prudently, according to law and in conformity with Commission orders, the amounts payable to the seller for power supply costs under the power supply agreements for G1 customers are approved for inclusion in retail rates beginning February 1, 2010.
6. GRANT APPROVAL of the tariff changes requested herein.

7. GRANT APPROVAL of the Motion for Confidential Treatment and Protective Order.

**Conclusion**

For all of the foregoing reasons, UES requests that the Commission grant it the approvals requested in this Petition, and for such other relief as the Commission may deem necessary and proper.

Respectfully submitted,

UNITIL ENERGY SYSTEMS, INC.  
By its Attorney:

A handwritten signature in blue ink, appearing to read "Gary Epler", is written over a horizontal line.

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December 11, 2009