

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

DE 13-059

RESIDENT POWER NATURAL GAS & ELECTRIC SOLUTIONS LLC

DE 13-060

PNE ENERGY SUPPLY LLC

**Investigation and Show Cause Hearing on Penalties and Suspension or Revocation of
Aggregator and CEPS Registrations and Order that PNE Temporarily Cease Enrolling
New Customers**

REQUEST FOR ISSUANCE OF SUBPOENAS

Commission staff respectfully requests that the Commission issue a subpoena in the form attached as Exhibit A. In support of this request, staff states the following:

In a secretarial letter dated March 15, 2013, the Executive Director stated the Commission's directive that "[a]ny party or Staff that seeks a Commission issued subpoena should submit the request to the Commission. Accordingly, requests that the Commission subpoena FairPoint Energy, LLC to present a witness or witness for hearing who can testify to the following issues:

1. FairPoint Energy's knowledge of the chronology of events surrounding PNE's and Resident Power's attempted transfers of customers to FairPoint Energy, and of PNE's default, suspension, and termination at ISO-NE.
2. FairPoint Energy's knowledge of statements made by PNE and Resident Power and their representatives regarding PNE's ability to maintain financial assurance at ISO-NE during the transfer of customer accounts to FairPoint Energy.
3. The transfer and aborted transfer of customer accounts from competitive suppliers other than PNE to FairPoint Energy that occurred in conjunction with PNE's and Resident Power's attempted transfers of customers from PNE to FairPoint Energy.

4. Discussions FairPoint Energy had with PNE and Resident Power concerning aggregation of customers.

5. Discussions FairPoint Energy had with NHPUC staff regarding the transfer of customers from PNE and other competitive suppliers.

Staff believes that the issuance of the attached subpoena is necessary to establish a full factual record and to assist the Commission in its investigation.

Staff respectfully requests that the Commission grant this request and issue the subpoena as soon as possible.

Dated: March 18, 2013


David J. Shulock, Esq. (#10597)
New Hampshire Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, NH 03301

CERTIFICATE OF SERVICE

I hereby certify that on the above date I forwarded a copy of the foregoing to the parties listed on the service list via electronic mail, and U. S. mail for those unable to be served electronically.



David J. Shulock, Esq.