

THE STATE OF NEW HAMPSHIRE



PUBLIC UTILITIES COMMISSION

21 S. Fruit Street, Suite 10
Concord, N.H. 03301-2429

TDD Access: Relay NH
1-800-735-2964

Tel. (603) 271-2431

FAX (603) 271-3878

Website:
www.puc.nh.gov

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September 8, 2016

Ron DelSapio, Vice President Controller
Gulf Oil Limited Partnership
100 Crossing Boulevard
Framingham, MA 01702

Re: DM 13-075, Gulf Oil Limited Partnership - 2015 Renewable Portfolio
Standard Compliance - Waiver of Puc 2503.03(d)

Dear Mr. DelSapio:

On July 1, 2016, Gulf Oil Limited Partnership (Gulf) requested a waiver of N.H. Code Admin. Rules Puc 2503.03(d) to allow 22 Class I (vintage 2015) renewable energy certificates (RECs) and 29 Class II (vintage 2015) RECs retired in the reserve account to be used for Renewable Portfolio Standard (RPS) compliance in New Hampshire in 2015, even though these RECs are not shown as retired in the NEPOOL-GIS (GIS) "My Settled Certificate Disposition" report because they were not retired in the retail subaccount. Gulf claimed that it could not retire these RECs at the end of the year because it had a negative load obligation as a result of its cessation of operations as a competitive electric power supplier during 2015.

Commission Staff filed a memorandum on September 6, 2016, in which it analyzed Gulf's waiver request and recommended that the Commission grant a waiver of Puc 2503.03(d) so that Gulf may use the 22 Class I (vintage 2015) RECs and 29 Class II (vintage 2015) RECs for RPS compliance in 2015. Staff indicated it had confirmed with the GIS administrator that those RECs retired in the reserve account have not been used in another state or other jurisdiction. Citing the Commission's authority to grant rule waivers under Puc 201.05, Staff asserted that, because Gulf has satisfied the "purpose of the rule ... by an alternative method" and the RECs retired in the reserve account have not been used in another state or other jurisdiction, Gulf's use of these RECs for 2015 RPS compliance is appropriate and consistent with the purpose of the RPS program and therefore serves the public interest.

The Commission has approved Staff's recommendation that a waiver of Puc 2503.03(d) be granted as requested by Gulf, having found that the waiver would serve the public interest and not disrupt the orderly and efficient resolution of matters before the Commission. Accordingly, Gulf may use 22 Class I (vintage 2015) RECs and 29 Class II (vintage 2015) RECs for RPS compliance in 2015.

Sincerely,

A handwritten signature in blue ink, appearing to read "Debra A. Howland".

Debra A. Howland
Executive Director

cc: Service List/Docket File

SERVICE LIST - EMAIL ADDRESSES- DOCKET RELATED

Pursuant to N.H. Admin Rule Puc 203.11 (a) (1): Serve an electronic copy on each person identified on the service list.

Executive.Director@puc.nh.gov

amanda.noonan@puc.nh.gov

david.goyette@puc.nh.gov

david.wiesner@puc.nh.gov

dbrown@gulfelectricity.com

elizabeth.nixon@puc.nh.gov

jan.quint@puc.nh.gov

karen.cramton@puc.nh.gov

leszek.stachow@puc.nh.gov

lpaskvan@pierceatwood.com

pduprey@gulfoil.com

tom.frantz@puc.nh.gov

tschneider@pierceatwood.com

Docket #: 13-075-1 Printed: September 08, 2016

FILING INSTRUCTIONS:

- a) Pursuant to N.H. Admin Rule Puc 203.02 (a), with the exception of Discovery, file 7 copies, as well as an electronic copy, of all documents including cover letter with:
- DEBRA A HOWLAND
EXEC DIRECTOR
NHPUC
21 S. FRUIT ST, SUITE 10
CONCORD NH 03301-2429
- b) Serve an electronic copy with each person identified on the Commission's service list and with the Office of Consumer Advocate.
- c) Serve a written copy on each person on the service list not able to receive electronic mail.