

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

**CLIFTON BELOW – MOTION TO CORRECT ERRORS**  
**IN PUC DETERMINATION OF AVOIDED COSTS**

**Docket No. DE 16-674**

**UNITIL ENERGY SYSTEMS, INC.**  
**PETITION TO INTERVENE**

Unitil Energy Systems, Inc. (“Unitil Energy” or “Company”) hereby respectfully petitions for full party Intervenor status in the above captioned matter pursuant to RSA 541-A: 32 and N.H. Code of Admin. Proc. Puc 203.17. In support of its Petition, Unitil states the following:

1. Unitil Energy is a New Hampshire corporation and public utility primarily engaged in the distribution of electricity in the capital and southeastern seacoast regions of New Hampshire. Unitil Energy’s primary place of business is located at 6 Liberty Lane West, Hampton, New Hampshire.
  
2. On June 17, 2016, Clifton Below, a customer-generator located in the electric service territory of Liberty Utilities (Granite State Electric) Corp. d/b/a Liberty Utilities (Liberty), filed a “Motion to Correct Errors in PUC Determination of Avoided Costs” (Motion), citing N.H. Code Admin. Rules Puc 903.02(j). Mr. Below filed a revised version of the Motion, together with supporting documentation and spreadsheets, on June 22, 2016. The Motion asserts that the Commission has erred in its annual determination of rates for utility avoided costs for energy and capacity consistent with the requirements of the Public Utilities Regulatory Policy Act of 1978 (PURPA) (16 U.S.C. §824a-3 and 18 C.F.R. §292.304), as such determination is required under Puc 903.02(i).
  
3. Pursuant to RSA 541-A:32 and Puc 203.17, the Commission shall grant a petition to intervene if it “states facts demonstrating that the petitioner’s rights, duties, privileges, immunities or other substantial interests may be affected by the proceeding or that the petitioner qualifies as an intervenor under any provision of law,” and if “the

interests of justice and the orderly and prompt conduct of the proceedings would not be impaired by allowing the intervention.” RSA 541-A:32, I.

4. The Company takes no position regarding Mr. Below’s petition at this time. Unitil Energy, however, submits that issues related to potential errors in the Commission’s annual determination of rates for utility avoided costs for energy and capacity consistent with the requirements of the Public Utilities Regulatory Policy Act of 1978 (PURPA) (16 U.S.C. § 824A-3 AND 18 C.F.R. § 292.304), and any future determination that the basis for payments made by utilities to net metering-customer generators would need to be recalculated by the Company, may have a significant impact upon the Company, its customers and investors. Accordingly, Unitil Energy has a direct interest in this proceeding, which is substantial and is not adequately represented by any other party.

3. Granting of Unitil Energy’s Petition for Intervention would not impair the orderly and prompt conduct of the proceedings. WHEREFORE Unitil Energy respectfully requests that the Commission grant its Petition to Intervene and such further relief as may be just and equitable.

Respectfully submitted,  
Unitil Energy Systems, Inc.



By: \_\_\_\_\_  
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## CERTIFICATE OF SERVICE

I hereby certify that a copy of the above Petition to Intervene was sent by e-mail and overnight express mail to the following parties:

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8-15-2016

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Date



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Gary Epler