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STATE OF NEW HAMPSHIRE



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July 2, 2010

Debra A. Howland Executive Director New Hampshire Public Utilities Commission 21 South Fruit Street Suite 10 Concord, New Hampshire 03301

> Re: Docket No. DE 10-160 Investigation into Customer Migration and Power Procurement Public Service Company of New Hampshire Technical Session Report



Dear Ms. Howland:

On June 11, 2010, the Commission issued an Order of Notice opening the investigation in the above-captioned docket and scheduling a pre-hearing conference for June 28, 2010. At the prehearing conference, the Commission granted the motions to intervene filed by the following parties: Constellation Energy Commodities Group, Inc. and Constellation NewEnergy, Inc. (Constellation); TransCanada Power Marketing Ltd. and TransCanada Hydro Northeast Inc.; Conservation Law Foundation; Business and Industry Association; Freedom Logistics, LLC and Halifax-American Energy Company, LLC; Clean Power Development, LLC; and the Retail Energy Supply Association. On June 29, 2010, the New England Power Generators filed a petition for intervention which was not addressed at the prehearing conference.

As directed by the Commission during the prehearing conference, the parties discussed a) whether the potential use of technology-based initiatives including the use of time-of-use pricing was considered central to, or tangential to, the proceeding, and b) whether there was any guidance or experience that could be garnered from other states to address the effects of customer migration. The parties concluded that technology-based initiatives might minimally address the cost impact of customer migration but considered that to be a tangential issue. Regarding potential guidance from other jurisdictions, the parties noted that the New Hampshire's restructuring law is unique in that it allows PSNH to retain generation. Other states that have undergone electric industry restructuring have laws which divest generation from distribution utilities, so the parties collectively could not put forth any experiences from other states that would be deemed to be particularly relevant or helpful in this proceeding.

The parties and Staff agreed upon the following procedural schedule for this docket. As you can see from the schedule, we determined the scope of the proceeding to include customer migration and the interplay of power procurement with migration. If the Commission finds that there are additional issues to be considered in this docket, we request that the Commission provide us with guidance as soon as possible so we can attempt to deal with those issues within the proposed schedule.

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Testimony re: Migration (PSNH, but others may file)	July 30, 2010
Data Requests on July 30 Testimony	August 13, 2010
Responses to Data Requests	August 31, 2010
Testimony re: Power Procurement/Migration (any party)	September 15, 2010
Data Requests on September 15 Testimony	September 27, 2010
Responses to Data Requests	October 12, 2010
Rebuttal Testimony (any party)	October 26, 2010
Settlement Conference	November 2, 2010
Hearing	November 30, 2010

We respectfully request that the Commission approve the procedural schedule. Please let me know if you have any questions.

Very truly yours,

Suzanne Amidon

Staff Attorney/Hearings Examiner