

THE STATE OF NEW HAMPSHIRE
BEFORE THE PUBLIC UTILITIES COMMISSION

Docket No. DE 11-215

PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE

Petition to Set 2012 Energy Service Rate

PETITION TO INTERVENE
OF THE CONSERVATION LAW FOUNDATION



Pursuant to the Commission's Order of Notice dated October 5, 2011, N.H. Admin.

Rules, Puc 203.17, and in accordance with the standards of RSA 541-A:32, the Conservation Law Foundation ("CLF") hereby petitions for leave to intervene in the above-captioned docket.

In support of its petition, CLF states the following:

1. CLF is a private, non-profit environmental membership organization dedicated to the protection and responsible use of New England's natural resources, including resources affected by the generation, transmission and distribution of electric power. CLF, through its Clean Energy and Climate Change Program, represents the interests of its members in ensuring that environmental impacts resulting from the generation, production, distribution and/or use of electricity in New Hampshire and the region are minimized. CLF has over 3,000 members, including approximately 350 members residing in New Hampshire.

2. As set forth in the Order of Notice, this proceeding addresses, *inter alia*, whether the costs associated with compliance with New Hampshire's Renewable Portfolio Standards (RPS) and Regional Greenhouse Gas Initiative (RGGI) program are reasonable and should be included in rates, and the appropriate manner for considering the recovery of prudently incurred costs of complying with the requirements of RSA 125-O:11 et seq. (relating to air pollution emissions from PSNH self-owned generating facilities).

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3. The decisions made by PSNH in selecting the resources it uses to supply energy service to its customers, its manner of complying with the mandates of RSA 125:O and the New Hampshire RPS and RGGI program requirements and the prudence thereof, dictate both the costs of PSNH's energy service and the resulting environmental impacts.

4. CLF and CLF's New Hampshire members have a direct and substantial interest in the outcome of this proceeding. Intervention will allow CLF to protect its members' substantial interests in the environmental and public health impacts resulting from PSNH's use of its generating resources and market purchases to supply its customers. The economic interests of CLF's New Hampshire members as ratepayers are also directly affected by this proceeding, including by the costs incurred by PSNH for its self-owned generating assets, which costs also implicate the environmental interests addressed above.

5. In this docket, the Commission must determine whether the decisions and resulting costs incurred by PSNH to supply energy service were prudently incurred. These issues raise important environmental concerns which, as set forth above, will affect the rights, duties and privileges of CLF and its members.

6. CLF's policy and program experience includes over twenty years of extensive collaborative work and participation in numerous utility commission dockets throughout New England, including DR 97-211, DE 01-057, DE 07-064, DE 08-145 and DE-09-033; DE 10-160; DE 10-188 in New Hampshire. CLF's institutional expertise in these matters will inform its participation and benefit the investigation. Allowing CLF to intervene will not impair the orderly and prompt conduct of the proceedings.

WHEREFORE, CLF respectfully requests that it be granted full intervenor status in this proceeding.

Respectfully submitted,

CONSERVATION LAW FOUNDATION

By: 
N. Jonathan Peress

Dated: October 14, 2011

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CERTIFICATE OF SERVICE

I hereby certify that on the 14th day of October 2011, a copy of the foregoing Petition to Intervene by the Conservation Law Foundation was sent electronically, and by First Class Mail, to PSNh and the Office of Consumer Advocate.

Dated in Concord, New Hampshire this 14th day of October, 2011.


for NJ Matthew Peress
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