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NHPUC DEC22'16 AM 8:27

December 21, 2016

Via Electronic Mail and Hand Delivery

Ms. Debra A. Howland
Executive Director
NH Public Utilities Commission
21 S. Fruit Street, Suite 10
Concord, NH 03301-2429

Re: DE 16-576 Alternative Net Metering Tariffs

City of Lebanon Rebuttal Testimony and request for waiver of Puc 202.05(a) with regard to date of required filing pursuant to the procedural schedule in this docket.

Dear Ms. Howland,

Enclosed please find an original and 6 copies of the City of Lebanon's rebuttal testimony with attachments in the above referenced docket.

I am providing the Office of Consumer Advocate and the service list an electronic copy of this filing.

I also hereby request a waiver of Puc 202.05 (a) and any other relevant rule with regard to the (just slightly) untimely date of filing of written copies of my rebuttal testimony pursuant to the procedural schedule in this docket. In support of this waiver request and excuse of a missed procedural deadline I state the following:

1. I have used my best efforts to timely complete and file my rebuttal testimony in this proceeding but I have been repeatedly delayed and interrupted by an ongoing emergency situation with regard to the commercial building that I manage in my paying job, including right into this afternoon.
2. The nature of this emergency has been critical to keeping this building capable of occupancy and the many businesses and employees that work here functioning including DHMC offices. Ironically this ongoing emergency has concerned maintaining and replacing critical parts of the fossil fuel infrastructure to deliver fuel oil to the rooftop boiler

to heat the building and has required at least 180 hours of previously unanticipated extra hours of my time over the past month and a half. The nature of this emergency and the building modifications and work that has been required to address it has required my personal attention, including significant amounts of time today and in the past several days and proceeding weeks that could not be reasonably fully anticipated or postponed or delegated.

3. I am able to complete the electronic service required by PUC rules on the date of the procedural schedule deadline, albeit after 4:30 pm, and after a public hearing and City Council meeting regarding the adoption of our CY 2017 budget.
4. The required paper filing is anticipated to be made within the first half hour, if not the first few minutes, of the business day immediately following the procedural schedule deadline.
5. I appreciate the importance of adhering to the procedural schedule and the hesitancy of the Commission to excuse missed deadlines. However I believe that acceptance of my rebuttal testimony on behalf of the City of Lebanon will help fill out the record in this important and complex proceeding, will advance important interests of a NH municipality, and may help advance settlement discussions and thus will serve the public interest.
6. Waiver of this deadline will not disrupt the orderly and efficient resolution of matters before the Commission in this proceeding as filing will be completed within the first business hour immediately following the deadline and there is plenty of other rebuttal testimony to process and read in the meantime.

I sincerely apologize for any inconvenience that this may cause and appreciate your consideration of this request. I'd be happy to explain more about the nature of this emergency and the attention that it has required of me if anyone is interested. If you have any questions please don't hesitate to contact me. Thank you.

Yours truly,

A handwritten signature in black ink that reads "Clifton Below". The signature is written in a cursive, slightly slanted style.

Clifton Below, City Councilor
City of Lebanon, NH

Enc.