

**BEFORE THE NEW HAMPSHIRE
PUBLIC UTILITIES COMMISSION**

ELECTRIC AND GAS UTILITY :
CUSTOMERS INVESTIGATION INTO :
PURCHASE OF RECEIVABLES, : DOCKET NO. DE 12-097
CUSTOMER REFERRAL AND :
ELECTRONIC INTERFACE FOR ELECTRIC :
AND GAS DISTRIBUTION UTILITIES :

**PETITION TO INTERVENE OF
RETAIL ENERGY SUPPLY ASSOCIATION**

Pursuant to New Hampshire Revised Statutes Annotated 541-A:32(II) and New Hampshire Administrative Rules Puc 203.17, the Retail Energy Supply Association (“RESA”)¹ hereby petitions the New Hampshire Public Utilities Commission (“Commission”) to intervene as a party in the above-captioned proceeding. In support of this petition, RESA states the following:

INTRODUCTION

1. On July 26, 2011, the Commission issued an order directing that proposals for purchases of receivables, customer referral, and electronic interface programs to support customer choice in energy supply should be further investigated through a generic docket for potential applicability for all residential electric utility customers and for smaller commercial

¹ RESA’s members include: Champion Energy Services, LLC; ConEdison *Solutions*; Constellation NewEnergy, Inc.; Direct Energy Services, LLC; Energetix, Inc.; Energy Plus Holdings LLC; Exelon Energy Company; GDF SUEZ Energy Resources NA, Inc.; Green Mountain Energy Company; Hess Corporation; Integrys Energy Services, Inc.; Just Energy; Liberty Power; MC Squared Energy Services, LLC; Mint Energy, LLC; NextEra Energy Services; Noble Americas Energy Solutions LLC; PPL EnergyPlus, LLC; Reliant; Stream Energy; TransCanada Power Marketing Ltd. and TriEagle Energy, L.P.. The comments expressed in this filing represent the position of RESA as an organization but may not represent the views of any particular member of RESA.

electric and gas utility customers who currently have few, if any, competitive options for energy supply. See Docket DE 10-160, *Public Service Company of New Hampshire Investigation into Effects of Customer Migration*, Order No. 25,256 (“Order”), at 40. On April 16, 2012, RESA requested that the Commission open a proceeding to conduct an investigation into these and other retail electric market enhancements as soon as possible (“RESA Request”).

2. In response to the RESA Request, the Commission opened this proceeding and issued an Order of Notice (“Notice”) indicating that any party seeking to intervene should submit a Petition to Intervene by May 28, 2012. Notice at 3. Because the Notice did not designate RESA as a party to this proceeding, RESA hereby submits this petition to intervene.

STANDARD

3. The Commission must grant a petition to intervene if: (a) the petition is submitted in writing at least three (3) days before the hearing; (b) the petition describes how the petitioner is substantially and specifically affected by a proceeding; and (c) the intervention would be in the interests of justice and would not impair the orderly conduct of the proceeding. RSA 541-A:32(I).

4. The Commission also has the discretion to grant a petition to intervene “at any time, upon determining that such intervention would be in the interests of justice and would not impair the orderly conduct of the proceedings.” RSA 541-A:32(II).

INTERVENTION REQUEST

5. Purchase of receivables, customer referral, and electronic interface programs to support customer choice are important tools to promote the development of retail electric markets for the residential and small commercial customer segments. Indeed, without these tools, many smaller customers are unable to participate in the competitive retail market.

6. RESA is a non-profit organization and trade association that represents the interests of its members in regulatory proceedings in the Mid-Atlantic, Great Lakes, New York and New England regions. RESA members are active participants in the retail competitive markets for electricity, including the New Hampshire retail electric market. Several RESA member companies are licensed by the Commission to serve residential, commercial and industrial customers in New Hampshire and are presently providing electricity service to customers in the State. As such, RESA and its members have a substantial and specific interest in ensuring that new retail electric market programs are established and designed in a reasonable manner that facilitates retail competition in New Hampshire. Accordingly, RESA's participation would be in the interests of justice.

7. RESA's intervention will not impair the orderly conduct of this proceeding. Indeed, RESA's participation as a party in this docket conserves resources for the Commission and other participants that might otherwise have to respond to participation by multiple individual RESA member companies seeking to protect their own interests. It will also protect in an efficient manner the interests of RESA's members that do not otherwise seek party or limited participant status. To the extent that RESA members participate individually in this docket, RESA will seek to coordinate its presentations with its members so as to avoid unnecessary duplication.

8. RESA plans to attend the pre-hearing conference and technical session currently scheduled for May 31, 2012 but has not yet determined the full extent of its participation in this docket and reserves the right to fully participate in this docket, including through motion practice, discovery, pre-filed and live testimony, direct and cross-examination and briefs.

CONCLUSION

For all the foregoing reasons, the Commission should grant RESA's petition to intervene as a party in this proceeding.

Dated: May 24, 2012

Respectfully submitted,
RETAIL ENERGY SUPPLY
ASSOCIATION



By: _____

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CERTIFICATE OF SERVICE

I hereby certify that a copy of this Petition to Intervene has this day been sent via electronic mail or first class mail to all persons on the service list.

JL Miranda

Joey Lee Miranda

Dated: May 24, 2012