	1	3	
1	STATE OF NEW HAMPSHIRE	1 INDEX	
2	PUBLIC UTILITIES COMMISSION	2 PAGE NO.	
3		3 WITNESS PANEL: THOMAS R. BELAIR ERIC M. STANLEY	
4	December 21, 2012 - 9:24 a.m.	4 JAMES J. CUNNINGHAM, JR.	
5	Concord, New Hampshire	Direct examination by Mr. Fossum 14, 18, 36, 39, 47 5 Direct examination by Ms. Brown 15, 31, 37, 41	
6	RE: DE 12-262	Cross-examination by Mr. Linder 51 6 Cross-examination by Ms. Chamberlin 54 130 Cross-examination by Ms. Chamberlin 130 130 Cross-examination by Ms. Chamberlin 130 130 Cross-examination by Ms. Chamberlin 130 130 Cross-examination by Mr. Linder 130 130 Cross-examination by Ms. Chamberlin 130 130 Cross-examination 130 130 Cr	
7	2013-2014 CORE New Hampshire	Interrogatories by Cmsr. Harrington 30, 69, 120 7 Interrogatories by Cmsr. Scott 83, 117 83, 117	
8	Electric and Gas Energy Efficiency Programs.	Interroğatories bý Chairman Ignatius 29, 95 8 WITNESS: REBECCA E. OHLER	
9		9 Direct examination by Ms. Brown 123	
10		Cross-examination bý Mr. Linder 126 10 Cross-examination by Ms. Chamberlin 128 Cross-examination by Ms. Brown 137	
11	PRESENT: Chairman Amy L. Ignatius, Presiding Commissioner Robert R. Scott	11 Interrogatories by Chairman Ignatius 139 Redirect examination by Ms. Brown 141	
12	Commissioner Michael D. Harrington	12 WITNESS: STEPHEN R. ECKBERG	
13	Sandy Deno, Clerk	13 Direct examination by Ms. Chamberlin 142 Cross-examination by Ms. Goldwasser 151	
14		14 Cross-examination by Ms. Brown 153 Interrogatories by Cmsr. Scott 156	
15	APPEARANCES: Reptg. Public Service of New Hampshire: Matthew J. Fossum, Esg.	15 Interrogatories by Chairman Ignatius 157 Redirect examination by Ms. Chamberlin 158	
16	Reptg. Granite State Electric Co. and	16	
17	EnergyNorth Natural Gas, Inc., d/b/a Liberty Utilities:	17 CLOSING STATEMENTS BY: PAG	E NO.
18	Sarah B. Knowlton, Esq.	18 Ms. Ohler 160 Ms. Chamberlin 160	
19	Reptg. Unitil Energy Systems and Northern Utilities. Inc.:	19 Ms. Chambers 162 Mr. Fossum 163	
20	Rachel A. Goldwasser, Esq. (Orr & Reno)	20 Ms. Knowlton 164 Mr. Dean 167	
21	Reptg. New Hampshire Electric Cooperative: Mark W. Dean, Esq.	21 Ms. Goldwasser 168 Mr. Clouthier 170	
22	······································	22 Mr. Nute 171 Mr. Linder 172	
23	Court Reporter: Steven E. Patnaude, LCR No. 52	23 Ms. Brown 174	
24		24	
		{DE 12-262} {12-21-12}	

2	APPEARANCES: (Continued)
3	Reptg. N.H. Community Action Association: Ryan Clouthier
4	Reptg. the Jordan Institute:
5	Dana Nute
6 7	Reptg. The Way Home: Alan Linder, Esq. (N.H. Legal Assistance)
-	Reptg. the Dept. of Environmental Services:
8	Rebecca Ohler
9	Reptg. the Office of Energy & Planning: Brandy Chambers
10	Reptg. Residential Ratepayers:
11	Susan W. Chamberlin, Esq., Consumer Advocate Stephen Eckberg
12	Office of Consumer Advocate
13	Reptg. PUC Staff: Marcia A. Brown, Esg.
14	Thomas C. Frantz, Director/Electric Division James J. Cunningham, Jr., Electric Division
15	Al-Azad Iqbal, Electric Division
16	
17	
18	
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21	
22	
23	
24	
	{DE 12-262} {12-21-12}

EXHIBITS EXHIBIT NO. DESCRIPTION PAGE NO. Settlement Agreement, including Attachments A through D (12-14-12) Merged Attachments A & B to Settlement Agreement and updated to included latest corrections Attachment H pages, depicting RGGI-SBC funds split... 11 Staff Testimony of James J. Cunningham, Jr. & Al-Azad Iqbal, including attachments (12-04-12) **CORRECTED** Rebuttal Testimony of Thomas R. Belair, with attachments Summary & Highlights of EESE Board 54 Report pursuant to SB 323 (2010) Testimony of Stephen R. Eckberg, with attachments (12-04-12) Testimony of Rebecca E. Ohler, with 125 attachment (12-04-12) Study by GDS Associates for NHPUC 129 titled "Additional Opportunities for Energy Efficiency in N.H. Final Report - January 2009" Excerpt from New Hampshire Climate 130 Change Policy Task Force document titled "The N.H. Climate Action Plan - A Plan for N.H.'s Energy, Environmental & Economic Development Future", prepared by N.H. DES in March 2009, including the excerpt of "Chapter 5: Summary of Actions" {DE 12-262} {12-21-12}

	5		7
1	P R O C E E D I N G	1	Stanley.
2	CHAIRMAN IGNATIUS: All right. I'd like	2	And, I guess I will segue into the
3	to open the hearing in Docket DE 12-262. This is the	3	exhibits that we wish to premark for identification. And,
4	electric and gas utilities' 2013-2014 CORE Energy	4	as we have the witnesses go through the exhibits, we'll
5	Efficiency Programs. And, I understand we have a	5	authenticate them at that time and make any corrections at
6	Settlement that's signed by some of the parties on most of	6	that time.
7	the issues, so "partial" on two different meanings of the	7	As "Exhibit 1", we have the Settlement
8	word to be taken up today.	8	Agreement that was filed previously.
9	So, let's begin with appearances please.	9	CHAIRMAN IGNATIUS: December 14th?
10	MR. FOSSUM: Good morning,	10	MR. FOSSUM: Correct.
11	Commissioners. Matthew Fossum, for Public Service Company	11	MS. BROWN: Yes. And, I guess I only
12	of New Hampshire.	12	need one for the Clerk then.
13	MS. KNOWLTON: Good morning,	13	(Atty. Brown distributing documents.)
14	Commissioners. My name is Sarah Knowlton. I'm here today	14	MS. BROWN: As "Exhibit 2", we have
15	for Granite State Electric Company and EnergyNorth Natural	15	taken the Settlement Agreement has an Attachment A,
16	Gas, both d/b/a Liberty Utilities. And, with me today is	16	which is the original CORE filing. Then, there were some
17	Eric Stanley, from the Company.	17	corrected pages that was attached as "Attachment B" to
18	MS. GOLDWASSER: Good morning. My name	18	that Settlement package. We have merged those two
19	is Rachel Goldwasser. I'm an attorney with the law firm	19	documents into one. And, that merged document we wish to
20	of Orr & Reno, here in Concord. I am here this morning on	20	have marked as "Exhibit 2".
21	behalf of Unitil Energy Systems and Northern Utilities.	21	CHAIRMAN IGNATIUS: All right.
22	And, with me are Thomas Palma and Mary Downs, both from	22	MS. BROWN: So, it will represent
23	the Company.	23	Exhibit 2 will represent the CORE filing as amended.
24	MR. DEAN: Good morning. Mark Dean,	24	CHAIRMAN IGNATIUS: Thank you.
	{DE 12-262} {12-21-12}		{DE 12-262} {12-21-12}

changes to Exhibit 1?

1	representing New Hampshire Electric Cooperative.
2	MR. CLOUTHIER: Good morning. Ryan
3	Clouthier, of the New Hampshire Community Action
4	Association.
5	MR. NUTE: Good morning, Commissioners.
6	Dana Nute, with the Jordan Institute.
7	MR. LINDER: Good morning. Alan Linder,
8	from New Hampshire Legal Assistance, representing The Way
9	Home.
10	MS. CHAMBERS: Good morning. Brandy
11	Chambers, representing the Office of Energy & Planning.
12	MS. OHLER: Good morning. Rebecca
13	Ohler, representing the Department of Environmental
14	Services.
15	MS. CHAMBERLIN: Good morning. Susan
16	Chamberlin, Consumer Advocate, for the residential
17	ratepayers. With me today is Steve Eckberg.
18	MS. BROWN: Good morning, Commissioners.
19	Marcia Brown, on behalf of Staff. And, with me today is
20	Jim Cunningham, Iqbal Al-Azad, and Tom Frantz. And, if I
21	can segue through a process issue, because the Settling
22	Parties have a settlement to present, we've coordinated on
23	the exhibits that we'd like to introduce. We have a panel
24	to present to you of Mr. Cunningham, Mr. Belair and Mr.
	{DE 12-262} {12-21-12}

of attachments that go with it. As the witnesses will
explain, Attachments A and B are the original filing and a
series of updates. This document essentially just takes
Attachments A and B to Exhibit 1 and turns them into a
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CMSR. HARRINGTON: A quick question

CMSR. HARRINGTON: So, these are just

11	Attachments A and B to Exhibit 1 and turns them into a
12	single document.
13	CMSR. HARRINGTON: Okay.
14	MR. FOSSUM: But we figured, for ease of
15	reference going forward, to have all of that as one single
16	document that everybody could refer back to
17	CMSR. HARRINGTON: And, just so I'm
18	clear. The Attachments A and B on Exhibit 1 are the same
19	as Exhibit 2?
20	MR. FOSSUM: For the most part. There
21	are a couple of small differences, small changes that have
22	been made to this document that were made after the
23	Exhibit A and B after Exhibit 1, Attachments A and B
24	were filed. And, we have a witness to explain those very
	{DE 12-262} {12-21-12}

though. Does this replace Exhibit 1 then in its entirety?

Commissioner, is the Settlement Agreement and the series

MR. FOSSUM: It does not.

MR. FOSSUM: No. Exhibit 1,

	9
1	small deviations.
2	CMSR. HARRINGTON: So, when referring to
3	Attachments A and B, we should use Exhibit 2 as the most
4	updated version?
5	MR. FOSSUM: Yes. That would be
6	probably the best thing to do, yes.
7	MS. BROWN: As "Exhibit 3", the
8	utilities have run another scenario under the Attachment H
9	to the Settlement Agreement attachments. In the original
10	CORE filing, which is attached to the Settlement
11	Agreement, then as amended in Exhibit 2, there are a
12	series of schedules, and they are referred to as
13	"Attachments H" to that CORE filing. The utilities have
14	run another scenario of those Attachments Hs. And, this
15	we would like to have marked as "Exhibit 3". We will
16	explain it as the witnesses go through on the stand why
17	this is not replacing those attachment pages.
18	CHAIRMAN IGNATIUS: And, so, just to be
19	sure we're getting it right, Attachment H, in the original
20	bound filing on December 14th, begins on Page 134, is that
21	correct? Bates stamp 134?
22	MR. FOSSUM: Yes.
23	CHAIRMAN IGNATIUS: All right.
24	CMSR. HARRINGTON: Attachment H is part
	{DE 12-262} {12-21-12}

	11
1	CMSR. HARRINGTON: So, that's Cunningham
2	and Iqbal on December 4th?
3	MS. BROWN: That's correct. Now, we
4	know the Settling Parties are aware that OCA has
5	testimony that they would like to have marked, and perhaps
6	some other documents. The Department of Environment
7	Services, Becky Ohler, has testimony to be marked. And,
8	Staff will be assisting Ms. Ohler in getting her direct
9	and making her available for cross-examination. But we
10	won't mark those at this point, we'll just wait for the
11	panel to proceed, and then continue on with the exhibit
12	numbers, if that's acceptable.
13	CHAIRMAN IGNATIUS: All right. And, I
14	know, as part of the Settlement Agreement, there was a
15	condition that the exhibits be made full exhibits without
16	objection. There I guess why don't we take that up at
17	the very end, since there are some parties who are not
18	part of the Settlement Agreement and could raise that
19	issue if they want. So, for the time being, we'll mark
20	these for identification as just described by Staff.
21	(The documents, as described, were
22	herewith marked as Exhibits 1 through 5,
23	respectively, for identification.)
24	MS. BROWN: Thank you. That is it for
	{DE 12-262} {12-21-12}

1	of Attachment A.
2	MS. BROWN: Sorry for the confusion,
3	Commissioner Harrington. We'll explain it as the
4	witnesses go through.
5	For "Exhibit 4", Staff would like to
6	have the Direct Testimony of Mr. Cunningham and Mr. Iqbal
7	marked for identification. I believe you have a copy of
8	it.
9	As "Exhibit 5", the Settling Parties
10	have agreed to identify or to mark for identification
11	Mr. Tom Belair's rebuttal testimony, which I believe you
12	already have a copy. So, I'll just give the Clerk one
13	сору.
14	CHAIRMAN IGNATIUS: Thank you. And,
15	that was revised. So, it's the December 17 version?
16	MR. FOSSUM: Yes.
17	MS. BROWN: That's correct. Yes.
18	CMSR. HARRINGTON: And, that's
19	Exhibit 5?
20	MS. BROWN: Yes.
21	CMSR. HARRINGTON: And, on Exhibit 4,
22	could you go over that one more time. Is it whose
23	testimony and what's the date?
24	MS. BROWN: The Staff's testimony.
	{DE 12-262} {12-21-12}

1	the exhibits. If we can proceed with the panel?
2	CHAIRMAN IGNATIUS: Sure. As you're
3	getting settled, the panel members, let me ask what the
4	expectation is for witnesses beyond that, since there
5	well, including the panel, but since there is one open
6	issue, will the panel address all of the agreed upon
7	issues, and then individually address the open question,
8	and then other witnesses testify to whatever issues they
9	have raised? Or, will we recall members of the panel on
10	the open matters?
11	MS. BROWN: Attorney Fossum and I are
12	planning on questioning the panel in tandem this morning.
13	We are expecting to not or, to skip over the unresolved
14	issue, the C&I RFP issue. After the panel is finished
15	with the Settlement Agreement, we're proposing having Mr.
16	Cunningham and Mr. Belair stay on, I don't know if Mr.
17	Stanley wants to leave the panel at that point, deal with
18	the C&I RFP issue at that point, and then make the panel
19	open for cross-examination. I believe, Mr. Fossum, is
20	that what we had agreed to?
21	MR. FOSSUM: Yes. So, the panel would
22	be available for cross-examination, both on the Settlement
23	Agreement and on the individual C&I RFP issue.
24	CHAIRMAN IGNATIUS: But we'll do it only
	{DE 12-262} {12-21-12}

1	once around. We won't go through the Settlement, and then
2	begin again with the C&I issue?
3	MR. FOSSUM: Correct. Yes.
4	CHAIRMAN IGNATIUS: That's fine.
5	MR. FOSSUM: That was our intention
6	was to just, because that was identified in the
7	Settlement, we thought it would make sense to address it
8	immediately following the Settlement discussion, while the
9	panel is still there.
10	CHAIRMAN IGNATIUS: Okay. I think that
11	makes sense. Is there any objection to that from the
12	non-Settling Parties?
13	(No verbal response)
14	CHAIRMAN IGNATIUS: Looks like not. All
15	right. Good. Then, why don't the three witnesses get
16	settled.
17	(Whereupon Thomas R. Belair, Eric M.
18	Stanley and James J. Cunningham, Jr.
19	were duly sworn by the Court Reporter.)
20	CHAIRMAN IGNATIUS: Please proceed.
21	MR. FOSSUM: Thank you. By agreement of
22	the utilities, I'll be my questions would be directed
23	at the two representatives of the utilities, and Staff
24	will be asking questions of the Staff witness.
	{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham]
1	Q.	And, what is your position with Public Service Company?
2	A.	(Belair) I'm the Customer Solutions Program Manager.
3	Q.	And, what are your responsibilities in that position?
4	Α.	(Belair) I'm responsible for implementing the energy
5		efficiency programs for PSNH.
6	Q.	And, have you previously testified before this
7		Commission?
8	Α.	(Belair) Yes, I have.
9	ΒY	MS. BROWN:
10	Q.	Mr. Cunningham, can you please state your name and
11		position for the record?
12	Α.	(Cunningham) My name is James J. Cunningham, Jr. And,
13		I am a Utility Analyst here at the Commission.
14	Q.	As a Utility Analyst, what is your area of expertise?
15	Α.	(Cunningham) The area of expertise is this filing,
16		energy efficiency programs, specifically this filing,
17		and also cases, other dockets as assigned by the
18		Commission.
19	Q.	Have you testified before this Commission before?
20	Α.	(Cunningham) Yes, I have.
21	Q.	And, you've testified on CORE issues, is that correct,
22		when
23	Α.	(Cunningham) Yes.
24	Q.	when you've testified?
		{DE 12-262} {12-21-12}
		IMITNESS DANEL , Poloir Stonlov, Cunningham 16
1	۵	[WITNESS PANEL: Belair~Stanley~Cunningham]
1	A. Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes.
2	A. Q.	[WITNESS PANEL: Belair~Stanley~Cunningham]
		[WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes. Thank you. Can you please briefly describe your
2 3	Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes. Thank you. Can you please briefly describe your involvement in this docket?
2 3 4	Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes. Thank you. Can you please briefly describe your involvement in this docket? (Cunningham) Yes. I participated with my colleague,
2 3 4 5	Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes. Thank you. Can you please briefly describe your involvement in this docket? (Cunningham) Yes. I participated with my colleague, Mr. Iqbal, and reviewed the filing and did discovery,
2 3 4 5 6	Q. A.	[WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes. Thank you. Can you please briefly describe your involvement in this docket? (Cunningham) Yes. I participated with my colleague, Mr. lqbal, and reviewed the filing and did discovery, and participated in the Settlement discussions.
2 3 4 5 6 7	Q. A. Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes. Thank you. Can you please briefly describe your involvement in this docket? (Cunningham) Yes. I participated with my colleague, Mr. Iqbal, and reviewed the filing and did discovery, and participated in the Settlement discussions. Did you file testimony in this docket?
2 3 4 5 6 7 8	Q. A. Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes. Thank you. Can you please briefly describe your involvement in this docket? (Cunningham) Yes. I participated with my colleague, Mr. lqbal, and reviewed the filing and did discovery, and participated in the Settlement discussions. Did you file testimony in this docket? (Cunningham) Yes. We filed joint testimony, Mr. lqbal
2 3 4 5 6 7 8 9	Q. A. Q. A.	[WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes. Thank you. Can you please briefly describe your involvement in this docket? (Cunningham) Yes. I participated with my colleague, Mr. lqbal, and reviewed the filing and did discovery, and participated in the Settlement discussions. Did you file testimony in this docket? (Cunningham) Yes. We filed joint testimony, Mr. lqbal and I.
2 3 4 5 6 7 8 9	Q. A. Q. A.	[WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes. Thank you. Can you please briefly describe your involvement in this docket? (Cunningham) Yes. I participated with my colleague, Mr. lqbal, and reviewed the filing and did discovery, and participated in the Settlement discussions. Did you file testimony in this docket? (Cunningham) Yes. We filed joint testimony, Mr. lqbal and I. And, if you were asked those questions today, would your answers be the same? (Cunningham) Yes, they would.
2 3 4 5 7 8 9 10 11 12 13	Q. A. Q. A.	[WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes. Thank you. Can you please briefly describe your involvement in this docket? (Cunningham) Yes. I participated with my colleague, Mr. lqbal, and reviewed the filing and did discovery, and participated in the Settlement discussions. Did you file testimony in this docket? (Cunningham) Yes. We filed joint testimony, Mr. lqbal and I. And, if you were asked those questions today, would your answers be the same? (Cunningham) Yes, they would. And, are you adopting the testimony of both you and Mr.
2 3 4 5 7 8 9 10 11 12 13 13	Q. A. Q. A. Q. A. Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes. Thank you. Can you please briefly describe your involvement in this docket? (Cunningham) Yes. I participated with my colleague, Mr. lqbal, and reviewed the filing and did discovery, and participated in the Settlement discussions. Did you file testimony in this docket? (Cunningham) Yes. We filed joint testimony, Mr. lqbal and I. And, if you were asked those questions today, would your answers be the same? (Cunningham) Yes, they would. And, are you adopting the testimony of both you and Mr. lqbal?
2 3 4 5 6 7 8 9 10 11 12 13 14 15	Q. A. Q. A. Q. A. Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes. Thank you. Can you please briefly describe your involvement in this docket? (Cunningham) Yes. I participated with my colleague, Mr. Iqbal, and reviewed the filing and did discovery, and participated in the Settlement discussions. Did you file testimony in this docket? (Cunningham) Yes. We filed joint testimony, Mr. Iqbal and I. And, if you were asked those questions today, would your answers be the same? (Cunningham) Yes, they would. And, are you adopting the testimony of both you and Mr. Iqbal? (Cunningham) Yes. I am.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	Q. A. Q. A. Q. A. Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes. Thank you. Can you please briefly describe your involvement in this docket? (Cunningham) Yes. I participated with my colleague, Mr. Iqbal, and reviewed the filing and did discovery, and participated in the Settlement discussions. Did you file testimony in this docket? (Cunningham) Yes. We filed joint testimony, Mr. Iqbal and I. And, if you were asked those questions today, would your answers be the same? (Cunningham) Yes, they would. And, are you adopting the testimony of both you and Mr. Iqbal? (Cunningham) Yes. I am. If I can segue into any corrections or changes. We've
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	Q. A. Q. A. Q. A. Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes. Thank you. Can you please briefly describe your involvement in this docket? (Cunningham) Yes. I participated with my colleague, Mr. lqbal, and reviewed the filing and did discovery, and participated in the Settlement discussions. Did you file testimony in this docket? (Cunningham) Yes. We filed joint testimony, Mr. lqbal and I. And, if you were asked those questions today, would your answers be the same? (Cunningham) Yes, they would. And, are you adopting the testimony of both you and Mr. lqbal? (Cunningham) Yes. I am. If I can segue into any corrections or changes. We've identified in the record your testimony as "Exhibit 4".
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	Q. A. Q. A. Q. A. Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes. Thank you. Can you please briefly describe your involvement in this docket? (Cunningham) Yes. I participated with my colleague, Mr. lqbal, and reviewed the filing and did discovery, and participated in the Settlement discussions. Did you file testimony in this docket? (Cunningham) Yes. We filed joint testimony, Mr. lqbal and I. And, if you were asked those questions today, would your answers be the same? (Cunningham) Yes, they would. And, are you adopting the testimony of both you and Mr. lqbal? (Cunningham) Yes. I am. If I can segue into any corrections or changes. We've identified in the record your testimony as "Exhibit 4". Do you have any corrections or changes to make to that
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	Q. A. Q. Q. A. Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes. Thank you. Can you please briefly describe your involvement in this docket? (Cunningham) Yes. I participated with my colleague, Mr. lqbal, and reviewed the filing and did discovery, and participated in the Settlement discussions. Did you file testimony in this docket? (Cunningham) Yes. We filed joint testimony, Mr. lqbal and I. And, if you were asked those questions today, would your answers be the same? (Cunningham) Yes, they would. And, are you adopting the testimony of both you and Mr. lqbal? (Cunningham) Yes. I am. If I can segue into any corrections or changes. We've identified in the record your testimony as "Exhibit 4". Do you have any corrections or changes to make to that exhibit?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	Q. A. Q. A. Q. A. Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes. Thank you. Can you please briefly describe your involvement in this docket? (Cunningham) Yes. I participated with my colleague, Mr. lqbal, and reviewed the filing and did discovery, and participated in the Settlement discussions. Did you file testimony in this docket? (Cunningham) Yes. We filed joint testimony, Mr. lqbal and I. And, if you were asked those questions today, would your answers be the same? (Cunningham) Yes, they would. And, are you adopting the testimony of both you and Mr. lqbal? (Cunningham) Yes. I am. If I can segue into any corrections or changes. We've identified in the record your testimony as "Exhibit 4". Do you have any corrections or changes to make to that exhibit? (Cunningham) Yes, I do. On Page 8, Line 8, I'd like to
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	Q. A. Q. Q. A. Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes. Thank you. Can you please briefly describe your involvement in this docket? (Cunningham) Yes. I participated with my colleague, Mr. Iqbal, and reviewed the filing and did discovery, and participated in the Settlement discussions. Did you file testimony in this docket? (Cunningham) Yes. We filed joint testimony, Mr. Iqbal and I. And, if you were asked those questions today, would your answers be the same? (Cunningham) Yes, they would. And, are you adopting the testimony of both you and Mr. Iqbal? (Cunningham) Yes. I am. If I can segue into any corrections or changes. We've identified in the record your testimony as "Exhibit 4". Do you have any corrections or changes to make to that exhibit? (Cunningham) Yes, I do. On Page 8, Line 8, I'd like to remove the word "gas". And, on Page 9, Footnote 12,
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	Q. A. Q. Q. A. Q.	 [WITNESS PANEL: Belair~Stanley~Cunningham] (Cunningham) Yes. Thank you. Can you please briefly describe your involvement in this docket? (Cunningham) Yes. I participated with my colleague, Mr. lqbal, and reviewed the filing and did discovery, and participated in the Settlement discussions. Did you file testimony in this docket? (Cunningham) Yes. We filed joint testimony, Mr. lqbal and I. And, if you were asked those questions today, would your answers be the same? (Cunningham) Yes, they would. And, are you adopting the testimony of both you and Mr. lqbal? (Cunningham) Yes. I am. If I can segue into any corrections or changes. We've identified in the record your testimony as "Exhibit 4". Do you have any corrections or changes to make to that exhibit? (Cunningham) Yes, I do. On Page 8, Line 8, I'd like to remove the word "gas". And, on Page 9, Footnote 12, I'd like to amend to say: "Higher level of funding is
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		14
		[WITNESS PANEL: Belair~Stanley~Cunningham]
1		THOMAS BELAIR, SWORN
2		ERIC M. STANLEY, SWORN
3		JAMES J. CUNNINGHAM, JR., SWORN
4		DIRECT EXAMINATION
5	BY	MR. FOSSUM:
6	Q.	So, for the record, I guess we'll start it this way,
7		Mr. Stanley, could you state your name and place of
8		employment for the record please.
9	Α.	(Stanley) Eric Matthew Stanley. And, I'm employed at
10		Liberty Utilities.
11	Q.	And, what is your position with Liberty Utilities?
12	Α.	(Stanley) I'm the Manager of their Energy Efficiency
13		Program area.
14	Q.	And, what are your responsibilities in that position?
15	Α.	(Stanley) I'm responsible for all planning and
16		implementation activities related to their energy
17		efficiency portfolio in their New Hampshire territory.
18	Q.	And, have you previously testified before this
19		Commission?
20	Α.	(Stanley) Yes.
21	Q.	And, Mr. Belair, could you state your name and place of
22		employment for the record please.
23	Α.	(Belair) Thomas Belair, Public Service Company of New
24		Hampshire.
		{DE 12-262} {12-21-12}

	[WITNESS PANEL: Belair~Stanley~Cunningham] 17
1	part" "in part to the expansion of the fuel-neutral
2	programs."
3	MR. LINDER: Can you say that again
4	please?
5	WITNESS CUNNINGHAM: Yes. Footnote 12,
6	I'd like to add the words "in part", after the second part
7	of the footnote, where it states "lower level of electric
8	MGH [MWH?] savings is due in part to the expansion of fuel
9	neutral programs."
10	MR. LINDER: Thank you.
11	WITNESS CUNNINGHAM: You're welcome.
12	BY THE WITNESS:
13	A. (Cunningham) Page 10, Line 4, I'd like to change the
14	word "program" to "measure", specifically, the last
15	sentence of that question, which states "Unitil
16	(electric) is proposing a pilot program", and I'd like
17	to change "program" to "measure".
18	On Page 13, Line 12, I'd like to change
19	the word "rebate" to "caps", such that that section of
20	the sentence reads "in rebates (such as the proposed
21	doubling of rebate caps for the HPwES Program)".
22	BY MS. BROWN:
23	Q. I just want to clarify, Mr. Cunningham, when you said
24	"replace "rebates"", you meant, rather, that you were
	{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham]
1	Q.	And, you're familiar with the terms of the Settlement
2		Agreement that was filed on December 14?
3	Α.	(Belair) Yes, I am.
4	Q.	Now, though we've heard a little bit about it
5		initially, I'd like to just ask you a few quick
6		questions to identify some of the items of the
7		Settlement Agreement. Could you explain very quickly
8		what Attachment A to the Settlement Agreement is?
9	Α.	(Belair) Attachment A is the original filing of the
10		2013-14 CORE Energy Efficiency Programs that we filed
11		on September 17th of this year.
12	Q.	So, that's just a copy of the utilities' original
13		proposal, is that correct?
14	Α.	(Belair) That's correct.
15	Q.	And, can you very briefly describe what Attachment B is
16		to the Settlement Agreement?
17	Α.	(Belair) Sure. Attachment B contains pages that were
18		updated over the past three months during the discovery
19		and settlement phases of the docket. I'd like to add
20		that, you know, that section, with all the updates,
21		were the result of a rigorous and thorough review by
22		the interested parties and Staff during these past
23		three and a half months. And, we'd like to we
24		certainly appreciate their thoughtful and hard
		{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham] 18	
		. , , , , , , , , , , , , , , , , , , ,	
1		just inserting the word "caps" after the second	
2		"rebates" word, is that correct?	
3	Α.	(Cunningham) Yes. That is correct.	
4	Q.	Thank you.	
5	Α.	(Cunningham) There is one final change on Page 20, Line	
6		20. The year is "2001"; it should be "2011". And,	
7		that completes the corrections to our joint testimony.	
8	Q.	Mr. Cunningham, are you also familiar with Exhibit 1,	
9		the Settlement Agreement?	
10	Α.	(Cunningham) Yes.	
11	Q.	Are you familiar with the terms of the Settlement	
12		Agreement?	
13	Α.	(Cunningham) Yes, I am.	
14	Q.	Are you also familiar with what has been marked as	
15		"Exhibit 2", the merged attachments to the Settlement	
16		Agreement?	
17	Α.	(Cunningham) Yes.	
18	Q.	And, are you also familiar with Exhibit 3, which were	
19		additional Attachment H pages?	
20	Α.	(Cunningham) Yes.	
21	BY	MR. FOSSUM:	
22	Q.	Mr. Belair, did you participate in the settlement	
23		negotiations in this proceeding?	
24	Α.	(Belair) Yes, I did.	
		{DE 12-262} {12-21-12}	
		. ,. ,	

		[WITNESS PANEL: Belair~Stanley~Cunningham] 20
1		thoughtful input and hard work in identifying the
2		changes and updates that were included there.
3	Q.	Now, before getting into the terms of the Settlement
4		Agreement itself, have you prepared or was a document
5		prepared under your direction that merges the changes
6		from Attachments A and B into a single document?
7	Α.	(Belair) Yes.
8	Q.	And, is that the document that was presented as
9		"Exhibit 2" just a few minutes ago in this proceeding?
10	Α.	(Belair) That's correct.
11	Q.	Now, other than incorporating the changes from
12		Attachments other than incorporating the changes
13		from Attachment B into Attachment A, are there any
14		other changes or updates that have been made to this
15		document that are not reflected in Attachments A and B?
16	Α.	(Belair) Yes.
17	Q.	And, could you describe those briefly please.
18	Α.	(Belair) Yes. There were some changes made on
19		December 17th and December 20th, yesterday. And, those
20		changes you'll note that those changes are indicated
21		at the bottom right-hand corner of the pages. Page 4
22		was updated to correct a formatting problem. Page 121
23		and 126
24	Q.	Would you slow down a little bit please.
		{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham] 21
1	Α.	(Belair) Oh. Sorry.
2	Q.	And, could you identify, just very quickly, what that
3		formatting issue is, so everybody is familiar with it.
4	Α.	(Belair) Yes. We had the same sentence on the bottom
5		of Page 4 that was on the top of Page 5. And, we just
6		got rid of the duplicate.
7	Q.	All right. Thank you. Please continue.
8		CMSR. HARRINGTON: And, excuse me, just
9	s	o I'm clear on what you're talking about. These are what
10	th	e differences are between Attachments A and B as they
11	a	opear in Exhibit 2 and as they appear in Exhibit 1?
12		MR. FOSSUM: Yes.
13		CMSR. HARRINGTON: Or, are these
14	a	dditional changes to Exhibit 2?
15		MR. FOSSUM: No. This explanation is to
16	de	escribe the differences between what you see in
17	A	ttachments A and B to Exhibit 1, and what has appeared in
18	E	xhibit 2.
19		CMSR. HARRINGTON: Okay.
20		MR. FOSSUM: So, if one was to do a
21	si	de-by-side comparison, there would be differences
22	b	etween the document filed along with the Settlement
23	A	greement and this document,
24		CMSR. HARRINGTON: And, Exhibit 2
		{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham] 23
1		savings. And, all the changes are highlighted in
2		yellow on that page.
3	Q.	So, other than those changes that you've just
4		described, Exhibit 2 is otherwise just a combination of
5		exhibits of Attachment A and B to Exhibit 1, is that
6		an accurate description?
7	Α.	(Belair) That's correct. This is the final final
8		final, we hope.
9	Q.	Now, while we're in the correcting mode, turning to the
10		Settlement Agreement itself, Exhibit 1, are there any
11		changes or updates to the Settlement Agreement?
12	Α.	(Belair) Yes. There's three minor changes. And, if we
13		go to Page 8, Section F, Number 1, that first sentence
14		says "The CORE Utilities agree that in the CORE Program
15		filing for the 2015-2106", that's supposed to be
16		"2016".
17	Q.	And, are there any other?
18	Α.	(Belair) That's the first correction. On Page 9
19		well, on Page 8, we say "F. Miscellaneous Provisions",
20		and on Page 9 we also say "F. Utility-Specific
21		Issues"; that should have been "G. Utility-Specific
22		Issues". And, if you follow that through to Page 10,
23		"G. General Provisions"; should have been "H. General
24		Provisions".
		{DE 12-262} {12-21-12}
		[WITNESS PANEL: Belair~Stanley~Cunningham] ²⁴
1	Q.	And, are there any other changes or updates that you
2		have to the Settlement Agreement at this time?

All right. Now, just going through the terms of the

conferring.)

Mr. Belair, could you describe what it is that was agreed upon under the Settlement terms for program

Well, I guess I should just be clear ahead of time.

Could you just describe very briefly the background

leading up to this Settlement Agreement please, as

say, we've read it. So, you don't need to do much in the way of background. If there's something you think wasn't

clear in how it was described, that's fine. But we don't

to forgo that particular part and just go to the terms of

{DE 12-262} {12-21-12}

CHAIRMAN IGNATIUS: And, let me just

MR. FOSSUM: That's fine. We're willing

you describe what it is that -- oh.

administration and budgets?

reflected in the Agreement.

need to recite all of that.

Settlement Agreement essentially as they appear, could

(Atty. Brown and Atty. Fossum

3

4 Q.

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12 13 A.

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21 22

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Α.

Q.

14 Q. 15 (Belair) No.

BY MR. FOSSUM:

(Belair) Okay.

		[WITNESS PANEL: Belair~Stanley~Cunningham] 22
1		MR. FOSSUM: and we're just
2	de	escribing what those are.
3		CMSR. HARRINGTON: And, Exhibit 2 is the
4	c	prrect one?
5		MR. FOSSUM: Yes, sir.
6		CMSR. HARRINGTON: Thank you.
7	BY	MR. FOSSUM:
8	Q.	Please continue.
9	Α.	(Belair) Page 121 and 126 required a change to Footnote
10		3. So, in Exhibit 2, you'll see it on Page 121 and
11		126, I think it's dated the 17th the 20th, I mean.
12	Q.	And, what was the change that was made to that
13		footnote?
14	Α.	(Belair) We just changed the in the footnote, we
15		changed the wording to reflect the wording that we had
16		on the other utilities, and we changed "rebates" to
17		"expenses", basically.
18	Q.	And, that's the same change on both Pages 121 and 126,
19		is that correct?
20	Α.	(Belair) That's correct.
21	Q.	Are there any other changes?
22	Α.	(Belair) There's one more, on Page 159. And,
23		basically, that's an updated page for New Hampshire
24		Electric Co-op, where we updated the lifetime MMBtu
		{DE 12-262} {12-21-12}

		25 [WITNESS PANEL: Belair~Stanley~Cunningham]
1	th	e Agreement itself then.
2		CHAIRMAN IGNATIUS: Thank you.
3	BY	MR. FOSSUM:
4	Q.	So, then, I guess returning back to you, could describe
5		briefly what was agreed upon for program administration
6		and budgets please.
7	Α.	(Belair) Sure. And, I'm looking on Page 4 and 5. This
8		section simply states that the utilities have had the
9		responsibility to do the programs at the proposed
10		budgets, and we'll continue doing that. It also states
11		that the utilities will continue to use the same
12		guidelines that we have in the past, if we need to
13		reallocate money between programs. And, in here, it
14		also says, as required by House Bill 1490, the
15		utilities incorporated the RGGI funds as an additional
16		source of funding for the electric distribution
17		companies for the CORE Energy Efficiency Programs.
18		And, we have agreed to budget and track the RGGI and
19		SBC funds in a manner that we set out in Attachment C.
20	Q.	Could you very briefly describe what is in Attachment
21		C?
22	Α.	(Belair) Okay. Attachment C is a presentation we put
23		together to as a recommendation on how to identify
24		program results, which include budgets and actual
		{DE 12-262} {12-21-12}

[WITNESS PANEL: Belair~Stanley~Cunningham] 27 energy expenses that will be removed from the total 1 2 residential sector expenditures when calculating the 3 performance incentive. 4 Q. And, so, if I may summarize, Attachment C shows 5 budgeting and tracking for funding sources, and 6 Attachment D shows a breakdown in electric versus 7 non-electric savings. Is that essentially a very 8 condensed version of what those show? 9 Α. (Belair) Yes. And, this is just for the Home --10 Attachment D is just for the Home Performance with ENERGY STAR Program. And, I'd be happy to walk through 11 12 that, if it's necessary. Q. Well, not -- I don't think so, at this time. And, 13 14 continuing on that theme, have the utilities prepared 15 an example of a breakdown of funding sources and 16 electric and non-electric savings? 17 Α. (Belair) Yes, we have. 18 Q. And, is that what is contained in what was marked at 19 the beginning of this proceeding as "Exhibit 3"? 20 Α. (Belair) Yes, that's correct. 21 Could you very briefly describe what it is that the Q. documents in Exhibit 3 show. 22 23 Α. (Belair) On the first page of that Exhibit 3 is a 24 breakdown of the budget by utility, splitting the {DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham] 26
1		expenditures, program participation, program savings,
2		lifetime kilowatt-hour savings, and lifetime MMBtu
3		savings. And, the utilities propose reporting the
4		results rolled up at the program level, and, for each
5		program, the System Benefits Charge results will be
6		calculated by simply applying the percent of the SBC
7		budget to that rolled up number for the budget, actual
8		expenses, and calculated energy savings, and
9		participation. And, in order to do the RGGI
10		reporting would be the same way. That we would take
11		the percent RGGI funding and apply that percent to the
12		actual expenses, the participation, and the lifetime
13		kilowatt-hour and MMBtu savings.
14	Q.	While we're describing attachments, Mr. Belair, could
15		you also very briefly describe Attachment D and what it
16		is that Attachment D shows?
17	Α.	(Belair) Sure. Attachment D is a sample Home
18		Performance with ENERGY STAR audit that was done as
19		part of the discovery phase of the docket. And, we've
20		modified it to illustrate how the utilities would
21		separate the actual expenses associated with electric
22		versus non-electric measures installed in a home. The
23		purpose of this attachment was simply to show how the
24		utilities will calculate the actual non-electric saving
		{DE 12-262} {12-21-12}

	[WITNESS PANEL: Belair~Stanley~Cunningham] 28
1	System Benefit Charge and the RGGI funds. The intent
2	of this one is to show the percent split for the RGGI
3	funding versus the System Benefit Charge funding, those
4	are the last two columns on the right. And, what we
5	wanted to do is we wanted to take those percentages and
6	show how we would apply the budget. Which the budget
7	would include, you know, the dollars by program, the
8	participation, and energy savings, both kilowatt-hours
9	and MMBtus, and split those based on RGGI and System
10	Benefit Charge.
11	The next page is Attachment H, as it was
12	in the filing, but we added one more field as part of a
13	data request from Staff. We added the "Lifetime MMBtu
14	Savings". So, if you look at the column way on the
15	right, under "Totals", you'll see the lifetime
16	kilowatt-hour savings first, the total program budget,
17	and then the lifetime MMBtu savings underneath it. So,
18	if I look at the "ENERGY STAR Homes Program", excuse
19	me, it's 22 million lifetime kilowatt-hour savings, a
20	budget of \$1.3 million, and 328,000 lifetime MMBtu
21	savings. Just to give you an example. So, that's
22	Attachment H, modified to include the MMBtu savings.
23	The next two pages are simply how we
24	would split the numbers on this second page between
	{DE 12-262} {12-21-12}

		29 [WITNESS PANEL: Belair~Stanley~Cunningham]
1		RGGI and the System Benefit Charge. So, what we're
2		doing is we're simply applying that percentage, and
3		it's roughly 80 percent System Benefit
4		Charge/20 percent RGGI funds, to Page 2, and we're
5		creating two pages to show how we would report
6		differently. The third page here shows what the System
7		Benefit Charge allocation would be if we apply that
8		80 percent to the for the System Benefit Charge, and
9		what it looks like if we were to charge 20 percent to
10		RGGI funding. And, this is simply an illustration of
11		how the utilities propose applying or allocating the
12		budgets and the results to each of these two funding
13		sources.
14	Q.	And, just for clarity sake, this, as you described,
15		this illustration in Exhibit 3 is is that
16		essentially an application of what is in Attachments C
17		and D, funding sources and electric and non-electric
18		savings?
19	Α.	(Belair) It's an application of what's in Attachment C,
20		yes.
21		MR. FOSSUM: Okay. Thank you.
22		CHAIRMAN IGNATIUS: Can I ask one
23	cl	arifying question, just while we're in this? The 80/20
24	s	olit I understand, and we'll probably hear more testimony
		{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham] 31
1		WITNESS BELAIR: Yes. That 27 million
2	is	the sum of the dollars for each of those programs,
3	in	cluding the last thing is the "Utility Performance
4	In	centive". So, it includes the incentive as well.
5		CMSR. HARRINGTON: So, that adds up,
6	th	at's just the total numbers there. Okay.
7		WITNESS BELAIR: That's correct.
8	BY	MS. BROWN:
9	Q.	Mr. Cunningham, I would like to pick up with questions
10		for you. Before we go onto the next section, quarterly
11		meetings, I'd like to just ask you about the Attachment
12		H and Attachment C and D that Mr. Belair just
13		explained. Can you explain why he mentioned that Staff
14		had requested this information in discovery, do you
15		recall that?
16	Α.	(Cunningham) Could you rephrase that question.
17	Q.	Sure. Sure can.
18	Α.	(Cunningham) I'm not following you.
19	Q.	Do you remember that Mr. Belair had testified that some
20		of the attachments, I think it was Attachment C and
21		Attachment D, the utilities had produced in response to
22		Staff discovery requests. Do you recall that?
23	Α.	(Cunningham) Well, I think we were interested in trying
24		to break out the electric and the non-electric portion
		{DE 12-262} {12-21-12}
		[WITNESS PANEL: Belair~Stanley~Cunningham] 32
1		[WITNESS PANEL: Belair~Stanley~Cunningham] 32 of the savings.
1 2	Q.	[WITNESS PANEL: Belair~Stanley~Cunningham]
	Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] of the savings.
2	Q. A.	[WITNESS PANEL: Belair~Stanley~Cunningham] of the savings. And, my next question is, why does Staff feel it
2 3		[WITNESS PANEL: Belair~Stanley~Cunningham] of the savings. And, my next question is, why does Staff feel it important to do that?
2 3 4		[WITNESS PANEL: Belair~Stanley~Cunningham] of the savings. And, my next question is, why does Staff feel it important to do that? (Cunningham) I think this is important going forward
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	A. Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] of the savings. And, my next question is, why does Staff feel it important to do that? (Cunningham) I think this is important going forward because the Commission has approved fuel neutral programs. And, fuel neutral programs provide savings in both electric and non-electric savings. And, we, moving forward with the Commission order, Order 25,402, we want to ensure that the savings are not easily attainable, but rather are challenging savings. So, we want to monitor the savings in the budget and we want to monitor these same electric and fossil savings as actually achieved. Okay. Thank you. If I could direct your attention to Exhibit 1, Page 5, and the Section B, "Quarterly Meetings and Reports".
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17	Α.	(Cunningham) Yes.
18	Q.	The terms of the Settlement are to continue quarter
19		meetings, correct?
20	Α.	(Cunningham) Yes. That's correct.
21	Q.	Are these quarterly meetings things that have occ
22		in the past?
23	Α.	(Cunningham) Yes.
24	Q.	And, with what frequency have they occurred in?
		{DE 12-262} {12-21-12}

[WITNESS PANEL: Belair~Stanley~Cunningham] 30 1 about, is the relative -- the relationship between the 2 amount of the SBC and the amount of the RGGI monies, correct? 3 (No verbal response) Δ CHAIRMAN IGNATIUS: Is the 80/20 split, 5 6 on Attachment D, in your sample, also following that same pattern or is it coincidental that the oil heat was 80 7 8 percent and 20 percent was from electric baseboard. Is it just a coincidence? 9 10 WITNESS BELAIR: That's coincidental. CHAIRMAN IGNATIUS: Okay. Don't do 11 12 that. 13 (Laughter.) WITNESS BELAIR: Sorry. 14 CHAIRMAN IGNATIUS: That's all right. 15 16 Thank you. CMSR. HARRINGTON: Just before we leave 17 this Attachment H, can I just follow up on something? On 18 19 Page 2, I guess is as good as any, the bottom, where it totals up, it says "Total Planned Budget", and then, in 20 the lower right-hand corner it says "27,415,000" and so 21 22 forth, that's the sum of what numbers? Is it the sum of 23 something from the column above? So, is it just the 24 budget numbers for each column above?

		[WITNESS PANEL: Belair~Stanley~Cunningham] 33			[WITNESS PANEL: Belair~Stanley~Cunningham] 35
1	A.	(Cunningham) The meetings are usually held each	1		in moving forward with that. So, what we decided to do
2		quarter, 60 days somewhat after, 60 days after the	2		was to set aside this measure for purposes of this
3		filing of the quarterly reports, 60 days after the end	3		Settlement Agreement and commit to a fast-track
4		of the quarter. For instance, March 31st would be the	4		resolution and review and discussion of all the issues
5		end of the first quarter. Reports would be filed 60	5		pertaining to the CHP, Combined Heat and Power Program.
6		days after that, on May 30th. And, typically, we'd	6		The idea is that, in the first quarter of next year, to
7		adjourn a meeting or we'd set up a meeting with the	7		kind of quickly go through the issues. And, if it's
8		CORE team, perhaps a couple weeks after the quarterly	8		determined that we should move forward with this
9		reports are filed with the Commission.	9		program, the utilities will UES will file a letter
10	Q.	When you say "we", does Staff take an active role in	10		with the Commission by April 30th.
11		coordinating and planning these meetings?	11		With respect to the "deep dive" issues,
12	Α.	(Cunningham) Yes. Staff takes an active role in	12		we're going to ventilate that a little bit further in
13		coordinating them and facilitating the meetings.	13		the context of the quarterly review meetings.
14	Q.	And, Staff is agreeing to do that in the future?	14	Q.	Thank you for that explanation. I just have a question
15	Α.	(Cunningham) Yes. That's correct.	15		about the quarterly reports. Have there been additions
16	Q.	The Settlement also talks about certain issues that	16		to the quarterly reports as a result of the Settlement
17		will be teed up for discussion at these quarterly	17		Agreement?
18		meetings. Do you see those in the Settlement	18	Α.	(Cunningham) Yes. One of the additions that was made
19		Agreement?	19		to the quarterly reports was to incorporate annual
20	Α.	(Cunningham) Yes.	20		savings data of both kilowatt-hour and MMBtu. In
21	Q.	And, if I could paraphrase, one of the issues concerns	21		addition, we'll have percentage of program
22		"deep dive" projects and retrofits, and another issue	22		expenditures, savings and participation, those three
23		is adjusting rebate levels for the Home Energy	23		metrics, attributable to both SBC and RGGI funds. And,
24		Assistance Program, is that correct?	24		we'll accomplish we'll accomplish that by using the
		{DE 12-262} {12-21-12}			{DE 12-262} {12-21-12}

[WITNESS PANEL: Belair~Stanley~Cunningham] 34

A. (Cunningham) Yes.

- 2 Q. Is Staff going to -- is Staff planning on discussing
- 3 these issues at the quarterly meetings with parties?
- 4 A. (Cunningham) Yes, we are.
- 5 Q. And, what's the other usefulness of the quarterly 6 meetings?
- 7 A. (Cunningham) Well, the usefulness of the quarterly
 8 meetings, particularly with respect to these two points
- 9 that you raise, are to get feedback from all the
- 10 parties so that we can formulate some ideas, perhaps
- develop some programs, perhaps change some program
 designs as we move forward.
- 13 Q. Later on in the Settlement Agreement, on Page 9, Unitil
- 14 has agreed to further discuss or exchange information
- about the "Combined Heat and Power Program". Do yourecall that term?
- 17 A. (Cunningham) Yes.
- 18 Q. Those further exchange of information and discussions
- 19 are going to be separate from the quarterly meetings or
- 20 do you have an opinion on that?
- A. (Cunningham) The way it's been set up was we simply
 didn't have enough time to review all of the issues
- 23 pertaining to the Combined Heat and Power pilot
- 24 measure. So, the Company, however, is very interested {DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham]
1		methodology explained by Mr. Belair that was provided
2		in Attachment C to the Settlement Agreement.
3	BY	MR. FOSSUM:
4	Q.	Turning to the next portion of the Settlement
5		Agreement, I'll address questions to Mr. Stanley. But,
6		first, Mr. Stanley, did you participate in Settlement
7		negotiations in this matter?
8	Α.	(Stanley) Yes.
9	Q.	And, are you familiar with the terms of the Settlement
10		Agreement that was filed?
11	Α.	(Stanley) Yes.
12	Q.	Could you very briefly describe the Home Performance
13		the Settlement Agreement as pertains to the Home
14		Performance with ENERGY STAR provisions on Page 6.
15	Α.	(Stanley) Yes. The Settling Parties and Staff agreed
16		not to include in the program proposal an allowance for
17		residential gas customers to receive a cumulative Home
18		Performance with ENERGY STAR Program rebate from both
19		the gas and both their gas and electric utilities.
20		However, the parties will continue to explore and
21		discuss, for example, as Jim referenced, during the
22		quarterly meetings, other opportunities to provide
23		additional energy benefits to gas customers.
24	Q.	But, other than that, is the Home Performance with
		{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham] 37
1		
-		ENERGY STAR essentially as it appears in the filing?
2	Α.	(Stanley) Yes.
3		MR. FOSSUM: Thank you.
4	BY	MS. BROWN:
5	Q.	Mr. Cunningham, turning to Page 6 and the "Performance
6		Incentives" section, under Section D of Exhibit 1. The
7		paragraph mentions a "working group". Are you involved
8		in that working group?
9	Α.	(Cunningham) Yes, I am.
10	Q.	Can you please explain what the working group is
11		agreeing to or what the parties are agreeing to with
12		respect to the working group in this section?
13	Α.	(Cunningham) Yes. The Settlement Agreement provides
14		for the continuation of the Performance Incentive
15		Working Group, to ensure that the performance incentive
16		is appropriately aligned with the CORE Energy
17		Efficiency Program goals.
18		We expect a proposal will be submitted
19		for Commission review by June 30th, 2013. In the
20		meantime, the electric utilities will not collect
21		performance incentives on the non-electric cost portion
22		of the HPwES Programs, until the incentive mechanism
23		put forward by the Performance Incentive Working Group
24		has been approved by the Commission.
		{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanlev~Cunningham]
1		
-		sources will implement all of the programs in the CORE
2		filing. With the exception of the HPwES Program, the
3		non-electric portion of that program, the status quo
4		will continue to be used, which has been established by
5		Commission order, such that the non-electric costs for
6		the HPwES Program are not eligible for calculation of a
7		performance incentive.
8	Q.	Okay. And, with respect to the programs that a
9		performance incentive can be earned on, with the
10		exception of HPwES, we're talking about the programs
11		that are described in the attachments for the CORE
12		Programs, right?
13	Α.	(Cunningham) That's correct.
14		MS. BROWN: Thank you.
15	BY	MR. FOSSUM:
16	Q.	Now, turning over to Page 8, Mr. Belair, could you
17		describe what it is that has been agreed to in
18		Paragraph F.1, the "Miscellaneous Provisions".
19	Α.	(Belair) Yes. The utilities are agreeing that, in the
20		CORE Program filing for the 2015-2016 year, that we'll
21		provide a summary in there that highlights material
22		changes from the prior period, the prior filing. And,
23		those material changes could include things like
24		changes in funding sources, program design changes,
		{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanlev~Cunningham]
1	Q.	Thank you. With respect to Section 2, "Calculation of
2		Performance Incentive in the Interim", can you please
3		summarize this paragraph, what the parties are agreeing
4		to?
5	A.	(Cunningham) Basically, the status quo. The Companies
6		will agree to continue with the existing performance
7		incentive methodology until such time as the Commission
8		reviews the proposal by the Working Group.
9	Q.	Okay. Can I draw your attention to Line 4 of that
10		paragraph, and there's a phrase "for all programs and
11		funding sources", that the performance incentive
12		calculation includes "all programs". Can you please
13		explain what are these "all programs"?
14	Α.	(Cunningham) I lost you on the reference.
15	Q.	I'm in on Page 7, Paragraph 2, fourth line down, "to
16		calculate the performance incentive for all programs
17		and funding sources". Now, we don't have clarified
18		here what the "all programs" are and the "funding
19		sources". And, I just would like you to briefly
20		explain the programs involved and the funding sources?
21	Α.	(Cunningham) Okay. The "funding sources" are the
22		System Benefits Charge and the RGGI funds that will be
23		used to implement CORE Programs funded by the SBC.
24		Those are the "funding sources". And, those funding
		{DE 12-262} {12-21-12}

		40
		[WITNESS PANEL: Belair~Stanley~Cunningham]
1		major changes in rebate rebate levels, any new pilot
2		programs we might be recommending, and major changes in
3		the savings assumptions. If there is a significant
4		variance, the utilities will provide a comparison and
5		an explanation of what that variance is.
6	Q.	And, so, essentially, it's an enhancement to the filing
7		to make it easier to review, is that accurate?
8	Α.	(Belair) That's correct.
9	Q.	Thank you. Turning over to Page 9, and the
10		"Utility-Specific Issues", we'll skip over the "C&I
11		RFP" for the moment. Could you just describe very
12		briefly what it is PSNH has agreed to relative to RSA
13		125-O, as described in the Settlement Agreement?
14	Α.	(Belair) Yes. Well, we've basically we've been
15		providing Staff and the parties with a calculation of
16		set-aside monies available, and we've been doing this
17		on June 1st of each year. And, here, PSNH agrees to
18		continue doing that. PSNH also agrees that it won't
19		include the RGGI funds in those calculations. And,
20		further agree that it will use the same
21		cost-effectiveness test for projects at its own
22		facilities, as it does for customer projects in the
23		CORE Programs.
24	Q.	Now, does this agreement alter the way that PSNH has
		{DE 12-262} {12-21-12}

	[WITNESS PANEL: Belair~Stanley~Cunningham]			[WITNESS PANEL: Belair-Stanley-Cunningham] 43
1	done such set-asides in the past?	1		that are before us today.
2	•	2	Q.	•
			α.	Do you have an opinion on the just and reasonableness
3	MR. FOSSUM: Thank you. I have nothing	3		of the expenses that the Staff is proposing in the
4	further on the Settlement Agreement. And, I can move to	4		Settlement Agreement?
5	the reserved issue, unless Staff has some further	5	Α.	(Cunningham) Uh-huh. Yes. I believe these expenses
6	questions on the Agreement itself.	6		are just and reasonable, based on the reviews that
7	CHAIRMAN IGNATIUS: Attorney Brown.	7		Staff has performed.
8	MS. BROWN: The Staff has some general	8	Q.	Does the Settlement Agreement supersede many of the
9	questions.	9		issues in your testimony, your and Mr. Iqbal's
10	BY MS. BROWN:	10		testimony?
11	Q. Mr. Cunningham, can you please explain whether Staff	11	Α.	(Cunningham) Yes. The Settlement Agreement changes
12	conducts an audit of the CORE filings?	12		some of the points we made in our testimony. The
13	A. (Cunningham) The Staff does annual audits of each of	13		Combined Heat and Power measure put forward by UES, in
14	the companies, each of the six companies. And, the	14		our original joint testimony, we had indicated that
15	audits are provided, initial drafts, to the company.	15		there wasn't enough information to review that
16	Their comments and feedback are reflected in updates to	16		proposal. So, what the Settlement does is it puts it
17	the audit reports. And, then, final audit reports are	17		on a fast track for review in the first quarter of
18	issued. At this point, for 2011 audits, the audit has	18		2013. And, if the utility wants to go forward with the
19	been completed, and a final report has been issued for	19		program, it will advise the Commission in the form of a
20	PSNH. And, the PUC Audit Staff is currently working on	20		letter by the end of April.
21	audits of the other companies. Sometimes the results	21		The second change that was made in the
22	of the audits result in findings that have to be put	22		Settlement Agreement was pertaining to the "deep dive"
23	before the Commission for adjudication. An example of	23		measures put forward by the gas companies. In our
24	that would be the 125-O issue that Mr. Belair just	24		testimony, we were not able to bring that issue to
	{DE 12-262} {12-21-12}			{DE 12-262} {12-21-12}

42 [WITNESS PANEL: Belair~Stanley~Cunningham]
mentioned.
So, if there are issues that come out of the audit.

3	functionally.	how whi	ch proceedina	, how are they

4 resolved, if you could please speak to that?

1 2 Q.

- 5 A. (Cunningham) Yes. In the illustration I just
- 6 mentioned, it would be in the context of the CORE
- 7 docket where the 125-O issue came up in a audit report.
- And, it was adjudicated before the Commission in Docket
 10-188.
- 10Q.Thank you. Do the CORE Programs impact rate -- or, the11budgets for these CORE Programs that we're proposing
- 12 the Commission approve today, do they impact customer 13 rates?
- A. (Cunningham) Yes. The rates for the SBC are fixed
 rates. The rate for the LDAC, the gas energy
- 16 efficiency, are variable rates. The Commission has
- 17 already approved the LDAC rates for the gas companies.
- 18 One of the checkpoints that Staff performed, in review
- 19 of these CORE budgets, was whether or not the expenses
- 20 reflected in the LDAC rates for the gas companies tied
- 21 in with the expenses incorporated in these CORE
- 22 filings, and it did. And, so, that the funding
- 23 mechanism that the Commission approved in the cost of 24 gas, with respect to the LDAC, funds these programs
 - gas, with respect to the LDAC, funds these programs {DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham]
1		closure, because we didn't have enough information.
2		The Settlement Agreement allows an opportunity for the
3		Company to bring forward more information in the
4		context of the quarterly reviews. And, we will
5		evaluate the information in that forum in 2013.
6		The C&I RFP Program, we had recommended
7		that there was not sufficient information in that
8		program to take a position on it. We find that, in the
9		Settlement Agreement, there is a change. And, the
10		change, let's see, I don't want to misspeak here, the
11		change in the Settlement Agreement provides that the
12		Settling Parties and Staff will not were not able to
13		agree on implementing this PSNH C&I RFP Program for the
14		competitive and economic development as a full CORE
15		program, and shall present this issue for the
16		Commission's consideration here today.
17	Q.	And, when the Settlement Agreement talks about "present
18		the issues for the Commission's consideration", if the
19		Commission were to want Staff's opinion, would then
20		they turn to Staff's testimony on this issue?
21	Α.	(Cunningham) In part, they would find some general
22		discussion in our testimony about the issues that we
23		felt should be addressed. So, our recommendations
24		ended at "what are the issues that need to be
		{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham]	47 [WITNESS PANEL: Belair~Stanley~Cunningham]
1		addressed?"	1 same level of information that was provided for HPwES
2	Q.	Have you had an opportunity to review what's been	2 needs to be provided for this program, i.e. the third
3		marked for identification as "Exhibit 5", which is the	3 party evaluation of the program.
4		corrected rebuttal testimony of Mr. Belair?	4 And, those would be the recommendation
5	Α.	(Cunningham) Yes. A very informative piece. He	5 that Staff would make with respect to the C&I RFP
6		addressed the issues that Staff had identified as	6 Program.
7		issues to be addressed in this program. I'm not sure	7 MS. BROWN: Thank you for that
8		we want to go forward with this part of the discussion	8 clarification of Staff's position on the C&I RFP.
9		now, but I can, if you like?	9 Attorney Fossum.
10	Q.	Well, I believe, functionally, we've left presenting	10 MR. FOSSUM: Thank you.
11		the Settlement Agreement, and	11 BY MR. FOSSUM:
12	Α.	(Cunningham) Okay. So, we're there.	12 Q. For completeness, relative to the well, Mr. Belair,
13	Q.	we're now into the C&I RFP issue. And, I would just	13 did you prepare or was testimony prepared under your
14		finally like to have you conclude with, now that you've	14 direction in this docket?
15		stated that you've reviewed Mr. Belair's testimony, how	15 A. (Belair) Yes, it was.
16		has that modified your prefiled testimony?	16 Q. And, that testimony was originally was originally
17	Α.	(Cunningham) Yes.	17 filed, but then corrected on December 17th, is that
18	Q.	Thank you.	18 correct?
19	Α.	(Cunningham) I'd like to just add that Mr. Belair's	19 A. (Belair) Yes.
20		testimony was very informative with respect to an issue	20 Q. And, do you have any additional changes, updates or
21		that we were concerned about, which was transparency.	21 amendments to that testimony today?
22		And, in his Mr. Belair's testimony pointed out that	22 A. (Belair) No, I don't.
23		there is information provided about this program in the	23 Q. And, is that testimony true and accurate to the best of
24		quarterly reviews and in the context of the New	24 your knowledge and belief today?
		{DE 12-262} {12-21-12}	{DE 12-262} {12-21-12}

	[WITNESS PANEL: Belair~Stanlev~Cunningham]
1	Hampshire PUC audit reports, and in discovery in the
2	case. He provided several interesting illustrative
2	examples of the work done in this program, for several
4	projects; one in Hudson, one in Keene, and another in
5	Springfield. And, he provided very useful information
6	about the appropriateness of the 35 percent rebate
7	level that is set in this program.
8	However, time was a factor, and we did
9	not have time to fully evaluate all of the elements of
10	Mr. Belair's testimony. Given the nature of this
11	particular proceeding as sort of like a "rocket docket"
12	proceeding, the parties are in the midst of resolving a
13	number of issues for purposes of reaching this
14	Settlement Agreement, and we weren't able to bring
15	closure to this particular issue.
16	But, upon further reflection, we look at
17	the experience that we have in the past year with
18	respect to moving a program from a "pilot" status to a
19	"permanent" status, and that's pertaining to the HPwES
20	Program. In 2012, Commission Order 25,402 authorized
21	the pilot HPwES Program to move to a permanent program.
22	We believe the Commission needs to make that same
23	determination in this case. Further, we believe that,
24	before the Commission can make that determination, the
	{DE 12-262} {12-21-12}

22 23 24	A. Q.	(Belair) No, I don't. And, is that testimony true and accurate to the best of your knowledge and belief today? {DE 12-262} {12-21-12}
		48 [WITNESS PANEL: Belair~Stanley~Cunningham]
1	A.	(Belair) Yes.
2	Q.	And, does your testimony relate solely to the PSNH C&I
3		RFP Program?
4	Α.	(Belair) Yes.
5	Q.	Would you very briefly, since we've just heard so much
6		about the program described, could you just very
7		briefly describe your the contents of your testimony
8		please.
9	Α.	(Belair) Sure. The C&I Pilot RFP Program that PSNH
10		proposes, we've been running that program for ten
11		years, and as a on a utility-specific basis, meaning
12		PSNH is the only one that's running that right now.
13		It's been operating for ten years, and has been, you
14		know, until Staff's testimony, there's been no issues
15		raised on the program. The concerns raised by Staff we
16		believe have been addressed in my testimony.
17		Specifically, that there is plenty of customer
18		interest, that the program does provide useful data
19		that informs our Large Business Retrofit Program, and
20		PSNH has shared the RFP detailed schedules and
21		selection criteria with all of the interested parties,
22		you know, since the program's inception. And, you
23		know, almost all the information on the program is
24		available on our website as well. And, we've also
		{DE 12-262} {12-21-12}

	49 [WITNESS PANEL: Belair~Stanley~Cunningham]	51 [WITNESS PANEL: Belair~Stanley~Cunningham]
1	provided quarterly reports since 2002, just like we	1 things going on here. So, Ms. Knowlton, do you have
2	have with the other, you know, CORE Programs.	2 anything?
3	In addition to that, the program has	3 MS. KNOWLTON: I have nothing.
4	been audited by the Commission Staff four times, and	4 CHAIRMAN IGNATIUS: Ms. Goldwasser?
5	there's been no findings or issues as part of that	5 MS. GOLDWASSER: No. Thank you.
6	audit.	6 CHAIRMAN IGNATIUS: Mr. Dean?
7	Every CORE filing has provided an	7 MR. DEAN: No questions. Thank you.
8	opportunity to for discovery and details related to	8 CHAIRMAN IGNATIUS: Mr. Clouthier?
9	this program, and we've answered numerous data requests	9 MR. CLOUTHIER: No questions. Thank
10	on this over the past ten years. And, each year we	10 you.
11	have a bidders conference, and this year it's scheduled	11 CHAIRMAN IGNATIUS: Mr. Nute?
12	for January 11th, where customers and third party	12 MR. NUTE: No thank you.
13	engineering firms, lighting contractors, a whole bunch	13 CHAIRMAN IGNATIUS: Mr. Linder?
14	of different vendors come together to learn, not only	14 MR. LINDER: Just one question.
15	about this program, but all the programs that we offer	15 CROSS-EXAMINATION
16	in the state, all the CORE Programs. And, we provide	16 BY MR. LINDER:
17	detail and respond to all the questions regarding the	17 Q. On the Settlement Agreement, if I could direct it to
18	implementation of this program at that bidders	18 Mr. Belair, on the very bottom
19	conference.	19 CMSR. HARRINGTON: Could you use a
		-
20	One thing, just to clarify, that this	20 microphone please. Could you use a microphone please.
21	program is different from the large business programs,	21 BY MR. LINDER:
22	in that it's not intended to be a mass market program.	22 Q. On the bottom very bottom of Page 7, very last line,
23	The program was designed to assist customers that have	23 now you see that says "Low Income Customers"?
24	large, comprehensive, multi-measure projects,	24 A. (Belair) Yes.
	{DE 12-262} {12-21-12}	{DE 12-262} {12-21-12}
	[WITNESS PANEL: Belair~Stanley~Cunningham] ⁵⁰	[WITNESS PANEL: Belair~Stanley~Cunningham] 52
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		[WITNESS PANEL: Belair~Stanley~Cunningham] 53			[WITNESS PANEL: Belair~Stanley~Cunningham]
1	Α.	(Belair) Yes, I do.	1		identification.)
2	Q.	And, what market barriers would you identify?	2		MR. LINDER: Do you have any more copies
3	Α.	(Belair) I would kind of focus mostly on deeper energy	3	0	f that?
4		savings. This program requires that, in order to	4		MS. CHAMBERLIN: Yes. They're going
5		participate in the program, you have to have a minimum	5	а	round.
6		of 100,000 kilowatt-hours of savings a year. So, we're	6		MR. LINDER: Thanks.
7		looking for, you know, deeper saving projects. We're	7	BY	MS. CHAMBERLIN:
8		also it's also targeting comprehensiveness, in that	8	Q.	Can you describe the purpose of the EESE Board? When I
9		trying to get customers to do more than just the	9		say "EESE Board", what am I referring to? Is it Energy
10		lighting or heating and cooling system, try to do more	10		Efficiency Sustainability", and one more word, "E",
11		things all at once. So, we're trying to and, in	11		Board recommendations?
12		doing that, getting the trades, like lighting	12	Α.	(Belair) Could you ask the question again. You're
13		contractors and HVAC contractors or air compressor	13		answering one of them. So, I want to find out which
14		contractors to work together to solve customer	14		one I have to answer.
15		projects, customer you know, energy-saving	15	Q.	The EESE Board is a group of representatives working on
16		opportunities at customers' facilities.	16		energy efficiency programs, is that correct?
17	Q.	And, you feel that the program incentive facilitates	17	Α.	(Belair) Yes.
18		that last point that you made about the contractors and	18	Q.	And, as part of their work, they have reviewed the
19		customers?	19		report done by the VEIC, which was at the request of
20	Α.	(Belair) Yes.	20		the Legislature, correct?
21		MR. LINDER: Okay. Thank you for that	21	Α.	(Belair) Yes.
22	cl	arification. I have no further questions.	22	Q.	And, as a result of that work, they have come to a
23		CHAIRMAN IGNATIUS: Thank you.	23		summary of the recommendations contained in that
24	М	s. Chambers?	24		report, is that correct?
		{DE 12-262} {12-21-12}			{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham] 54
1		MS. CHAMBERS: No questions. Thank you.
2		CHAIRMAN IGNATIUS: Ms. Ohler?
3		MS. OHLER: No questions.
4		CHAIRMAN IGNATIUS: Attorney Chamberlin?
5		MS. CHAMBERLIN: I have a few questions.
6	т	nank you.
7	BY	MS. CHAMBERLIN:
8	Q.	Mr. Belair, are you familiar with the Vermont Energy
9		Investment Corp. Study?
10	Α.	(Belair) I'm somewhat familiar with it, yes.
11	Q.	And, if I show you this document, which is a four-page
12		summary of the EESE Board recommendations, have you
13		looked at that before?
14	Α.	(Belair) Yes, I have.
15		MS. CHAMBERLIN: Okay. I'd like to have
16	th	is marked for identification as the next exhibit.
17		(Atty. Chamberlin distributing
18		documents.)
19		CHAIRMAN IGNATIUS: Are we up to Exhibit
20	61	2
21		MS. DENO: Yes.
22		CHAIRMAN IGNATIUS: Thank you.
23		(The document, as described, was
24		herewith marked as Exhibit 6 for
		{DE 12-262} {12-21-12}

		{DE 12-262} {12-21-12}
		[WITNESS PANEL: Belair~Stanley~Cunningham]
1	Α.	(Belair) Yes.
2	Q.	Could you turn to the last page of the four-page
3		summary.
4	Α.	(Belair) I'm there.
5	Q.	And, there's a title that says "Recommendations for
6		Near-Term Action"?
7	Α.	(Belair) Uh-huh.
8	Q.	In your opinion, does the Settlement Agreement
9		incorporate improvements in evaluation, monitoring, and
10		verification practices?
11	Α.	(Belair) Yes, it does.
12	Q.	As recommended by the VEIC report?
13	Α.	(Belair) I believe it does.
14	Q.	And, do you agree that the Settlement Agreement
15		maintains momentum of the Low-Income Weatherization
16		Program?
17	Α.	(Belair) We believe it does.
18	Q.	Do you believe that the Settlement Agreement does
19		everything that it could in terms of moving these
20		programs forward or are there still there's still
21		changes that can be made going forward?
22	Α.	(Belair) I think there's always opportunities to make a
23		program better. I'll leave it at that.
24	Q.	I have a clarification to one of the questions that was
		{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham] 57		[WITNESS PANEL: Belair~Stanley~Cunningham] 59
1		made. On the incentives, the funds for the customer	1	MS. KNOWLTON: And, actually, I want to
2		loan programs are not included in the incentive	2	object for a minute to a premise of the question, which
3		calculation, is that correct?	3	referred to "the proposal". There is no proposal pursuant
4	Α.	(Belair) Can you say that again? I'm sorry.	4	to the Settlement Agreement. The Parties Settling
5	Q.	There are funds made for loans to customers to	5	Parties, Staff and Settling Parties agreed to take it off
6		undertake some of these programs, if they do not have	6	the table. So, there is no proposal that the Settling
7		the cash available themselves, correct?	7	Parties and Staff have put forward for the Commission's
8	Α.	(Belair) Right.	8	consideration today.
9	Q.	Are those funds used in the calculation of the	9	MS. CHAMBERLIN: Yes. That's correct.
10		incentives for the utilities?	10	I'm doing it on the proposal that is not part of the
11	Α.	(Belair) No, they are not.	11	Settlement Agreement.
12	Q.	No, they are not. Thank you. Concerning the "deep	12	CHAIRMAN IGNATIUS: All right. And, I
13		dive" program, which is the larger rebates for gas	13	think it's fair to inquire. And, just because the
14		customers, and this is the area that was not included	14	Settling Parties may have chosen to take it off the table,
15		in the Settlement Agreement, Staff has said in its	15	doesn't mean that it's off the table. It means it's part
16		testimony that the proposal "does not address the	16	of the package the Settling Parties are putting forward.
17		cost-effectiveness of the program." Do you agree with	17	But, unless you're telling me that the Company is
18		that statement?	18	withdrawing that from the original filing, and that we
19	Α.	(Belair) I think all the programs are cost-effective.	19	should amend the filing to no longer have any reference to
20		I will tell you that, as you do deeper dives or you do	20	that program, which I don't see written anywhere, then I
21		more weatherization work, the more you do, the less	21	think it's fair to inquire.
22		cost-effective it gets. But I don't think we're at	22	MS. KNOWLTON: Right. I think I just
23		that point yet.	23	wanted to make sure it was clear for the record that, you
24	Q.	Would you ever implement a program that was not	24	know, what the Settling Parties have done is they have
		{DE 12-262} {12-21-12}		{DE 12-262} {12-21-12}

[WITNESS PANEL:	Belair~Stanley~Cunningham] 58
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- 1 cost-effective?
- 2 A. (Belair) Is that a trick question?
- 3 Q. No, it's not.
- 4 A. (Belair) And, the reason why I say that is, there was a
- 5 time that we had a low income program that was not at a
- 6 benefit/cost ratio of greater than one. So, we have
- 7 implemented a program at one point that wasn't
 8 cost-effective. But our intent is to have, you know
- 8 cost-effective. But our intent is to have, you know,
 9 the programs cost-effective, and especially at the
- 10 sector level, the residential and commercial/industrial
- 11 sector level.
- 12 Q. So, under the "deep dive" program, the measures must
- undergo the same scrutiny that they would undergo underthe other programs?
- 15 A. (Belair) Yes. For the Home Performance with ENERGY
- 16 STAR Program, the package that gets done has to be 17 cost-effective.
- 18 Q. Right. So, the proposal is not to offer more
- 19 incentives than other customers would get, correct? I
- 20 mean, its performance is not to add additional
- 21 incentives that would not be cost-effective, the
- 22 proposal is to simply allow customers to do more
- 23 cost-effective energy efficiency?
- 24 A. (Belair) That's --

{DE 12-262} {12-21-12}

[WITNESS PANEL: Belair~Stanley~Cunningham] 60 1 said that the proposal for the programs for the 2013 and 2 2014 program years should be approved except as amended in 3 the Settlement Agreement, and the Settlement Agreement does amend that particular proposal. So, I just wanted to 4 5 be clear what we were -- to the extent we're talking about 6 "the proposal" that, for purposes of the Settlement, the Settling Parties and the Staff have changed, you know, in 7 8 the Settlement Agreement what is being sought approval for 9 in that regard. I understand she can ask questions about 10 what was in Attachment A and submitted to the Commission initially. 11 12 CHAIRMAN IGNATIUS: Thank you. Please 13 proceed. 14 (Court reporter noting that he did not record the full answer to the last 15 16 question asked by Atty. Chamberlin.) CHAIRMAN IGNATIUS: The question was 17 your characterization that it would allow --18 19 MS. CHAMBERLIN: -- additional 20 cost-effective measures to be undertaken, is that correct? WITNESS BELAIR: That's correct. 21 22 BY MS. CHAMBERLIN: 23 Q. Are there additional administrative costs required to 24 implement this program, this measure? {DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham] 61		[WITNESS PANEL: Belair~Stanley~Cunningham]
1	Α.	(Belair) There's very little additional administrative	1	MS. CHAMBERLIN: Excuse me. There's no
2		costs in there.	2	question being addressed to the witness. So, I'm not sure
3	Q.	So, the cost of having an analyst come in, analyze the	3	if he's confused about exactly the subject
4		home or the business, is still the same cost whether	4	WITNESS CUNNINGHAM: Well, you're
5		they do a \$4,000 incentive or an \$8,000 incentive,	5	referring to my testimony and
6		correct?	6	MS. CHAMBERLIN: But I haven't asked
7	Α.	(Belair) That's correct. To do an audit of the home,	7	that question yet.
8		yes.	8	WITNESS CUNNINGHAM: You provided
9	Q.	And, so, the audit would only, again, identify	9	Attachment D, which is not part of my testimony. So, I
10		cost-effective measures that qualify for an incentive?	10	just wanted to clarify, you're talking about standard
11	Α.	(Belair) I want to say the answer is "yes", in that the	11	measures, which Attachment D talks about,
12		package of measures have to qualify for the home. So,	12	MS. CHAMBERLIN: Well, I'm
13		you may have some a marginal cost-effective measure	13	essentially
14		that gets added to some very cost-effective measures,	14	WITNESS CUNNINGHAM: or "deep dive"
15		the whole package has to be cost-effective, in order to	15	measures, which is the purpose, I think, of your line of
16		move forward with the home.	16	questions.
17	Α.	(Cunningham) I don't know if I could interject here or	17	MS. CHAMBERLIN: It is. It is. I
18		not, but I wonder if we could provide some clarity	18	didn't understand your question, I guess. I was looking
19		about what the measures are that you're referring to?	19	at the incentive, more than the actual programs. And,
20	Q.	Sure. I would have to turn to well, turning to	20	what I am looking at is the difference between a \$4,000
21		Staff's testimony might be the easiest way. Okay.	21	incentive and an \$8,000 incentive.
22		Attachment D is a sample of a home energy audit. So	22	WITNESS CUNNINGHAM: And, I have no idea
23		that would be a list of the programs that could be	23	what that is. This record has not been established to
24		undertaken?	24	determine what those measures are. And, so, when we talk
		{DE 12-262} {12-21-12}		{DE 12-262} {12-21-12}

		6	52
[WITNESS PANEL:	Belair~Stanle	v~Cunningham]	

- 1 Α. (Belair) That's a sample list of measures that would be
- 2 done at a home.
- Q. Right. 3
- 4 Α. (Belair) Yes.
- So, from the customer's -- from the homeowner's point 5 Q.
- of view, if someone comes -- if the audit says that 6
- there are certain measures that would be 7
- 8 cost-effective, and the homeowner does not have the
- resources to pay for all of these measures, the point 9
- 10 of the incentive is to get the homeowner to the point
- where they can participate in as many cost-effective 11
- 12 measures as are identified?
- 13 (Belair) That's correct. Our intent of going into the Α. home is to do everything we can, so we don't have to 14 revisit it. 15
- 16 Because to revisit it would lose energy savings and Q. 17 would add costs, correct?
- (Belair) That's correct. 18 Α.
- 19 Α. (Cunningham) I just wanted to interject here again.
- 20 I'm getting a little bit lost. I would like to
- participate in this, but I think the line of 21
- 22 questioning has to be clarified. The Commission has
- 23 standard measures that it has approved in the HPwES 24 Program.

{DE 12-262} {12-21-12}

	[WITNESS PANEL: Belair~Stanley~Cunningham] 64			
1	about measures that aren't even established in the record.			
2	and we talk about "cost-effectiveness" of those measures.			
3	I think we're going down a blind alley.			
4	MS. CHAMBERLIN: All right. Well, it's			
5	in OCA testimony, which, as you point out, is not formally			
6	introduced yet. So, I can wait until we do that, and then			
7	ask people to come back and testify on it. But my			
8	understanding is that people are familiar with the			
9	testimony, and that this was an issue that we had			
10	discussed. And, we don't agree on it, but it's not an			
11	issue that hasn't been identified and described in			
12	testimony.			
13	CHAIRMAN IGNATIUS: Well, I think it's			
14	fair to ask him if he's if any of the witnesses are			
15	familiar with the testimony from Mr. Eckberg, and even			
16	though it hasn't been introduced yet, if they have			
17	comments on that testimony, rather than having to recall			
18	anyone.			
19	BY MS. CHAMBERLIN:			
20	Q. Well, are all the witnesses familiar with Mr. Eckberg's			
21	testimony?			
22	A. (Cunningham) Yes, I am.			
23	Q. Okay.			
24	A. (Belair) Yes, I am.			

{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham]
1	Α.	(Stanley) Yes.
2	Q.	Great. Can you turn to Page 3 and 4 of Mr. Eckberg's
3		testimony. Do you have that available to you?
4	Α.	(Cunningham) Which exhibit is this, counselor? I'm
5		sorry. This is Exhibit
6		MS. CHAMBERLIN: Well, it has not been
7	fo	rmally introduced yet, but I know that the parties are
8	fa	miliar with the testimony.
9		CHAIRMAN IGNATIUS: Why don't we mark it
10	fo	r identification, and subject to qualification by
11	м	r. Eckberg when he's on the stand. So, let's mark it as
12	"E	xhibit 6", this is the December
13		CMSR. HARRINGTON: Number 7.
14		CHAIRMAN IGNATIUS: Excuse me. Thank
15	yc	ou. "Seven".
16		MS. CHAMBERLIN: Seven?
17		CHAIRMAN IGNATIUS: This is the December
18	4,	2012 Testimony of Stephen Eckberg.
19		(The document, as described, was
20		herewith marked as Exhibit 7 for
21		identification.)
22	BY I	MS. CHAMBERLIN:
23	Q.	So, looking at Page 3, there was originally a proposal
24		that natural gas heat customers would be eligible for
		{DE 12-262} {12-21-12}

		⁶⁷ [WITNESS PANEL: Belair~Stanley~Cunningham]
1		work. Any time you weatherize a home, you're spending
2		a substantial amount of money to improve it. So, even
3		if you're going to be paying \$4,000, that's a
4		substantial amount of money for most people.
5	Q.	And, once these measures are in, they generally last
6		for, you know, oh, a good long time, perhaps the
7		lifetime of the house, 20 years perhaps? Different
8		measures have different lifetimes?
9	Α.	(Belair) Yes.
10	Q.	And, they incur savings right away?
11	Α.	(Belair) Yes.
12	Q.	Right. Correct. Now, regarding the C&I RFP Program,
13		that's the actual issue that has been preserved in the
14		Settlement Agreement. You say that the program has
15		been in effect for ten years?
16	Α.	(Belair) That's true.
17	Q.	And, again, would you say these are the more
18		challenging, the more difficult savings to achieve,
19		because they're not inexpensive and they're not the
20		most obvious that a business owner would look to?
21	Α.	(Belair) I would say that they're a little harder to
22		achieve and they're a little harder to get customers to
23		get approved internally through their justification
24		process. So, a little of both.
		{DE 12-262} {12-21-12}

		66
		[WITNESS PANEL: Belair~Stanley~Cunningham]
1		up to \$8,000 in rebates through the HPwES Program. I
2		was reading from the question on Line 15.
3	Α.	(Belair) I believe Mr. Eckberg's testimony was
4		referring to a \$4,000 rebate maximum from the gas
5		company and a \$4,000 rebate maximum from the electric
6		company. Is that what you're asking?
7	Q.	Yes.
8	Α.	(Belair) Yes.
9	Q.	Yes. That is correct. Mr. Belair, would you
10		characterize these this program as achieving
11		challenging savings, as in not the low-hanging fruit,
12		but in the perhaps more complex, perhaps more expensive
13		savings to be achieved?
14	Α.	(Belair) I would say, when you weatherize a home, it's
15		probably one of the more expensive things that you do
16		to save energy, you know, different from changing a
17		light bulb. So, it's a little bit more expensive to
18		weatherize a home.
19	Q.	And, is it your experience that, in today's economy,
20		homeowners, residential customers are have a little
21		less money available to invest in long-term energy
22		savings?
23	Α.	(Belair) You know, I'm not an economist, but I read the
24		newspaper. And, I know there's a lot of people out of
		{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham] 68
1	Q.	And, again, recognizing that you're not an economist,
2		would you say, in this fairly weak economy, that
3		businesses are struggling to find investment dollars to
4		participate in energy efficiency?
5	Α.	(Belair) I can give you my opinion, in that I think
6		businesses are always looking for ways to improve their
7		bottom line. And, I think that, while, if there's a
8		slowdown, they might try to do things to make it
9		make their business more efficient when the economy
10		comes back.
11	Q.	And, perhaps the flip-side of that is that cost of
12		materials and installation may be at a may be lower
13		than they might be in a booming economy, is that a fair
14		statement?
15	Α.	(Belair) The labor to install something, you might be
16		able to get a better deal possibly.
17	Q.	And, you would receive savings immediately, once the
18		measures are installed?
19	Α.	(Belair) That's correct.
20		MS. CHAMBERLIN: If I could just have a
21	m	inute, and then I will wrap up?
22		CHAIRMAN IGNATIUS: Take your time.
23		(Atty. Chamberlin conferring with Mr.
24		Eckberg.)
		{DE 12-262} {12-21-12}

		1	
	⁶⁹ [WITNESS PANEL: Belair~Stanley~Cunningham]		[WITNESS PANEL: Belair~Stanley~Cunningham]
1	MS. CHAMBERLIN: That's all I have.	1 A.	(Belair) When I say "22.3", that's the average on a
2	CHAIRMAN IGNATIUS: Thank you. All	2	typical home. When you go into a home, if it has R5 in
3	right. Questions from Commissioners? Commissioner	3	the attic, our intent is we're going to go up and we're
4	Harrington.	4	going to put it get it up to R49, which is what code
5	CMSR. HARRINGTON: Good morning. I'll	5	is now. And, so, what we would do is we would
6	ask the questions, and unless I specifically ask for	6	calculate the energy savings from going from R5 to R49.
7	somebody, whoever is the most appropriate should just	7 Q.	So, it's specific to each project, that's what I'm
8	answer.	8	trying to find out?
9	BY CMSR. HARRINGTON:	9 A.	(Belair) That's correct.
10	Q. On Exhibit 3, Page 2, I was just curious, this is the	10 Q.	Okay. So, these numbers are, you go to each project,
11	chart that shows lifetime MMBtu savings. Can someone	11	you figure out what the actual case is there. So, in
12	briefly tell us, how do you calculate that number?	12	the case where it went from R5 to R49 would be a
13	A. (Belair) If I can give you just an example, when you	13	different savings from a place that went from R25 to
14	weatherize a home, we've had an impact evaluation that	14	R49?
15	said "most homes, when you weatherize them, will save	15 A.	(Belair) That's correct.
16	22.6 MMBtus." 22.6 MMBtus is about 150 gallons of oil,	16 Q.	And, then, you and, so, it's a real number, not just
17	if you're in an oil-heated home. And, so, we take the	17	a calculated average?
18	22.6 MMBtus I think it's 22.3 MMBtus, and you	18 A.	(Belair) No, it's a real number. Yes.
19	multiply that by, if you put in insulation in the	19 Q.	Okay. That's what I was trying to get at. And, do you
20	attic, you would multiply that 22.3 by 25 years, which	20	look at anything to do with the efficiency of the
21	is the measure life of the insulation. So, 22 times	21	furnace in that calculation as well? Assuming that if
22	22.3 MMBtus times 25 years would be the lifetime MMBtu	22	someone has a much more efficient new furnace, they're
23	savings.	23	going to save a lot less with the insulation than
24	Q. Okay. So, these are basically gross averages then.	24	someone with a 30 year-old furnace?
	{DE 12-262} {12-21-12}		{DE 12-262} {12-21-12}
		1	

		[WITNESS PANEL: Belair~Stanley~Cunningham]
1		You don't do anything specific for a project, right?
2		Is that correct?
3	Α.	(Belair) Actually, for each project, if you want to
4		if you look through, if you were going to weatherize a
5		home, air sealing would be a 15-year measure life, and
6		it would have a specific annual savings associated with
7		that. Water saving devices have a 7-year life. So,
, 8		each of them have different lives. And, you, for that
-		
9		program, the 22.3 is a blended 22.3 is an annual
10		savings, and underneath and they have it's the
11		average, the 22.3 is the average, times 25 years, would
12		be the lifetime measure life measure the lifetime
13		MMBtu savings of weatherizing a home, on average.
14	Q.	Okay. So, I guess what I'm trying to get at is, you
15		don't go to the particular and you go in and you do
16		your analysis of that house, and say "okay, this house
17		is a candidate for this project, because it's got only
18		R5 insulation", or whatever, and then you're going to
19		add so much to that. You don't do a calculation to
20		say, "based on the retrofit that we put in for, say,
21		weatherization, we assume that this house will save so
22		many MMBtus per year times 25 years." You're just using
23		a typical house and a typical amount of insulation
24		retrofit?
		{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham] 72
1	Α.	(Belair) This is this makes the assumption that
2		there's an average furnace in there. It doesn't get
3		into that level of detail right now.
4	Q.	All right. Thank you. That's what I was looking for.
5		I think I'm going to address this one to Mr.
6		Cunningham. There was a lot of discussion in the last
7		CORE hearing over going to the fuel neutral program,
8		and the fact that, you know, the System Benefit Charge
9		money was coming from the electric customers or
10		ratepayers, but it was going to be used to save energy
11		savings that weren't necessarily associated with
12		electricity. And, there was a lot of there were
13		statements made by the utilities basically that this
14		was a gateway to additional savings. That it was very
15		difficult to get in get in any further than they
16		have already penetrated without going to the
17		non-electrical savings. So, let me just start with a
18		few questions on that.
19		In this program now, do you think the
20		electrical versus the non-electrical savings are being
21		adequately tracked, so we actually know how the money
22		is the overall money, how much of it results in
23		non-electrical savings and how much in electrical
24		savings?
		{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham]
1	Α.	(Cunningham) We're just beginning on the fossil
2		savings, Commissioner. We don't have baselines. You
3		just heard Mr. Belair say that the baseline is
4		standard
5	Q.	Excuse me. Maybe I I wasn't asking you if you had
6		results. Do you think the program, as proposed, would
7		provide adequate tracking, so that a year from now,
8		say, for example, we would have a very good idea of how
9		much was spent? How much of it went to electric
10		savings, and how much they were? How much went to
11		non-electric savings, and how they were?
12	Α.	(Cunningham) I think two parts, if I could. Tracking
13		means "baseline". The baseline needs to be established
14		more accurately for fossil. We've been doing it for
15		electric, but the Commission's order was just June of
16		this year. So, we need to start establishing some more
17		accuracy in the fossil part of the savings.
18	Q.	Excuse me, I don't think you're understanding my
19		question. You might have a different definition of the
20		word "tracking" than I do. Maybe there's some
21		technical term associated with energy efficiency. What
22		I'm referring to here is, does the program, as
23		proposed, will it allow us to go back to look a year
24		from now and say "We know how much we spent. How much
		{DE 12-262} {12-21-12}

		75 [WITNESS PANEL: Belair~Stanley~Cunningham]
1		would leave it up to you, if you think it's
2		appropriate. I think it's appropriate, because it's
3		consistent with the Commission's Order, 25,402, and the
4		Companies are implementing the decision that the
5		Commission made in Order 25,402. So, I believe that
6		the Company is very responsive to what the Commission
7		ordered.
8	Q.	All right. Thank you. Mr. Belair, I guess this would
9		be to you. And, this is on the C&I RFP Program. Is
10		that program fuel neutral or is it only for electric
11		savings?
12	Α.	(Belair) The program has always been electric only.
13	Q.	Okay. And, as the I guess, as proposed in the
14		Settlement Agreement, it doesn't it's not to be
15		rolled over from a pilot program to a permanent
16		program, is that correct?
17	Α.	(Belair) I think what the Settlement Agreement says,
18		it's leaving up to the Commission to decide whether
19	Q.	Okay.
20	Α.	(Belair) whether it would be okay.
21	Q.	"Shall present this issue for the Commission's
22		consideration."
23	Α.	(Belair) Can I add something else to the prior
24		question?
		{DE 12-262} {12-21-12}
		76 [WITNESS PANEL: Belair~Stanley~Cunningham]
1	Q.	Sure.
2	Α.	(Belair) When customers do proposals for the RFP
3		Program, sometimes what they're doing is, since they
4		have got different trades in, they're also doing a fuel
5		neutral job that's not part of this project. So, they
6		might replace their heating system and they might do
7		some weatherization at their facility. They might do
8		something that's related to the non-electric measures.
9		So,
10	Q.	But they provide the funding for that?
11	A.	(Belair) That's separate funding. We don't do that.
12		But I just want to let you know that this program does
13		encourage that.
14	Q.	Okay.

A. (Belair) And, we're trying to get, you know, deeper

And, if, as it says in the Settlement Agreement, that

consideration, and it's not accepted, would the pilot

And, just moving along to the "deep dive" issue. First

question I guess I have, and I don't know if anyone on

the panel is qualified to ask this, but it appears,

{DE 12-262} {12-21-12}

the C&I RFP Programs is presented for the Commission's

savings from that program.

program continue?

(Belair) Yes.

	74
	[WITNESS PANEL: Belair~Stanley~Cunningham]
	did we spend on electrical, how much did we spend on
	non-electrical, and what the savings were. Is the
	program adequate so that it can acquire this
	information?
Α.	(Cunningham) Yes, I think it is. Yes.
Q.	Okay. That was my question. And, getting back to the
	original emphasis or the original question in that, of
	going to the fuel neutral program, was to, you know,
	basically get the foot in the door to allow additional
	electrical savings that otherwise couldn't be attained.
	Do you think the program, as proposed now, provide
	sufficient emphasis on using non-electrical savings as
	only a gateway to getting into the electrical savings,
	or is it pushing non-electrical savings in and of
	itself as a goal?
Α.	(Cunningham) I think it's I think it's a subjective
	response here. Other people could have a different
	response than I. I can tell you, Commissioner
	Harrington, that if you looked at Page Exhibit 3,
	Page 2, which was the subject of some questioning a few
	minutes ago, I would leave it up to you. The savings
	for electricity, if you had summed up the column on
	Page 2, is 51 percent of the total savings in this
	docket; 49 percent of the savings are fossil. So, I
	{DE 12-262} {12-21-12}

17 Q.

22 Q.

Α.

		[WITNESS PANEL: Belair~Stanley~Cunningham]			[WITNESS PANEL: Belair~Stanley~Cunningham]
1	based on the Settlement Agreement that, since the "deep				looking at the way that program was set up, again, the
2	dive" issue has no provision in it like the C&I RFP				"deep dive" programs, \$4,000 from the gas utility,
3		that says it's going to be presented to the Commission.	2		\$4,000 from the electric, and then it's 50 percent
4		that, if it were to be accepted, that would tend to	4		match. So, we're talking \$16,000. That's a
5		void the Settlement Agreement, is that correct?	5		significant amount of money for energy efficiency in a
6		There's no lawyers there, if you want to not answer	6		single building. Has anybody done an analysis as to
7		that.	7		how much savings there would be on that, say, the last
8	Α.	(Belair) I defer to our lawyer.	8		four or five, six thousand dollars?
9		CMSR. HARRINGTON: Okay. Well, maybe	9	Α.	(Cunningham) I'd like to respond to that, if I could?
10	S	omeone can comment on that later, when they have a	10	Q.	Sure.
11				Α.	(Cunningham) There's nothing in the filing that talks
12					about what the measures are that are encompassed by the
13	Q.	I'm trying to get the "deep dive" thing straight here,	13		"deep dive" measures. The standard measures approved
14		it allows a gas a person who has gas to receive	14		by the Commission are hot water measures, which include
15		\$4,000 in rebates for their from their gas utility.	15		shower heads, faucet aerators, tank wraps, and pipe
16		Now, these would be for, I assume, a combination of	16		insulation. Further, the Commission has approved
17		improving the efficiency of their furnace and	17		electric measures, such as refrigerator brushes,
18		weatherization of their house, is that correct?	18		compact fluorescent lightbulbs, compact light
19	Α.	(Stanley) That's correct.	19		fixtures fluorescent light fixtures. And, finally,
20	Q.	And, then, on top of that, they could get \$4,000 from	20		the third section is "Thermal Package". The Commission
21		the electric company, and this would be the general	21		has approved air sealing, duct sealing, strategic dense
22		fuel neutral electric grants? So, that could be used	22		pack cellulose, attic insulation, wall insulation,
23		for weatherization, energy efficiency appliances,	23		basement insulation, electronic thermostat plus
24		etcetera?	24		set-back, heating and hot water system replacements,
	{DE 12-262} {12-21-12}				{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham]	
1	Α.	(Stanley) Yes. It could be used for the same types of	
2		measures that were funded for the	
3		weatherization/insulation/air sealing measures that	
4		were supported from the gas utility. If there's	
5		incremental features to the home or upgrades that could	
6		be applied that the customer could potentially receive	
7		additional funding support from their electric utility	
8		to cover that as an incentive.	
9	Q.	So, the electric money could be used for additional	
10		weatherization on top of the gas money, but it could	
11		also be used for, say, an ENERGY STAR appliance or	
12		something to that effect?	
13	Α.	(Stanley) That's the concept.	
14	Q.	That's the concept. Okay. And, so, this would allow,	
15		basically, people that heat with gas to have option to	
16		double the amount that people that heat with, say, oil	
17		have?	
18	Α.	(Stanley) That's correct.	
19	Q.	And, I think everyone would agree that gas customers	
20		right now are getting a much lower price per Btu than	
21		oil customers?	
22	Α.	(Stanley) Yes. They are significantly.	
23	Q.	Okay. Has anybody looked at the overall	
24		cost-effectiveness of being able to spend, because, by	
		{DE 12-262} {12-21-12}	

	[WITNESS PANEL: Belair~Stanley~Cunningham] 80
1	health and safety measures. Over and above those are
2	some "deep dive" measures. We don't know what they
3	are. This filing before us doesn't tell us what they
4	are.
5	MS. CHAMBERLIN: Your Honor, may I ask
6	what he's reading from?
7	WITNESS CUNNINGHAM: My notes.
8	CHAIRMAN IGNATIUS: Sure. I think
9	that's fair.
10	WITNESS CUNNINGHAM: My notes. Just my
11	notes.
12	CHAIRMAN IGNATIUS: All right.
13	WITNESS CUNNINGHAM: I have reference
14	material. If you want to refer to the reference material,
15	it's from the Cadmus Group, Process Evaluation New
16	Hampshire Home Performance with ENERGY STAR Program, June
17	13th, 2011, Page 8, found on the Commission's website.
18	The concern, in response to your
19	question, the concern I have is that, if we go "deep
20	dive", I think the Commission has to determine what is it
21	that we're going to "deep dive" with? What are the
22	measures? Secondly, what's the cost-effectiveness of each
23	of these additional incremental "deep dive" measures. The
24	Commission's guidelines go back 15, 20 years, that
	{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham]
1	in	cremental costs should not be greater than incremental
2		enefits. So, if we want to introduce the discussion of
3		hat "deep dive" measures are, we have to first identify
4		hat they are, and, second, determine if the incremental
5		enefits of those individual "deep dive" measures are
6		reater than the incremental cost of those measures.
7	-	CMSR. HARRINGTON:
8	Q.	And, you're saying that hasn't been done as of yet?
9	Q. A.	(Cunningham) That has not been done. It's not
9 10		
	Q.	Okay. It's not that it's not possible, but it just
11		hadn't been done?
12	Α.	(Cunningham) That's why the Settlement Agreement was
13		constructed the way it was constructed, to give us some
14		time to delve into that issue.
15	Q.	Okay. Thank you. One just final, kind of a clean-up
16		thing, I'm just, and maybe I misunderstood you,
17		Mr. Belair, but I thought you were asked a question
18		about you "try to go out to the house and do everything
19		in one visit, because a follow-up visit would add
20		additional" I think the question was "a follow-up
21		visit would additional energy costs and add to a loss
22		of energy" "additional administrative costs and add
23		to a loss of energy savings?" And, your response was
24		"yes". I understand how an additional trip to a house
-		{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham] 82
1		could add an administrative cost. But, other than
2		opening the door to let you in, how does it add to any
3		loss of energy savings?
4	Α.	(Belair) Well, if you're going to go, first of all, and
5		do, let's just say the what most houses need is the
6		basement insulation and the attic insulation. If you
7		go out and you just do those two things, you're going
8		to capture a lot of the energy savings. If you go back
9		and, let's say, the next year you go back and the
10		energy savings you find, you're probably not going to
11		do the basement insulation again, you're not going to
12		do the attic insulation again, you're going to find
13		windows that need to be replaced. So, instead of an
14		\$8,000 weatherization job, you're at a \$20,000 window
15		job. The savings associated with replacing the windows
16		are going to be less than what you probably less
17		than what you got with the insulating measures that you
18		did, as
19	Q.	Okay. So, you're talking about okay, less
20		cost-effective energy measures then?
21	Α.	(Belair) Yes.
22		CMSR. HARRINGTON: Okay. That's what I
23	w	anted to get clear on what you said. Thank you. That's
24	al	I the questions I had. Oh, wait a minute. There was
		{DE 12-262} {12-21-12}

	83 [WITNESS PANEL: Belair~Stanley~Cunningham]
1	one.
2	BY CMSR. HARRINGTON:
-	
3	Q. This was having to do with the Settlement Agreement,
4	which is Exhibit 1, on Page 9. And, I guess this would
5	be to Mr. Stanley. It talks about "UES has agreed to
6	withdraw its Combined Heat and Power pilot measure from
7	the Program", and you'll be providing an update. Is
8	the reason for this, or why don't you say why was that?
9	Because it wasn't ready for prime time yet or
10	A. (Stanley) I think we agreed with the Settling Parties
11	that we needed to provide more information to justify
12	it being added as a program measure.
13	CMSR. HARRINGTON: Thank you. That's
14	all I had. I mean it this time.
15	CHAIRMAN IGNATIUS: Thank you.
16	CMSR. SCOTT: Sure.
17	CHAIRMAN IGNATIUS: Commissioner Scott.
18	CMSR. SCOTT: Thank you. Good morning.
19	Again, I'll start with the same premise as usual. Whoever
20	on the panel feels they're most qualified, please feel
21	free.
22	BY CMSR. SCOTT:
23	Q. First question is, I just want to make sure we're all
24	on the same page, as far as for the budgets.

		[WITNESS PANEL: Belair~Stanley~Cunningham]
1		Obviously, the RGGI revenue is just an estimate, it
2		depends on a lot of moving parts. So, I just want to
3		get clarification on, if the RGGI revenues are less
4		than the projected, how does that work? Is the budget
5		effectively prorated amongst the categories we see here
6		or how would that work?
7	Α.	(Belair) I'm trying to figure out, there's a couple,
8		when you say "there's moving parts", there's a couple
9		things. I would assume that the percentage, we talked
10		earlier, SBC would be 80 percent and RGGI would be
11		20 percent. If RGGI went down, it would probably be
12		85/15 or something. So, we'd use a different
13		percentage. And, is that what you're asking me?
14	Q.	Both for that, and the total amount of dollars.
15		Obviously, if the RGGI auction sells less allowances,
16		etcetera, than projected, there will be a less total
17		number of dollars into the program also, obviously.
18	Α.	(Belair) Right. And, we would have to when we know
19		that, we have to justify or, to ramp down, so that
20		we don't overspend. Or, to be looking to having a
21		carryover or carryunder for the following year.
22	Α.	(Stanley) The thought process, though, would be to
23		scale up or down, depending upon the actual RGGI
24		receipts or auction proceeds.
		{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham]			[WITNESS PANEL: Belair~Stanley~Cunningham] 87
1	Q.	Okay. On that end, let's say, following that same	1		or in their proposals. But it changes every year.
2		logic, the RGGI proceeds are more than anticipated. I	2	Q.	And, what's your view of the level of participation for
3		see in the Settlement Agreement, I don't have the page,	3		the RFPs?
4		there's a reference to a "5 percent" figure. Is that	4	Α.	(Belair) I think the participation level is at we
5		anticipated for something like that or would that	5		have our budget at about half a million dollars in this
6	A.	(Belair) Yes. That 5 percent allows the utilities to	6		program. And, we try to, you know, market and get that
7		go over their approved budgets by no more than	7		program to be have people submit more than what we
8		5 percent.	8		have, so that we have an opportunity to select and pick
9	Q.	Okay. And, again, you're saying the intent would be	9		the better ones, and to encourage them to see what's
10		proportional, if you will?	10		getting selected and how they can come back maybe the
11	A.	(Stanley) Yes.	11		next year and do more.
12	Q.	Prorated or proportional. Okay.	12		In my testimony, we talk about 34
13	a.	(Cunningham) One of the other features of the	13		projects submitted over the course of those ten years,
14	~ .		13		and 28 accepted. I will tell you, that would have been
		Settlement Agreement, Commissioner Scott, is found on			
15		Page 5. Wherein the utilities will update the amount	15		much less selected had we not got the RGGI grant in
16		anticipated for RGGI funds for the year 2014. So,	16		2009 and 2010. So, we got an extra four projects done
17		although there's \$6 million in there for both years, it	17		using the RGGI grant. So, there's an ability to scale
18		will be updated when the Companies file in	18		up and scale down. But, you know, our intent is to get
19	_	September/August for this coming year.	19	-	more projects than we can afford to fund.
20	Q.	Okay. Of course, by then, we'll have some real data?	20	Q.	You mentioned that, I think in response to Commissioner
21	Α.	(Stanley) Yes.	21		Harrington, that that program is based on electric
22	Q.	Thank you. Thank you for that. On the C&I RFP, I had	22		energy efficiency only, is that correct?
23		some questions on that. So, you mentioned, if I	23	Α.	(Belair) Yes.
24		remember right, there's a January 11th conference or	24	Q.	Going back to the and I don't remember if you were
		{DE 12-262} {12-21-12}			{DE 12-262} {12-21-12}
		[WITNESS PANEL: Belair~Stanley~Cunningham]			[WITNESS PANEL: Belair~Stanley~Cunningham]
1		[WITNESS PANEL: Belair~Stanley~Cunningham]	1		[WITNESS PANEL: Belair~Stanley~Cunningham]
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2	A. Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] course, I forget the term you used? (Belair) It's a bidders meeting.	2		[WITNESS PANEL: Belair~Stanley~Cunningham] in the room, but, in the last CORE docket, 10-188, there was a lot of discussion over the benefits, if you
2 3	A. Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] course, I forget the term you used? (Belair) It's a bidders meeting. A bidders meeting. So, this program has been going on	2 3		[WITNESS PANEL: Belair~Stanley~Cunningham] in the room, but, in the last CORE docket, 10-188, there was a lot of discussion over the benefits, if you will, of a fuel adding a fuel neutral component to
2 3 4	Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] course, I forget the term you used? (Belair) It's a bidders meeting. A bidders meeting. So, this program has been going on for quite a while as a pilot, correct?	2 3 4		[WITNESS PANEL: Belair~Stanley~Cunningham] in the room, but, in the last CORE docket, 10-188, there was a lot of discussion over the benefits, if you will, of a fuel adding a fuel neutral component to allow you to get at these extra electric energy
2 3 4 5	Q. A.	[WITNESS PANEL: Belair~Stanley~Cunningham] course, I forget the term you used? (Belair) It's a bidders meeting. A bidders meeting. So, this program has been going on for quite a while as a pilot, correct? (Belair) Yes.	2 3 4 5		[WITNESS PANEL: Belair~Stanley~Cunningham] in the room, but, in the last CORE docket, 10-188, there was a lot of discussion over the benefits, if you will, of a fuel adding a fuel neutral component to allow you to get at these extra electric energy efficiency savings, if you will. I was curious, do you
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2 3 4 5 6 7 8 9 10 11 12 13	Q. A. Q. Q.	[WITNESS PANEL: Belair~Stanley~Cunningham] course, I forget the term you used? (Belair) It's a bidders meeting. A bidders meeting. So, this program has been going on for quite a while as a pilot, correct? (Belair) Yes. How many years? (Belair) Ten years. Since June 2002. All right. So, I'll assume, therefore, that well, is it a safe assumption that the commercial and industrial sector is fairly familiar with this program, has heard about it? (Belair) The customers are very familiar with it. And, the trades are familiar with it, especially those that	2 3 4 5 6 7 8 9 10 11 12 13	Α.	[WITNESS PANEL: Belair~Stanley~Cunningham] in the room, but, in the last CORE docket, 10-188, there was a lot of discussion over the benefits, if you will, of a fuel adding a fuel neutral component to allow you to get at these extra electric energy efficiency savings, if you will. I was curious, do you think that would apply here also? (Belair) You know, the intent is to do as be as comprehensive as you can. And, you know, at our bidders meeting, we're going to be presenting, you know, this program, we're going to be talking about the CORE Programs, and we're going to be talking about the gas and, you know, the other efficiency programs that are available to customers, so that they're aware.
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	Q. A. Q. Q. A.	[WITNESS PANEL: Belair-Stanley-Cunningham] course, I forget the term you used? (Belair) It's a bidders meeting. A bidders meeting. So, this program has been going on for quite a while as a pilot, correct? (Belair) Yes. How many years? (Belair) Ten years. Since June 2002. All right. So, I'll assume, therefore, that well, is it a safe assumption that the commercial and industrial sector is fairly familiar with this program, has heard about it? (Belair) The customers are very familiar with it. And, the trades are familiar with it, especially those that are very active in New Hampshire. Then, do the RFPs change, your solicitation, does it change on a yearly basis? Is it pretty much the same	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	Α.	[WITNESS PANEL: Belair~Stanley~Cunningham] in the room, but, in the last CORE docket, 10-188, there was a lot of discussion over the benefits, if you will, of a fuel adding a fuel neutral component to allow you to get at these extra electric energy efficiency savings, if you will. I was curious, do you think that would apply here also? (Belair) You know, the intent is to do as be as comprehensive as you can. And, you know, at our bidders meeting, we're going to be presenting, you know, this program, we're going to be talking about the CORE Programs, and we're going to be talking about the gas and, you know, the other efficiency programs that are available to customers, so that they're aware. And, we're going to encourage them to package stuff into this deal, but keep it keep the financing separate for the electric measures. But we will we
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	Q. A. Q. A. Q.	[WITNESS PANEL: Belair-Stanley-Cunningham] course, I forget the term you used? (Belair) It's a bidders meeting. A bidders meeting. So, this program has been going on for quite a while as a pilot, correct? (Belair) Yes. How many years? (Belair) Ten years. Since June 2002. All right. So, I'll assume, therefore, that well, is it a safe assumption that the commercial and industrial sector is fairly familiar with this program, has heard about it? (Belair) The customers are very familiar with it. And, the trades are familiar with it, especially those that are very active in New Hampshire. Then, do the RFPs change, your solicitation, does it change on a yearly basis? Is it pretty much the same thing every year? (Belair) Yes. The solicitation is such that you got to	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	A .	[WITNESS PANEL: Belair~Stanley~Cunningham] in the room, but, in the last CORE docket, 10-188, there was a lot of discussion over the benefits, if you will, of a fuel adding a fuel neutral component to allow you to get at these extra electric energy efficiency savings, if you will. I was curious, do you think that would apply here also? (Belair) You know, the intent is to do as be as comprehensive as you can. And, you know, at our bidders meeting, we're going to be presenting, you know, this program, we're going to be talking about the CORE Programs, and we're going to be talking about the gas and, you know, the other efficiency programs that are available to customers, so that they're aware. And, we're going to encourage them to package stuff into this deal, but keep it keep the financing separate for the electric measures. But we will we want to see, you know, comprehensive measures in this program, and we want to see some of the fuel neutral
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	Q. A. Q. A. Q.	[WITNESS PANEL: Belair-Stanley-Cunningham] course, I forget the term you used? (Belair) It's a bidders meeting. A bidders meeting. So, this program has been going on for quite a while as a pilot, correct? (Belair) Yes. How many years? (Belair) Ten years. Since June 2002. All right. So, I'll assume, therefore, that well, is it a safe assumption that the commercial and industrial sector is fairly familiar with this program, has heard about it? (Belair) The customers are very familiar with it. And, the trades are familiar with it, especially those that are very active in New Hampshire. Then, do the RFPs change, your solicitation, does it change on a yearly basis? Is it pretty much the same thing every year? (Belair) Yes. The solicitation is such that you got to have 100,000 kilowatt-hour savings in your project, and	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19		[WITNESS PANEL: Belair~Stanley~Cunningham] in the room, but, in the last CORE docket, 10-188, there was a lot of discussion over the benefits, if you will, of a fuel adding a fuel neutral component to allow you to get at these extra electric energy efficiency savings, if you will. I was curious, do you think that would apply here also? (Belair) You know, the intent is to do as be as comprehensive as you can. And, you know, at our bidders meeting, we're going to be presenting, you know, this program, we're going to be talking about the CORE Programs, and we're going to be talking about the gas and, you know, the other efficiency programs that are available to customers, so that they're aware. And, we're going to encourage them to package stuff into this deal, but keep it keep the financing separate for the electric measures. But we will we want to see, you know, comprehensive measures in this program, and we want to see some of the fuel neutral stuff as well, or the non-electric stuff.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	Q. A. Q. A. Q.	[WITNESS PANEL: Belair-Stanley-Cunningham] course, I forget the term you used? (Belair) It's a bidders meeting. A bidders meeting. So, this program has been going on for quite a while as a pilot, correct? (Belair) Yes. How many years? (Belair) Ten years. Since June 2002. All right. So, I'll assume, therefore, that well, is it a safe assumption that the commercial and industrial sector is fairly familiar with this program, has heard about it? (Belair) The customers are very familiar with it. And, the trades are familiar with it, especially those that are very active in New Hampshire. Then, do the RFPs change, your solicitation, does it change on a yearly basis? Is it pretty much the same thing every year? (Belair) Yes. The solicitation is such that you got to have 100,000 kilowatt-hour savings in your project, and the minimum project size has to be \$150,000. And, we,	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20		[WITNESS PANEL: Belair~Stanley~Cunningham] in the room, but, in the last CORE docket, 10-188, there was a lot of discussion over the benefits, if you will, of a fuel adding a fuel neutral component to allow you to get at these extra electric energy efficiency savings, if you will. I was curious, do you think that would apply here also? (Belair) You know, the intent is to do as be as comprehensive as you can. And, you know, at our bidders meeting, we're going to be presenting, you know, this program, we're going to be talking about the CORE Programs, and we're going to be talking about the gas and, you know, the other efficiency programs that are available to customers, so that they're aware. And, we're going to encourage them to package stuff into this deal, but keep it keep the financing separate for the electric measures. But we will we want to see, you know, comprehensive measures in this program, and we want to see some of the fuel neutral stuff as well, or the non-electric stuff. As you mentioned, this program has been going on for

24 A.

a pilot, rather than being a full program?

{DE 12-262} {12-21-12}

(Belair) Nothing. There would be no impact whatsoever.

every year we -- you never know what you're going to
get in, what's going to be put in the -- into their RFP

		[WITNESS PANEL: Belair~Stanley~Cunningham]
1	Q.	Do you currently collect a performance incentive?
2	А.	(Belair) Yes, we do.
3	Q.	Okay. I'll move away from that issue then. On, which
4		is now Exhibit 2, but this hasn't changed, I was
5		pleased to see, in the Settlement, on Page 14 of
6		Exhibit 2, a listing of how utilities propose to answer
7		some of the direction we tried to give in the last CORE
8		docket. And, one thing I wanted to inquire about was
9		the first, I think your calling them "directives" is
10		was regarding some concerns over that we expressed
11		over air conditioning load. And, the proposed
12		resolution talks about a market assessment study for
13		air conditioning equipment. I was curious, our
14		request, if you will, or directive, talked about not
15		only the equipment, but the installation as well. Am I
16		reading the response too narrowly or is that being
17		excluded, do you know?
18	Α.	(Belair) Well, the RFP isn't completed yet. So, we'll
19		make sure that that's in there. But, you know, that's
20		part of what we're doing. And, I would like to share
21		something with you, that we just had a seminar with
22		heating installers, heating and cooling system
23		installers. Part of the ENERGY STAR Homes Program
24		requires the Version 3.0 requires that the HVAC
		{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham]				
1	А.					
2		request, we've added some cooling measures. So, we				
3		have, you know, high efficiency central air				
4		conditioners now in our ENERGY STAR Appliance Program.				
5		And, we have something that we think is going to be				
6		I think it's going to take off as a really inefficient				
7		a really efficient measure for homes, and that's the				
8		mini split systems that are out there. The efficiency				
9		ratings on this equipment is phenomenal, 300 percent,				
10		200 percent efficient as compared to the air				
11		conditioners. So, I think, you know, we're trying to				
12		address some of your concerns from the last time. And,				
13		you'll you know, we're hoping to see these mini				
14	split systems take off and be, you know, won't leak					
15	like the window air conditioners that you walk by and					
16		see.				
17		CMSR. HARRINGTON: Excuse me. What's a				
18		"mini split system"?				
19		WITNESS BELAIR: If you go				
20		CMSR. HARRINGTON: Are you talking a				
21		heat pump or				
22		WITNESS BELAIR: It's an air source heat				
23		pump, yes.				
24		CMSR. HARRINGTON: Okay.				
		{DE 12-262} {12-21-12}				

	92 [WITNESS PANEL: Belair~Stanley~Cunningham]
1	WITNESS BELAIR: If you go to Home
2	Depot, most Home Depots, as you go in, you take a left,
3	it's right there in the front. And, they're promoting
4	them pretty highly. And, there's some really efficient
5	equipment out there. And, I will tell you, we've been
6	watching closely, New Hampshire Co-op, through their
7	social responsibility funding, has been doing a lot of
8	those this year. And, we'll be doing some evaluations
9	with NEEP on those. So, more to come on that. This is
10	going to be this is going to be, I think, a good
11	technology to address some of the issues that you came up
12	with.
13	BY CMSR. SCOTT:
14	Q. Okay. Good. And, a similar line on Exhibit 3, you
15	don't need to turn to it, but, generally, we have
16	listings for different measures of the lifetime
17	kilowatt-hour savings. Am I correct that, while we're
18	still exploring the benefit of to air conditioning
19	load, of insulation, some of these other projects, that
20	type of activities, that that kilowatt per hour savings
21	that may be attributed to electric load from air
22	conditioning is not incorporated into these figures, is
23	that correct?
24	A. (Belair) In our filing, it's not included. We're
	{DE 12-262} {12-21-12}

[WITNESS PANEL: Belair~Stanley~Cunningham] 90 1 contractors have checklists, so that they -- they fill out as they install the new equipment. And, we had --2 and, it's a pretty specific checklist that needs to get 3 done and filled out as part of our home energy rating 4 for new construction. So, we had many, many HVAC 5 contractors in the room going over what the new 6 requirements are of DOE and EPA for the ENERGY STAR 7 8 Homes Program, and, you know, kind of raising the bar of what we're expecting and seeing for ENERGY STAR 9 10 Homes and what the -- and how the installation is. So, we're already working on that through the ENERGY STAR 11 12 Homes New Construction Program, but we're going to be 13 looking at that as well. I will note, and this is not based on facts, but rather 14 Q. just my own casual observations, walking around during 15 16 the summer I see a lot of window air conditioners, 17 window air conditioning units that, even if the house was very well insulated, the installation of that 18 19 window air conditioner itself would probably, no pun 20 intended, have a lot of the savings going out the window. So, that would be my casual observation. So, 21 22 again, unsupported by facts, but --23 (Belair) Can I share something with you on our program? Α. Q. 24 Yes, you can.

		[WITNESS PANEL: Belair~Stanley~Cunningham]			95 [WITNESS PANEL: Belair~Stanley~Cunningham]
1		hoping that the study that we're going to do, that's	1		the two, you could have, again, a more holistic
2		due March 29th, will allow us to add some of the	2		approach.
3		electric savings associated with that. When we	3	Α.	(Stanley) A more comprehensive solution for the
4		identify that, we weatherize a home that has a central	4		homeowner, right.
5		air conditioner, it will have some kilowatt-hour	5	Q.	That's why I was suggesting in that, is it your
6		savings. If it has three room air conditioners that	6		experience, if you do electric only, where gas could be
7		leak out the windows, it will have different savings.	7		part of that also, if you combine them, you could get
8		So, we're looking to get that through this evaluation	8		more electric perhaps?
9		that we're working on.	9	Α.	(Stanley) There is the potential for going deeper in
10	Q.	Okay. And, you may see there's probably a theme	10		the homes with the different measure offerings that w
11		developing from my questioning, but, similarly, on the	11		have that are part of the programs, yes.
12		whether it's the "deep dive" or just generally for	12		CMSR. SCOTT: I think I'm fine. Than
13		the gas programs, I assume it's a fair statement that	13	У	ou.
14		most gas people that use gas in their homes, also	14		CHAIRMAN IGNATIUS: All right.
15		use electric air conditioning. Is that a fair	15	BY	CHAIRMAN IGNATIUS:
16		statement, too?	16	Q.	I have a few more questions on the areas we've alread
17	Α.	(Stanley) Yes. If you're referring to customers that	17		been addressing, and then I want to identify a couple
18		use another type of fuel source for their air	18		that I'm not sure have been addressed at all. So,
19		conditioning, we have not seen that.	19		maybe begin with what we're calling the "deep dive"
20	Q.	Right. Not that it's impossible, but it hasn't really	20		discussion, but really is, I guess more accurately, is
21		taken off yet?	21		the opportunity for people to have both rebates,
22	Α.	(Stanley) Yes.	22		maximum rebates from both gas and electric program
23	Q.	So, similarly, I assume we're exploring, the same type	23		they are able to participate. And, I know that the
24		of train of thought, that the insulation that's going	24		Settling Parties have agreed to not have this included
		{DE 12-262} {12-21-12}			{DE 12-262} {12-21-12}

•		the two, you could have, again, a more honsite
2		approach.
3	Α.	(Stanley) A more comprehensive solution for the
4		homeowner, right.
5	Q.	That's why I was suggesting in that, is it your
6		experience, if you do electric only, where gas could be
7		part of that also, if you combine them, you could get
8		more electric perhaps?
9	Α.	(Stanley) There is the potential for going deeper in
10		the homes with the different measure offerings that we
11		have that are part of the programs, yes.
12		CMSR. SCOTT: I think I'm fine. Thank
13	y	ou.
14		CHAIRMAN IGNATIUS: All right.
15	ΒY	CHAIRMAN IGNATIUS:
16	Q.	I have a few more questions on the areas we've already
17		been addressing, and then I want to identify a couple
18		that I'm not sure have been addressed at all. So,
19		maybe begin with what we're calling the "deep dive"
20		discussion, but really is, I guess more accurately, is
21		the opportunity for people to have both rebates,
22		maximum rebates from both gas and electric programs, if
23		they are able to participate. And, I know that the
24		Settling Parties have agreed to not have this included
		{DE 12-262} {12-21-12}
		⁹⁶ [WITNESS PANEL: Belair~Stanley~Cunningham]
1		in the Settlement Agreement, but it's something that's

[WITNESS PANEL: Belair~Stanley~Cunningham] [WITNESS PANEL: Belair~Stanley~Cur	nningnami
on regarding, to the extent that it is, for helping 1 in the Settlement Agreement, but it's so	• •
with your heating costs for gas-heated houses, perhaps 2 been raised by a number of the parties	-
have a kilowatt-hour savings for their during the 3 settling, have not signed the Settlemen	
summer for the electric load? 4 one were to if a customer were to be	0
(Stanley) Correct. 5 advantage of the maximum rebates from	
Okay. Thank you. And, one more question regarding the 6 they would have to put in \$8,000 thems	
"deep dive". As we've kind of explored, again, last 7 A. (Stanley) That's correct.	
docket and some of my questioning now, is it a fair 8 Q. And, so, if they don't have funds to go t	that far. they
statement, assuming it's developed a little bit more, 9 wouldn't get incentives to the point of t	
that, when we look at added gas savings, that component 10 \$8,000 from the utilities, correct?	
to an overall program, adding the two together, we 11 A. (Stanley) Correct.	
could actually get more people to subscribe and 12 Q. Am I right that one of the theories on w	vhy allowing
potentially we could get at some more electric energy 13 customers to take advantage of rebates	, ,
efficiency savings by adding that gas component in? Is 14 utilities, both kinds of utilities, is becau	
that an experience you've seen or is that just perhaps 15 customer who has gas heat is paying the	
presumption on my part? 16 and is also paying the SBC charge on the	•
(Stanley) If I can clarify, are you asking, if a 17 bill?	
customer if a gas customer was eligible to have a 18 A. (Stanley) That's a factor, yes.	
larger incentive, that they could take advantage of 19 Q. So, if they're putting into both funds, the	ne theory is
more potential measure savings? 20 they should be able to take from both fu	-
Well, I'll back up a little bit. If I understood 21 A. (Stanley) Yes.	
right, one of the thoughts with the "deep dive" 22 Q. Mr. Cunningham, you had said that the	re was uncertainty
proposal as it was, is you could kind of combine your 23 about the measures that might be invol	•
gas rebates with your electric programs. And, between 24 described what you called "standard m	
{DE 12-262} {12-21-12} {DE 12-262} {12-21-12}	······ , · •·•··

Q.

Α.

Q.

Α.

		97 [WITNESS PANEL: Belair~Stanley~Cunningham]
1		hear you describe gas appliances, replacing a gas
2		furnace, for example. That's a standard measure on the
3		gas programs, is it not?
4	Α.	(Cunningham) I think I mentioned "furnaces" in that
5		list.
6	Q.	l'm sorry, I can't hear you.
7	Α.	(Cunningham) I think I mentioned "furnaces" in the
8		list.
9	Q.	All right. Maybe you did.
10	Α.	(Cunningham) Yes. Under the "thermal measures", I
11		think I mentioned
12	Q.	Okay. I do remember you saying "thermal". So, maybe
13		you did. Thank you.
14	Α.	(Cunningham) Uh-huh.
15	Q.	On the Combined Heat and Power Program that you've
16		agreed to remove for consideration today, Mr. Stanley,
17		if I understand it right, the plan is that everyone
18		continue to explore it, get a little more information.
19		And, if it seems appropriate, you might come back with
20		a proposal to amend the programs and allow for it
21		during the 2013 and '14 program year, but starting not
22		on January, is that right?
23	Α.	(Stanley) That's correct.
24	Q.	If that were proposed, where would the funding for it
		{DE 12-262} {12-21-12}

		99
		[WITNESS PANEL: Belair~Stanley~Cunningham]
1		Attachment H. Let me take one second.
2	Q.	Thank you.
3	Α.	(Belair) So, for PSNH, the Large Business Program has a
4		benefit/cost ratio of 2.26, and the Small Business
5		Program has a benefit/cost ratio of 1.86. And, our RFP
6		Program is about 2.83.
7	Q.	So, you're comparing to other C&I programs. Is it more
8		or less cost-effective compared to all of your
9		programs?
10	Α.	(Belair) In general, the commercial and industrial
11		programs are more cost-effective than the residential
12		programs, except for the residential Lighting Program.
13	Q.	Except for the I'm sorry?
14	Α.	(Belair) The ENERGY STAR Lighting Program is very
15		cost-effective as well.
16	Q.	All right. In your testimony, you have examples of
17		people who use the program successfully, and that they
18		could not have or would not have come forward with
19		those projects under the traditional programs. Why is
20		that? What is it about the RFP Program that brings
21		different programs or different participants to you?
22	Α.	(Belair) You know, that's a really good question. And,
23		I think what might happen is a customer might have to
24		save up a couple years and do one project in a year,
		{DE 12-262} {12-21-12}

	[WITNESS PANEL: Belair~Stanley~Cunningham]
	come from, if the budget being proposed today allocates
	all of the funds, or is some money being held back for
	that program?
Α.	(Stanley) No money is being held back. It would simply
	be added as a potential measure that would be part of
	the existing C&I Large Business Programs that's in the
	proposal.
Q.	So that the Large C&I Program Budget would remain the
	same, but the opportunities within that program would
	be expanded to include that,
Α.	(Stanley) That's right.
Q.	if we were to approve that program?
Α.	(Stanley) Yes.
Q.	On the C&I RFP Program that's an open issue today, Mr.
	Belair, you said that it was not only cost-effective,
	it was your "most cost-effective program", is that
	correct?
Α.	(Belair) That's correct. I think it's 2.83, the
	benefit/cost ratio of that program.
Q.	How does that compare to the range of other
	cost-effectiveness the cost-effectiveness range of
	other programs?
Α.	(Belair) I would have to go look at the other ones, but
	I think it's I think they're about 1.8 to 2.2 on

{DE 12-262} {12-21-12}

and then save up a couple years and do the next project. So, this program, you know, helps them, number one, get it all done in one year. And, number two, it let's them put in -- each company has an approval process within their organization. And, if this -- if they put in -- they get to say what the rebate level is, what they need in order to get the project done. So, if they come in and they say "I can't do it at a 35 percent rebate level", under a Large C&I -- Large Business Program might have, "we need to get it at a 50 percent incentive level in order to get it done and approved within our organization." This allows them to tell us what their organization needs in order to get it to be approved internally. And, I think those are the -- they might still do it, it may take longer to do. And, so, you push out when you actually get the savings. Q. And, how do you protect against people coming in with their wish list and aiming high, and see, you know, what's the harm, they might as well ask for a much higher rebate than maybe they truly need to make the program work? Α. (Belair) What happens is, they get, on our scoring

[WITNESS PANEL: Belair~Stanley~Cunningham]¹⁰⁰

sheet, they get penalized, if they ask for a higher {DE 12-262} {12-21-12}

		101 [WITNESS PANEL: Belair~Stanley~Cunningham]			103 [WITNESS PANEL: Belair~Stanley~Cunningham]
1		percentage. Just like, if they only do one measure,	1		other CORE Programs for the RFP Program.
2		they get penalized, if they ask for too high a	2	Q.	Mr. Cunningham, on this RFP Program, it was noted that,
3		percentage, they get penalized when we rank the	3		although it's been operating for ten years and Staff
4		projects.	4		has audited for ten years, this is the first time
5	Q.	So, they're at risk of just being rejected outright?	5		your testimony was the first time that Mr. Belair said
6	Α.	(Belair) Yes.	6		he knew there were issues with the program. Can you
7	Q.	In the description of the program, you say that it's	7		give any explanation for why it has come up just now or
8		"available to any PSNH customer". Do you mean "any	8		perhaps it's been raised in the past?
9		PSNH energy service customer" or "any PSNH distribution	9	Α.	(Cunningham) This program is moving from a pilot
10		customer"?	10		program to a permanent program. We are concerned that,
11	Α.	(Belair) Any PSNH distribution customer.	11		any time a program moves from pilot phase to permanent
12	Q.	Did you see the enhancements that the Staff	12		phase, the Commission has an opportunity to consider
13		recommended, if the program were to be approved, in	13		that movement. Consistent with the Commission's
14		Staff testimony, Page 11, of Exhibit 4? And, it looks	14		consideration of the HPwES Program, when it was run for
15		like it starts on the middle of Line 4.	15		three years, and then evaluated by a third party
16	Α.	(Belair) I'm looking at the first sentence. And, Staff	16		evaluator, in accordance with the Commission's
17		believes that the program first of all, yes, I've	17		requirement for that pilot to be so evaluated. And,
18		seen this. I've read it.	18		after the completion of the evaluation, the Commission
19	Q.	Yes. Let's go through them.	19		made a determination that "yes, it should move to
20	Α.	(Belair) Okay.	20		permanent."
21	Q.	Are there things you either are already doing or would	21		So, it's along those same lines that we
22		find appropriate or should not be considered?	22		would support our position here. Just in your
23	Α.	(Belair) All right. In the first sentence, we provided	23		preamble, I would just note that this program has not
24		the RFP or the, you know, the guidelines of the program	24		been audited for ten years. It's been audited for I
		{DE 12-262} {12-21-12}			{DE 12-262} {12-21-12}

[WITNESS PANEL: Belair~Stanley~Cunningham]¹⁰²

PSNH's website. And, it's, you know, we go over that

in this in my testimony. That is also available on

at the training session that we're going to have on

All right. If we go then to Line 6, "an annual report would be useful for other utilities and parties"?

(Belair) And, I'm -- I guess I would probably need a

we report data on this no different than we do any

other CORE program. We provide the budgets, the expenses, the participation, the lifetime savings.

And, this one, especially, with -- during the discovery

associated with this program that we may not have done

phases, we provided a lot of additional information

All right. I think the rest of the lines there were

(Belair) I think all the stuff that we're doing is --

{DE 12-262} {12-21-12}

just more description of the kinds of things to do under reporting. So, you don't find any of that to be

problematic for how the RFP Program would work?

we're doing the same exact thing we're doing for the

definition of an "annual report". But, what we do is,

January 11th. So, all this stuff that we've been

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7 A.

8 Q.

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15 16

17

18 19 Q.

20

21 22

23 A.

24

Q.

Α.

doing.

All right. Then, --

on the CORE Programs.

(Belair) And, it's readily available.

		105			107
		[WITNESS PANEL: Belair~Stanley~Cunningham]			[WITNESS PANEL: Belair~Stanley~Cunningham]
1		let's make sure we cover this for the Commission."	1		right before, and then what we right before we make
2		And, we thought that, since it was going to permanent,	2		the decision or when we get the proposals in. And,
3		we should stop and put this on the front burner.	3		then, what we do on some of the more complicated ones,
4	Q.	Are you aware of anything that makes you question the	4		we'll do actual metering before and after. So, it has
5		cost-effectiveness numbers that Mr. Belair just gave	5		a higher level of scrutiny than kind of the mass market
6		for the program?	6		Large Business Program.
7	Α.	(Cunningham) No, I'm not.	7	Q.	Thank you. Looking at Page 20 of Exhibit 2, but it
8	Q.	The request that, I mean, the recommendation that there	8		could also be Page 20 of Attachment B, in Exhibit 1, I
9		be a third party evaluation wasn't in your prefiled	9		notice that the revised pages from Attachment A to
10		testimony, was it?	10		Attachment B, the first round of revisions before you
11	Α.	(Cunningham) "Assessment of the program", in the last	11		get to the revisions of Exhibit 2, which didn't change
12		second to last sentence, "Staff believes that a	12		it further, switched a reference in the opening
13		yearly report focusing on participation (each step of	13		paragraph, five lines down, it used to say "the New
14		the program) and the selection process, assessment of	14		Hampshire utilities", or something like that, "will
15		the program and how the results could be used in future	15		continue to utilize the approved performance incentive
16		Core C&I programs is essential." Assessment usually	16		mechanism", and that was changed in Attachment B to
17		comes under the heading of "impact studies" around	17		read "the New Hampshire electric CORE utilities", so
18		"process studies". In the HPwES Program, we had both	18		excluding "gas" from that sentence. Can anyone explain
19		an impact substitute study and a process study, and	19		why? Is the gas incentive treatment a whole separate
20		they were completed this June of 2011, prior to the	20		entity and there shouldn't be any crossover?
21		HPwES Program being approved for permanent	21	A.	(Belair) You know, what we were doing on that one, we
22		implementation.	22		were trying to reflect the the electric CORE
23		So, I think what we had in mind in the	23		utilities are the ones that have to remove the
24		assessment of the program is evaluation of the program.	24		non-electric savings associated with the Home
		{DE 12-262} {12-21-12}			{DE 12-262} {12-21-12}
		[WITNESS PANEL: Belair~Stanley~Cunningham]			[WITNESS PANEL: Belair~Stanley~Cunningham]

		[]
1		We didn't specifically say "evaluation of the program",
2		but I think that's what we had in mind there.
3	Q.	All right. On the performance incentives,
4	Α.	(Belair) Commissioner Ignatius?
5	Q.	Yes.
6	Α.	(Belair) Could I add to that? I will tell you that,
7		when we for the projects that we review as part of
8		this program, we the energy service companies will
9		work with the customer to provide an estimate of what
10		the products are going to cost that they're going to
11		install in the RFP Program and what the savings are.
12		And, you know, one thing that we do above and beyond
13		what we typically do in the Large Business Program is
14		our engineers will review that, but we'll often, if we
15		have most of the projects also get reviewed by a
16		third party professional engineering company, to verify
17		the accuracy of the savings. And, we'll, you know,
18		we'll make an adjustment before we make a final
19		proposal, if our engineering firm or, our engineers
20		or the engineering firm we'll contract with finds that
21		the savings were inflated or, in some cases, they're
22		lower than what they said. So, we do I only want to
23		say that we do have a different evaluation for that
24		program, that's more immediate. It's done, you know,
		{DE 12-262} {12-21-12}

		108 [WITNESS PANEL: Belair~Stanley~Cunningham]
1		Performance with ENERGY STAR Program in the performance
-		0
2		incentive calculation. That was the only reason why we
3	_	put that there.
4	Q.	Okay. That makes sense.
5	Α.	(Stanley) And, the gas utilities are basing their PI
6		calculation on actual expenditures, not planned
7		expenditures.
8	Q.	All right. Good. A number of programs are proposed to
9		expand to become fuel neutral in the 2013 and '14
10		program years. And, I want to ask your reasoning why,
11		and think back to where we were in the last docket. My
12		understanding was, the reason for developing fuel
13		neutral programs was that the utilities were reporting
14		the electric utilities were reporting they were
15		running out of people, electric customers, that still
16		had measures that would be cost-effective under the
17		electric programs, but just weren't enough people left
18		to do that. That you hit a lot of them, and you were
19		kind of hitting a wall in getting the final ones in.
20		And, so, you needed to expand your offerings to them to
21		do things other than electric savings and, while you
22		were there, do some things that would have some
23		benefits for electric usage as well. Is that am I
24		right in that recollection?
		{DE 12-262} {12-21-12}
		(, (,

		109 [WITNESS PANEL: Belair~Stanley~Cunningham]		[WITNESS PANEL: Belair~Stanley~Cunningham]
1	А.	(Belair) I think you're right in your recollection, and	1	propane heating systems. So, a customer going out and
2		that is we're talking about electrically heated homes,	2	buying replacing their oil system, instead of
3		yes. We were running out of serving electrically	3	replacing it with an 85 percent efficient, you know,
4		heated homes, and we had to go to the next level, which	4	we'll incent them to put a 92 percent efficient in.
5		is we considered high use.	5	And, we're hoping what we'll do, with this evaluation,
6	Q.	So, when you look at the other programs,	6	we'll also figure out what the electric savings are, if
7		non-residential programs, have you been running out of	7	it's an oil furnace, from the fan motors, and see if we
8		people who show interest in the programs or have you	8	can get some additional electric savings associated
9		been maintaining waiting lists of people who want to	9	with that.
10		come forward and participate just with electric savings	10	I think I'm going all around the place
11		alone?	11	to answer your question, but I wanted to give you kind
12	А.	(Belair) You know, you're asking a really good	12	of the thought process by, you know, we looked at the
13		question. And, one of the things we have, the fuel	13	other appliances and the ENERGY STAR appliances, where
14		neutral measures that we added were part of the ENERGY	14	the white goods were, and we determined that we
15		STAR Appliance Program, you know, for the residential	15	probably don't need to provide incentives on some of
16		sector. And, when we made a determination on whether	16	the other ones that we weren't providing incentives on.
17		to add those, we took into consideration a number of	17	And, then, we look to see, you know, should we try to
18		things. We're looking at the market share, market	18	do something that would save carbon, you know, the
19		saturation of ENERGY STAR appliances. And, you know,	19	original mission of the RGGI funds, and provide things
20		some ENERGY STAR appliances, we really shouldn't be	20	that I the other thing that was a big determination
21		incenting, if we were going to expand the numbers. For	21	in adding that is, with the American Recovery &
22		example, dehumidifiers, if you go to the ENERGY STAR	22	Reinvestment Act funds, we partnered with the Office of
23		website, a dehumidifier costs the same whether you buy	23	Energy & Planning to provide heating system rebates.
24		an ENERGY STAR model or a non-ENERGY STAR model. So,	24	And, we found that there was a huge customer demand for
		{DE 12-262} {12-21-12}		{DE 12-262} {12-21-12}

	440
	[WITNESS PANEL: Belair~Stanley~Cunningham]
1	you really can provide an incentive. You're paying
2	more than what they have to pay for it. So, we looked
3	at, you know, what the incremental cost was on the
4	other appliances, the other white goods appliances, and
5	we found that there was a lot of we have a high
6	saturation rate of other appliances in New Hampshire.
7	So, we didn't need to provide an incentive on some of
8	the other ones.
9	We took into consideration that the
10	Regional Greenhouse Gas Initiative funding was intended
11	to save carbon. And, so, we looked to see, should we
12	add as we took the ENERGY STAR Appliance Program and
13	made that combined it with the gas program, so we
14	have gas heating equipment, along with the ENERGY STAR
15	appliances, all in the ENERGY STAR Appliance Program.
16	Is there any programs that we should expand to also
17	allow those RGGI funds to be used to do additional
18	non-electric measures and to still save the carbon,
19	which is what was carbon dioxide, which was what
20	part of that mandate was. So, we decided "let's throw
21	in some additional heating systems", and we'll try to
22	do it like, you know, similar to what's being done in
23	other states, as far as like, let's say, Gas Networks,
24	and providing the same efficiencies for oil and liquid
	{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham]
1		that. Eric Steltzer, who was there at the time, said
2		that, you know, that's the number one question that
3		customers call in the Office of Energy & Planning for
4		is "do you have anything to help me get, you know, a
5		more efficient heating system?" And, so, we were
6		trying to deal with some of the other issues and
7		customer demand issues that we've seen out there.
8	Q.	That's helpful. Are there any non-residential programs
9		that you're seeking to expand to be fuel neutral as
10		part of the Settlement Agreement?
11	Α.	(Belair) We did provide some funding for incentives of
12		non-electric heating systems and cooling systems and
13		cooling systems in the Small Business Program and the
14		Large Business Program. Our HVAC rebate is expanded to
15		include some heating systems there. I want to I
16		just want to also be clear that it's not just heating
17		systems. We're adding, as I said earlier, the ENERGY
18		STAR central AC units, we're providing an incentive for
19		that. We're providing an incentive we're proposing
20		incentives for that, and we're proposing incentives for
21		the air source heat pumps, the split systems, and we're
22		providing some incentives for the heating systems, and
23		hot water systems.
24	Q.	And, these are in both small and large commercial
		{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair-Stanley-Cunningham]			[WITNESS PANEL: Belair-Stanley-Cunningham]
1		programs?	1		our intent is to get more electric savings out of those
2	А.	(Belair) Yes.	2		programs. And, we wanted to provide a little bit, a
3	Q.	Were you carrying waiting lists for those programs in	3		sliver of some funds to be able to do some of these
4		the last two years or were you having trouble finding	4		other heating systems that customers might be needing
5		willing takers?	5		to do or wanting to do.
6	Α.	(Belair) I'm trying to remember from, you know, the	6	Q.	There were a few questions about the rate impact of the
7		last years'. I think we I think we're just meeting	7		package that's being proposed as part of the Settlement
8		what we said we would do. We did go we did get a	8		Agreement and whether it was just and reasonable. Is
9		Regional Greenhouse Gas Initiative grant, 2009 and	9		the rate impact any different than what it currently
10		2010, to do more commercial and industrial, and we were	10		is? Are the charges to customers going to be greater
11		able to do that. What we're trying to do here so, I	11		or lesser as a result of the Settlement, if it's
12		think we have we're meeting the demand. And, that I	12		approved?
13		think there's opportunities to, you know, do more.	13	Α.	(Belair) The System Benefit Charge stays the same on
14		And, our focus is to do more electric. But we wanted	14		the electric site. Is that what you're asking?
15		to provide and expand HVAC incentives to provide some	15	Q.	Yes.
16		small amount of heating system incentives for customers	16	Α.	(Belair) Yes. We didn't make a recommendation to
17		wanting to do that.	17		increase it, if that's what you're asking.
18	Q.	Mr. Stanley, do you have any sense of where you've	18	Q.	I think I'm almost done. The Settlement Agreement lays
19		been, in terms of the customer demand on those	19		out, in the discussion of the "Quarterly Meetings", a
20		programs, before considering going to a fuel neutral	20		set of priorities of issues to be taken up, if you look
21		offering?	21		at Page 5. There are four items that are listed in
22	Α.	(Stanley) Just specific to Liberty Utilities, for our	22		priority for consideration, and then it goes on to talk
23		electric business?	23		about discussion of the "deep dive" projects, and the
24	Q.	Yes.	24		possibility of adjusting rebate levels for the Home
		{DE 12-262} {12-21-12}			{DE 12-262} {12-21-12}

[WITNESS PANEL: Belair~Stanley~Cunningham] 114 1 Α. (Stanley) Yes. We've been able to, over the past 2 several years, meet our targets successfully with our 3 non-residential programs. We've been meeting demand. 4 We've had some struggles recently with our small 5 business market, actually. But we've been meeting our 6 targets. 7 Q. I guess what I'm trying to get at is, I thought we were solving a problem in the residential market by being 8 open to fuel neutral programs. And, I'm not sure we 9 10 have the problem present in the commercial/industrial programs that needs to be solved. There may be good 11 reasons to do it, in terms of overall energy usage. 12 13 But, when looking at use of SBC funds primarily, the argument was that you really couldn't spend that money 14 effectively on the residential side without going to 15 16 fuel neutral. And, I haven't heard that that's really 17 the case for commercial/industrial? 18 Α. (Belair) I think we were able to meet our targets. We 19 looked at the influx of some additional funds to maybe 20 open up a little bit of opportunity for people to, you know, do the same thing on the residential side. You 21 22 know, if they, you know, if they're going to go put a 23 heating system in, try to encourage them to go to the 24 higher efficiency one. We don't have a lot of -- well, {DE 12-262} {12-21-12}

		116 [WITNESS PANEL: Belair~Stanlev~Cunningham]
1		Energy Assistance Program, and possible changes to
2		2014. Is there a suggestion that you can't get to the
3		"deep dive" projects until you've gotten completed
4		through (1) through (4), because they're priorities, or
5		is it that those four are there, but, in addition, the
6		others can fit in at any point?
7	Α.	(Cunningham) No, absolutely not. The program
-	А.	
8		implementation issues in Item (2) reflect the items
9		that we specified at the tail end of that paragraph, on
10		"deep dive" and the Home Energy Assistance Program.
11		Those were two issues that were discussed. The parties
12		the Settling Parties and the Staff wanted to add to
13		give them more visibility, but, in fact, they would be
14		discussed in Item (2).
15	Q.	All right. And, in the description of "low income
16		programs", although they refer to that in the
17		Settlement Agreement, in the attachments, they describe
18		them as "income-qualified programs". Is that just a
19		different term for the same thing or is there a change
20		in the eligibility proposed here? And, maybe forever
21		it's been called "income-eligible", and I never
22		noticed. "Income-qualified", I'm sorry.
23	Α.	(Stanley) The eligibility the eligibility
24		requirements are the same from previous plans.
		{DE 12-262} {12-21-12}

	[WITNESS PANEL: Belair~Stanley~Cunningham]		[WITNESS PANEL: Belair~Stanley~Cunningham]
1	CHAIRMAN IGNATIUS: Thank you. I have	1	earlier when we were discussing the Home Performance with
2	nothing else. Any other questions from my colleagues?	2	ENERGY STAR Program, and the question about heating
3	(Chairman Ignatius, Cmsr. Scott and	3	systems as a measure?
4	Cmsr. Harrington conferring.)	4	CHAIRMAN IGNATIUS: Uh-huh.
5	CMSR. SCOTT: I have a quick question	5	WITNESS STANLEY: I just want to clarify
6	for Mr. Cunningham. And, hopefully, this will be a real	6	that heating systems are not covered as part of that
7	quick "yes" or "no", I hope.	7	program. I may have stated that previously, just to
8	BY CMSR. SCOTT:	8	correct that. It's actually covered under the ENERGY STAR
9	Q. In reference to the audits of the the Staff has done	9	Appliances Program.
10	for the C&I RFP Program, my presumption was that no	10	CHAIRMAN IGNATIUS: So, they're covered,
11	issues arose from those audits, is that a correct	11	but under a different program. Under the ENERGY STAR
12	statement?	12	Appliance Program?
13	A. (Cunningham) I haven't tested that oh, I'm sorry. I	13	WITNESS STANLEY: That's correct. So,
14	haven't gone back to check that. But I think I heard	14	as part of the \$4,000 project cap, the 50 percent
15	Mr. Belair say that there weren't any issues that arose	15	incentive, the heating system replacement would not be
16	as a result of that. So, I would defer to him on that	16	covered as part of that incentive.
17	point.	17	CHAIRMAN IGNATIUS: All right. Thank
18	Q. It's really subject to check, though?	18	you. I appreciate
19	A. (Cunningham) Subject to check, I guess, yes.	19	WITNESS CUNNINGHAM: May I add just one
20	CMSR. SCOTT: Thank you.	20	clarification, if I might?
21	WITNESS BELAIR: Commissioner Ignatius,	21	CHAIRMAN IGNATIUS: Yes.
22	could I just, you know, you asked the question earlier, I	22	WITNESS CUNNINGHAM: I'm sorry. If I
23	just want to go, you know, when we did get the RGGI	23	might?
24	funding, we did look at what other things were being	24	CHAIRMAN IGNATIUS: Please do.
	{DE 12-262} {12-21-12}		{DE 12-262} {12-21-12}

	[WITNESS PANEL: Belair~Stanley~Cunningham]
1	funded through the RGGI grants. And, as we looked around
2	at what, you know, some of the grantees were doing, and in
3	talking with some of our customers, you know, we did
4	identify that, you know, some of those other programs were
5	doing heating system and, you know, deeper dive
6	weatherization kind of things for those customers. And,
7	so, and in an attempt to keep that market going, we looked
8	at, you know, what they were doing, and we determined that
9	providing incentives for some of the heating systems and
10	hot water systems might be a good way of moving forward
11	with those funds, since the Legislature did House Bill
12	1490 ended up taking those funds and giving them to the
13	utilities, we felt that we wanted to, you know, try to
14	continue with some of the things that were already being
15	done with the RGGI funding.
16	So, I just, you know, there was a number
17	of things that we took into consideration I wanted to
18	that was one of them.
19	CHAIRMAN IGNATIUS: All right. I
20	appreciate that. Thank you.
21	WITNESS STANLEY: Commissioner Ignatius,
22	I have one clarifying comment I want to add
23	CHAIRMAN IGNATIUS: Yes.
24	WITNESS STANLEY: that goes to
	{DE 12-262} {12-21-12}

		[WITNESS PANEL: Belair~Stanley~Cunningham]	
1		WITNESS CUNNINGHAM: I had mentioned	
2	ea	rlier that there was an order in the past that the	
3	Co	ommission had issued with respect to incremental savings	
4	be	ing greater than incremental costs, and that was Order	
5	N	umber 23,172.	
6		CHAIRMAN IGNATIUS: All right. Thank	
7	yc	ou. Commissioner Harrington, you want to clarify	
8	sc	omething?	
9		CMSR. HARRINGTON: No, I don't want to	
10	cl	arify anything. I do have a clarifying question,	
11	th	ough, maybe.	
12	BY CMSR. HARRINGTON:		
13	Q.	I just trying to get this straight. This would be to	
14		Mr. Belair. On the I know we've gone into the fuel	
15		neutral program. And, on the C&I programs, how you	
16		mentioned like a "sliver" or "a little bit", whatever,	
17		I wasn't quite clear on that. How much of this	
18		proposed C&I program is going to be savings other than	
19		electricity?	
20	Α.	(Belair) A rough estimate,	
21	Q.	That's all I'm looking for.	
22	Α.	(Belair) for this Commercial and Industrial, out of	
23		the \$6 million in RGGI funds, I think we allocated or	
24		planned for about \$800,000 to be used for heating	
		{DE 12-262} {12-21-12}	

		[WITNESS PANEL: Belair~Stanley~Cunningham] ^[2]
1		system improvements, and out of, I think, the C&I
2		Program, the Commercial and Industrial programs, are
3		probably a total of 8 million, somewhere let me just
4		see.
5	Q.	So, I was looking for, you know, combination of both
6		RGGI and System Benefit funded programs.
7	Α.	(Belair) Yes. It looks like about \$12 million is the
8		Commercial and Industrial Program funding. And, you
9		know, about 800,000 would have been for heating
10		systems. And, again, you know, we're going to be
11		providing that, but we're going to be looking our
12		proposal provides for that, but we're going to be
13		looking for, you know, electric savings, because that's
14		that's what we're doing most of anyway.
15	Q.	Okay. So, it's safe to say that the remaining 1
16		\$11.2 million goes to electrical savings?
17	Α.	(Belair) Yes.
18		CMSR. HARRINGTON: Okay. That's what I
19	w	as looking for. Thank you.
20		CHAIRMAN IGNATIUS: Thank you. Any
21	re	direct from Attorney Fossum or Attorney Brown?
22		MS. BROWN: None.
23		MR. FOSSUM: No. My questions were
24	ta	ken care of by the clarifications that were added.
		{DE 12-262} {12-21-12}

	122
	[WITNESS PANEL: Belair~Stanley~Cunningham]
1	MS. BROWN: Thank you.
2	CHAIRMAN IGNATIUS: And nothing from
3	Staff. All right. Thank you. Then, the witnesses are
4	excused. It is 12:00 on the dot. We should take a break
5	for well, let's go off the record.
6	(Brief off-the-record discussion
7	ensued.)
8	CHAIRMAN IGNATIUS: All right. Let's go
9	back on the record. All right. We're going to take a
10	short break, rather than a lunch break. We will resume at
11	12:15 with Mr I'm sorry, Ms. Ohler on the stand. And,
12	if you want, when we come back, to already get settled,
13	that would be fine. Thank you.
14	(Recess taken at 12:03 p.m. and the
15	hearing resumed at 12:23 p.m.)
16	CHAIRMAN IGNATIUS: I see we have gifts.
17	Do we need to identify what these are beforehand or just
18	in the course of testimony we'll find out?
19	MS. BROWN: Well, I'll get the ball
20	started. The Department of Environmental Services is the
21	next witness. And, the testimony before you DES requests
22	be marked for identification as I believe the next
23	sequence number is number 8. And, if I can get started
24	with introducing Ms. Ohler, I will do that.
	{DE 12-262} {12-21-12}

		[WITNESS: Ohler] 123
1		(Whereupon Rebecca E. Ohler was duly
2		sworn by the Court Reporter.)
3		REBECCA E. OHLER, SWORN
4		DIRECT EXAMINATION
5	BY	MS. BROWN:
6	Q.	Ms. Ohler, can you please identify your name and your
7		employer for the record?
8	Α.	My name is Rebecca Elizabeth Ohler. And, my employer
9		is the New Hampshire Department of Environmental
10		Services.
11	Q.	And, can you please explain what you do for the
12		Department of Environmental Services?
13	Α.	I'm the Transportation and Energy Programs Manager.
14		And, in that capacity, I oversee our programs our
15		participation in programs, such as RGGI and the
16		Renewable Portfolio Standard, development of the
17		Climate Action Plan. Any of our programs that are
18		associated with clean air energy.
19	Q.	And, DES is a intervenor in this proceeding?
20	Α.	Yes, we are.
21	Q.	And, what has been your involvement in this proceeding?
22		Have you conducted discovery in this proceeding?
23	Α.	I did not request any discovery, no. We did provide
24		testimony that's before the Commission.
		{DE 12-262} {12-21-12}
		[WITNESS: Ohler] 124
1	Q.	And, in providing your testimony, what did you review?
2		What did you review in this proceeding, such as the
3		filing, etcetera, in preparation of your testimony?
4	Α.	Okay. In preparation of that, I reviewed the filing
5		that was submitted by the utilities, I don't know the
6		date of it, but the original filing for this docket
7		that they put in. And, my testimony was in response to

Do you have any changes or corrections to make to this

And, if you were asked these same questions, would your

MS. BROWN: Chairman Ignatius, I'd like

CHAIRMAN IGNATIUS: That's fine.

responses be as indicated in the testimony today?

They would. Although, there is one issue that my

changed. So, I would maybe alter that.

to offer just to let her explain. I'm trying to walk her

understanding, since I provided this testimony, has

Can you please explain how subsequent events have

Yes. Just additional discussions in the -- after this

8

9 Q.

10

11 A.

12 Q.

13

14 15

16

17

18 19

20

21 22

23

24 A.

Α.

Q.

that filing.

testimony? No, I do not.

through direct.

BY MS. BROWN:

modified your testimony?

		[WITNESS: Ohler] 125			[WITNESS: Ohler] 127
1		withess. only was filed. My understanding, on Page 4, the question	1	BV	/ MR. LINDER:
2		that starts at Line 19, that I stated there that the	2	Q.	The question is, do you know what "deep dive" is
_			_	ч.	
3		"Staff had expressed concern because they feel	3		intended to mean in this Settlement Agreement?
4		participants would be paid twice for the same work."	4	Α.	Well, I guess my interpretation of what it means is
5		And, in subsequent discussions, I'm understanding that	5		that it's essentially more of the same. That, under
6		that that I had misunderstood what Staff had been	6		the, you know, under a 4,000 limit is this in
7		implying there. However, that does not change our	7		reference to the HPwES Program? I'm sorry, I haven't
8		feeling on inclusion of that program in general.	8		read under the \$4,000 incentive limit, a customer
9	Q.	Is there any other information that you want to get out	9		would be able to get up to a certain level, perhaps not
10		on direct before you're made available for	10		the full list of recommended actions, before they hit
11		cross-examination?	11		their \$4,000 rebate limit, which would have had them
12	Α.	No, there's not. Thank you.	12		invest \$4,000 of their own funding. To take that
13		CHAIRMAN IGNATIUS: Thank you. And, did	13		beyond to a deeper dive, just means they can work their
14 we mark this as "Exhibit 8"?			14		way further down that list of cost-effective measures
15		MS. DENO: Yes.	15		and put together a packet of cost-effective measures
16		(The document, as described, was	16		that they would then become eligible for. So, it's not
17		herewith marked as Exhibit 8 for	17		really anything new and different, it's just more of
18		identification.)	18		the same.
19		CHAIRMAN IGNATIUS: Thank you. All	19	Q.	And, that's what you're recommending in your testimony?
20	ri	ght. Questions from Attorney Fossum?	20	Α.	Yes.
21		MR. FOSSUM: I have no questions.	21		MR. LINDER: Okay. Thank you. No
22		CHAIRMAN IGNATIUS: Attorney Knowlton?	22	f	urther questions.
23		MS. KNOWLTON: I have none.	23		CHAIRMAN IGNATIUS: Thank you.
24	24 CHAIRMAN IGNATIUS: Attorney Goldwasser?			Ν	Ms. Chambers?
		{DE 12-262} {12-21-12}			{DE 12-262} {12-21-12}

	[WITNESS: Ohler]	[WITNESS: Ohler] 128
1	MS. GOLDWASSER: I have no questions.	1 MS. CHAMBERS: No questions.
2	CHAIRMAN IGNATIUS: Attorney Dean?	2 CHAIRMAN IGNATIUS: Attorney Chamberlin?
3	MR. DEAN: No questions.	3 MS. CHAMBERLIN: Yes, I have a few.
4	CHAIRMAN IGNATIUS: Mr. Clouthier?	4 BY MS. CHAMBERLIN:
5	MR. CLOUTHIER: No questions.	5 Q. Ms. Ohler, I'm going to show you a document. Could you
6	CHAIRMAN IGNATIUS: Mr. Nute?	6 identify that please.
7	MR. NUTE: No questions.	7 A. Yes. This is the cover page and an excerpt from the
8	CHAIRMAN IGNATIUS: Attorney Linder?	8 "Additional Opportunities for Energy Efficiency" study
9	MR. LINDER: Just one question for	9 that was done by Gordon "Gordon", I'm sorry, GDS
10	clarification.	10 Associates, for the Public Utilities Commission, dated
11	CROSS-EXAMINATION	11 2009, I believe.
12	BY MR. LINDER:	12 Q. And, do you refer to this in your testimony?
13	Q. In the Settlement Agreement, on Page 5, there's a	13 A. I did not refer to it in my written testimony, no.
14	reference to items that will be discussed in 2013, and	14 Q. And, what
15	one of them is "deep dives". Are you familiar with	15 A. But it is referenced in the CORE filing.
16	that section?	16 MS. CHAMBERLIN: Okay. It's referenced
17	A. I am. Although, I do not have a copy of that here in	17 in the CORE filing. I'd ask that this be marked as the
18	front of me.	18 next exhibit.
19	Q. All right. I'll show you the Settlement Agreement,	19 CHAIRMAN IGNATIUS: And, this is just a
20	Exhibit 1.	20 few excerpts from that full report, is that correct?
21	(Atty. Linder handing document to the	21 WITNESS OHLER: Yes. And that what it
22	witness.)	22 demonstrates is the potential for doing these deeper
23	WITNESS OHLER: And, I'm sorry, the	23 energy retrofits in the State of New Hampshire. This
24	question is?	24 study very clearly indicated that there's room in the
	{DE 12-262} {12-21-12}	{DE 12-262} {12-21-12}

	[WITNESS: Ohler] 129	[WITNESS: Ohler]
1	residential sector for much more energy efficiency than is	1 Hampshire. And, so, to achieve the goals of this, we
2	being achieved just by replacing lighting fixtures and	2 need to address this sector.
3	kind of the higher higher level of, or maybe lower	3 The GDS study shows that there is a
4	level, retrofits that might be done.	4 potential for cost-effective electric savings of
5	CHAIRMAN IGNATIUS: All right. We'll	5 21 percent of 18 2018 electric sales and 19 percent
6	mark that for identification as "Exhibit 9".	6 of 2018 fossil fuel sales in New Hampshire.
7	(The document, as described, was	7 MS. BROWN: Can you where are you
8	herewith marked as Exhibit 9 for	8 referring to in the document? I'm sorry.
9	identification.)	9 WITNESS OHLER: That's okay. In the GDS
10	BY MS. CHAMBERLIN:	10 study, if you look at, on Page well, it's the second
11	Q. Okay. I'm going to show you another document.	11 page, but it's Page 66, at the very last paragraph on the
12	A. Yes. This is the cover page and some relevant excerpts	12 bottom of that page, underneath the two tables.
13	from the New Hampshire's Climate Action Plan. This was	13 Underneath the two tables.
14	developed in 2009 or, developed over 2008 and	14 MS. BROWN: Sixty-six?
15	published in 2009. And, again, the referenced excerpt	15 WITNESS OHLER: Yes. The page number on
16	is the summary of recommended actions from the Climate	16 the bottom is "66". Did it not come up in the copies?
17	Action Plan that specifically address energy efficiency	17 MS. BROWN: The exhibit doesn't have
18	in the building sector.	18 that.
19	Q. And, are the full versions of both of these documents	19 MR. FOSSUM: No, I don't have that
20	publicly available?	20 either.
21	A. Yes, they're both available. The GDS study is	21 WITNESS OHLER: Ah. It did not print
22	available on the PUC website. And, the Climate Action	22 correctly. It's on the ones the Commission has, and I
23	Plan is available on the Department of Environmental	23 apologize.
24	Services website.	24 MS. BROWN: Okay.
	{DE 12-262} {12-21-12}	{DE 12-262} {12-21-12}

		[WITNESS: Ohler]
1		MS. CHAMBERLIN: And, I'd ask that this
2	b	e marked as the next exhibit, Exhibit 9, I believe.
3		CHAIRMAN IGNATIUS: Ten.
4		MS. CHAMBERLIN: Ten.
5		CHAIRMAN IGNATIUS: We'll mark it for
6	id	lentification as "Exhibit 10".
7		(The document, as described, was
8		herewith marked as Exhibit 10 for
9		identification.)
10	BY	MS. CHAMBERLIN:
11	Q.	Now, Ms. Ohler, in your prefiled testimony, you offered
12		support for the deep retrofit option under the HPwES
13		Program, is that correct?
14	Α.	Yes. That's correct.
15	Q.	And, can you provide any additional support for this
16		program?
17	Α.	Yes. Thank you. I guess I would offer back these two
18		exhibits. The climate science, as documented through
19		the New Hampshire Climate Action Plan, tells us that we
20		need to continue to drastically reduce greenhouse gas
21		emissions to get to the targets that are established in
22		the Plan. And, also documents the fact that the
23		housing sector and the building sector, in general, are
24		a significant source of greenhouse gas emissions in New
		{DE 12-262} {12-21-12}

	[WITNESS: Ohler]
1	MS. CHAMBERLIN: Is it the pie chart?
2	WITNESS OHLER: No. It's this part here
3	[indicating]. Yes. I'm sorry. I apologize. But, when
4	the copies got run in the black and white version, they
5	did not come out correctly.
6	MS. CHAMBERLIN: Oh. All right. So,
7	the Commission has this document or this page, but the
8	other parties do not.
9	WITNESS OHLER: Correct. Yes. I
10	apologize for that.
11	MS. BROWN: With the exception, Staff
12	just has pulled up their own GDS copy of the report.
13	WITNESS OHLER: Okay. Good.
14	MS. BROWN: On 66.
15	WITNESS OHLER: Thank you.
16	MS. BROWN: Thank you for letting me
17	follow along where you are.
18	WITNESS OHLER: Thank you.
19	BY THE WITNESS:
20	A. But, on the bottom of that page, is the bottom
21	paragraph that says, with regard to non-electric end
22	uses, the maximum potential in the residential sector
23	is just under 19 percent for fossil fuel, and then
24	21 percent in the electric sector.
	{DE 12-262} {12-21-12}

	[WITNESS: Ohler]			[WITNESS: Ohler]	35
1	MS. CHAMBERLIN: Okay. We could make	1		need to start creating this demand sooner, rather the	han
2	-	2		later.	IIali
	more copies of the missing page and pass them out, if				
3	people need it?	3		The original proposal by the utility	
4	CHAIRMAN IGNATIUS: Yes. I think, after	4		created a mechanism to do just that, to start building	•
5	we're either on another break, or when we're done, to make	5		this demand, to get people to understand what the	
6	sure everybody has a copy of that, it would be helpful.	6		potential benefits are and start building them agair	n.
7	But, as long as the Clerk's copy has yes, yours works.	7	Q.	Do you see any risks associated with implementing	g the
8	MS. DENO: Yes.	8		program?	
9	CHAIRMAN IGNATIUS: Okay. Thank you.	9	Α.	I don't see much in the way of risks. There are	
10	BY THE WITNESS:	10		appropriate checks and balances in place that wou	ıld
11	A. So, to add to that, the sorry, I've lost track of	11		protect both the consumer and the ratepayer. And	,
12	where I was.	12		those would include the established cost-effective	ness
13	BY MS. CHAMBERLIN:	13		methodology that is used for the CORE Programs.	lt's
14	Q. Was talking about the GDS study and	14		already been discussed today. That they would no	ot be
15	A. Right. Okay. And, so, we have, I mean, these two	15		undertaking any projects that were not cost-effection	ve,
16	documents, among probably many in the state, that	16		and they would be using the same test for	
17	support both the need and the potential for doing very	17		cost-effectiveness as they use for their other	
18	deep retrofits in the residential sector. We know,	18		programs. The utilities wouldn't earn a performance	се
19	from the testimony that's already been given, that	19		incentive if they were to go out and do something	what
20	these retrofits can get expensive, and that many of the	20		were not cost-effective. And, so, it's in their own	
21	customers can't afford go beyond the \$4,000. So that,	21		interest to make sure it is cost-effective. And, the	
22	by providing additional funding, it would, in all	22		utilities have indicated this can be done at very low	v
23	likelihood, provide would result in deeper	23		cost, low to no cost, in addition to their existing	
24	retrofits, basically implementing more of the same,	24		program.	
	{DE 12-262} {12-21-12}			{DE 12-262} {12-21-12}	

		[WITNESS: Ohler] 134
1		going further down the list as noted.
2		In order for many customers to be able
3		to afford to do that, and they need to be able to put
4		together some of the very short payback actions, such
5		as lighting change-outs, with the longer payback, yet
6		cost-effective actions, to create a package that is
7		cost-effective, but has a higher cost and a longer
8		payback.
9	Q.	Are you finished?
10	А.	Well, no. I was just going to note that, as noted in
11		the utilities' filing, one of the key market barriers
12		on the residential sector is on the demand side. And,
13		this program, in our opinion, could help create the
14		demand for the deep retrofits by providing demonstrated
15		benefits right within the customer's own neighborhood.
16		People sometimes don't know that they want something,
17		if they don't understand what it is, they don't know it
18		exists, or they don't understand what it is. If they
19		see their neighbor undertake a deep energy retrofit
20		project, and hear firsthand the results from their
21		neighbor, then they will develop an understanding of
22		that. And, that may that could tend to lead to the
23		desire to have that in their own homes. We think that
24		demand may build slowly, but it will build. And, we
		{DE 12-262} {12-21-12}

		[WITNESS: Ohler] 136
1	Q.	Concerning the C&I RFP Program, the utilities are
2		proposing to convert it from a pilot to a permanent
3		program. Do you support that proposal?
4	Α.	Yes, I do. And, I support it for kind of one primary
5		reason. And, the document that was already handed out,
6		which was the summary and highlights of the VEIC study,
7		I don't recall what the exhibit number is. But, in
8		this document, on Page 2, the key themes emerge from
9		review of the study paragraph. The number one key
10		theme is the need for clear, coordinated, and
11		consistent policy and program landscape. If something
12		exists as a pilot, the sector that might take advantage
13		of that is going to look at that and say "Jeez, you
14		know, it's a pilot program. Who knows if it's going to
15		be here next year." These C&I RFP projects are large,
16		large projects. They may take a year or more for a
17		customer to be planning. If a program is just a pilot
18		program, they may not be inspired to put the effort in
19		to really thinking seriously about this. Whereas, if
20		this becomes a permanent program within the CORE
21		docket, then we're going to see the long range planning
22		that is necessary to have customers take advantage of
23		this.
24	Q.	And, do you have an opinion on the demand for this
		{DE 12-262} {12-21-12}

		[WITNESS: Ohler] 137			[WITNESS: Ohler]
1		project?	1	Q	uestions from the Bench?
2	A.	No, I guess I don't necessarily have an opinion on the	2	-	CMSR. HARRINGTON: No, I don't.
3		demand. Other than just anecdotally, in my dealings	3		CHAIRMAN IGNATIUS: I have just a
4		with the energy service companies that we work with	4	C	ouple.
5		through the State energy programs. We know that they	5		CHAIRMAN IGNATIUS:
6		are talking to more and more customers, and they feel	6	Q.	Your testimony described your own personal experience
7		that there's quite a demand out there. And, they're	7	-	going through an audit and then some measures. And, is
8		also the ones seeking consistency in the programs, so	8		it correct that you were saying that, because there are
9		that they can work with their customers and develop	9		only certain measures that were funded through the
10		long range plans.	10		program, those are the only things that the auditor
11		MS. CHAMBERLIN: Thank you. I have no	11		identified for you?
12	fu	urther questions.	12	Α.	Correct.
13		CHAIRMAN IGNATIUS: Thank you. Attorney	13	Q.	And, so, if there had been a broader view of the audit,
14 Brown?		14		there might have been other measures you could have	
15 MS. BROWN: Yes. Staff has just a few.			15		considered undertaking on your own, but
16 BY MS. BROWN:		16	Α.	Correct.	
17	Q.	Ms. Ohler, with respect to Page 66 of the GDS report	17	Q.	Okay.
18		that you were referencing, and the Table 4 Table 42,	18	Α.	Correct.
19		"Maximum Achievable Cost Effective Potential", are you	19	Q.	You also described some measures that might be
20		aware that the estimated cost to achieve that level of	20		appropriate if they were given a longer time frame for
21		the 20 percent savings that you were citing is	21		to measure the cost-effectiveness against, is that
22		63 million? Do you see that?	22		right? Or, a "longer payback period", maybe is a
23	Α.	On which table are you looking at, I'm sorry?	23		better way to put it?
24	Q.	Forty-two.	24	Α.	Yes. And, let me find exactly where I was talking
		{DE 12-262} {12-21-12}			{DE 12-262} {12-21-12}

		[WITNESS: Ohler] 138			[WITNESS: Ohler] 140
1	Α.	Table 42.	1		about that.
2	Q.	Second line up from the bottom.	2	Q.	I'm looking at Page 3, Lines 10, 11.
3	Α.	Yes. Okay.	3	Α.	Thank you. So, yes. The point that I was making there
4	Q.	And, you see that 63 million and change cost?	4		is that, if a number of homes are retrofitted without
5	Α.	That, I believe, is the maximum achievable, not the	5		the opportunity to kind of take the holistic approach,
6		not the maximum achievable cost oh, it is, the	6		do all of the measures as kind of a single project, but
7		"Maximum Achievable Cost Effective". Yes.	7		rather just cherry picks the quickest payback projects
8		Sixty-three million.	8		and does those, that the projects that have the much
9	Q.	Yes. And, are you aware the present budget for the	9		longer payback time are essentially stranded for
10		CORE, I think, is about 27 million?	10		several years, while they save up the big bundle of
11	Α.	I guess I didn't know that exact number. But I would	11		money needed to do those more expensive measures.
12		say that I wasn't assuming that this would all be	12		Either time to save up the money or time for electric
13		achieved in one CORE program year.	13		rates to go up to make it more cost to make it a
14	Q.	Or, how about, would need to increase the System	14		faster payback time on those.
15		Benefits Charge and other funding sources in order to	15		So, the concern is just, by doing kind
16		achieve these recommended potentials, correct? Would	16		of the easiest measures now, we leave a lot of measures
17		you agree with that?	17		stranded for many, many years to come. And, if we look
18	Α.	No. I would agree that it would take several years of	18		at the Climate Action Plan, we really can't afford to
19		program implementation to achieve the maximum	19		be doing that. We need to be doing deeper ones now.
20		potential. Again, I would never assume that this would	20		So, understanding that, as more money is
21		all be done in one year.	21		going into an individual house to do a "deeper dive"
22		MS. BROWN: Staff has no other cross.	22		retrofit, it means fewer number of houses can get done.
23 Thank you.			23		But, at the end of time, we have still achieved I
24		CHAIRMAN IGNATIUS: Thank you.	24		think we achieve more by doing fewer deeper steadily
{DE 12-262} {12-21-12}					{DE 12-262} {12-21-12}

		[WITNESS: Ohler] 141			[WITNESS: Eckberg] 143
1		over the years than by kind of skimming the cream off	1	A.	Yes. That's correct, "Exhibit 7". That's how I
2		the top, and then having a big chunk of years where not	2	.	labeled mine. Yes.
2		much gets done.	2	Q.	Do you have any changes or corrections to make to your
	Q.	-	3 4	α.	
4	Q.	Do you have a recommendation for a longer payback			testimony?
5		period or is that the kind of thing that you would want	5	Α.	No, I don't believe I have any edits or corrections to
6		to discuss in the quarterly stakeholder groups?	6	-	make.
7	Α.	That would definitely be something to discuss. I don't	7	Q.	Okay.
8		have an opinion on that.	8		CHAIRMAN IGNATIUS: Ms. Chamberlin,
9		CHAIRMAN IGNATIUS: Thank you. I have	9	C	ould swing the mike back towards you?
10	n	othing else. Any redirect?	10		MS. CHAMBERLIN: Sure.
11		MS. BROWN: Tough to do redirect.	11		CHAIRMAN IGNATIUS: Thank you.
12		REDIRECT EXAMINATION	12	BY	MS. CHAMBERLIN:
13	13 BY MS. BROWN:		13	Q.	In terms of the Settlement Agreement, do you have any
14	Q.	Ms. Ohler, do you have anything that you want to	14		comment on the programs that are included within the
15		respond to of any of the questions, I think as a	15		Settlement Agreement?
16		softball I will throw to you?	16	Α.	Yes. I do have several comments I'd like to make about
17	Α.	No. No, I don't. I guess I would just say that, as I	17		things in the Settlement Agreement. Absolutely. I
18		stated in my testimony, DES is involved in the CORE	18		would start perhaps with maybe not taking everything in
19		docket because of the Regional Greenhouse Gas emission	19		numerical order, but, on Page 7, and then onto Page 8,
20		funds being in the program now. And, while HB 1490 did	20		which is concerns the low income customers, the Low
21		redirect how the funding is spent, it certainly did not	21		Income Weatherization Program. The OCA certainly would
22		change the purpose of the RGGI Program, and the purpose	22		like to state its support also for the low income
23		being to reduce greenhouse gas emissions.	23		budgets that have been proposed and are included in
24		And, so, we are very supportive of the	24		this CORE filing.
		{DE 12-262} {12-21-12}			{DE 12-262} {12-21-12}

		[WITNESS: Ohler] 142
1		fuel neutral approach that the utilities have taken on
2		this. I think that it is an appropriate use of the
3		RGGI dollars, and clearly in line with what that
4		program is intending.
5		CHAIRMAN IGNATIUS: All right. Thank
6	v	ou. We appreciate your participation. It's nice to have
7	-	sister agency come. And, you're excused.
-	a	
8		Mr. Eckberg, is that correct, our next itness?
9	w	
10		MS. CHAMBERLIN: That's correct.
11		CHAIRMAN IGNATIUS: Please come forward.
12		(Whereupon Stephen R. Eckberg was duly
13		sworn by the Court Reporter.)
14		STEPHEN R. ECKBERG, SWORN
15		DIRECT EXAMINATION
16	BY	MS. CHAMBERLIN:
17	Q.	Mr. Eckberg, will you state your name and position
18		please.
19	Α.	My name is Stephen R. Eckberg. And, I am employed by
20		the Office of Consumer Advocate.
21	Q.	And, did you file testimony in this proceeding?
22	Α.	Yes, I did.
23	Q.	And, that testimony was premarked for identification as
24		"Exhibit 7, I believe that's correct?
		{DE 12-262} {12-21-12}

	[WITNESS: Eckberg] 144
1	We are also appreciative of the
2	components of the Settlement on Page 9, which address
3	utility-specific issues. I believe that section of the
4	Settlement was relettered as "Section G". In the
5	"PSNH" section, ii, there's several items there in the
6	section about the "RSA 125-O Monies". My testimony
7	addressed several issues regarding this issue. The
8	first issue was whether or not the RGGI funds should be
9	included in calculations of what PSNH is able to set
10	aside for energy efficiency programs at its own
11	facilities. And, PSNH has agreed here in the
12	Settlement, they have stated that they will not include
13	RGGI funds in the calculation of that set-aside. And,
14	I believe that that's actually not simply an agreement.
15	I think, if we look further, right at the language of
16	RSA 125-O, whatever the appropriate subsection is, I'm
17	sorry, I don't remember, but I believe that it may
18	actually specify that only Systems Benefit Charge funds
19	should be included in that calculation. So, when I
20	raised that issue in my testimony, I wasn't I don't
21	think I was aware of that subsection of the statute.
22	So, PSNH is agreeing to something here, it's sort of
23	perhaps over the top, they're agreeing to it, and we
24	appreciate they're agreeing, they're acknowledging the
	{DE 12-262} {12-21-12}

	[WITNESS: Eckberg] 145		[WITNESS: Eckberg] 147
1	issue that I raise in my testimony. But, clearly, I	1	think as has been identified here, it was also perhaps
2	believe they would have agreed to it anyway, because it	2	a proposal from the utilities to address the fact that
3	was statutorily required.	3	these customers contribute to two energy efficiency
4	And, I also raised a concern in my	4	funds, both the natural gas energy efficiency fund, as
5	testimony about the cost-effectiveness of projects at	5	well as they pay the Systems Benefit Charge, so they're
6	its own facilities, based upon some comparative	6	contributing to the electric energy efficiency fund.
7	information that I had extracted from the CORE filing	7	So, it seemed like an opportunity to provide an
8	and the Company's report on projects. And, PSNH has	8	incremental benefit to those customers who meet that
9	made it clear, in discussions subsequently, and they	9	criteria.
10	have stated it here in the Settlement, that they will	10 Q.	Thank you. As part of your responsibilities, are you
11	use the same standards, standards that are no less	11	familiar with the level of funding for energy
12	strict on their own projects than projects that are	12	efficiency programs in other New England states?
13	done for customers, commercial customers, in this case,	13 A.	Generally, yes. You know, I pay attention to what's
14	really. So, we're certainly pleased with those	14	going on in our neighboring states, certainly. I'm
15	components of the Settlement Agreement.	15	aware, for instance, that I think ISO-New England
16	There's been much discussion so far	16	recently made a presentation to interested stakeholders
17	today about the Home Performance with ENERGY STAR	17	about the energy efficiency forecast, which is now
18	Program and the initial proposal that was included in	18	included as part of the overall energy and demand
19	the filing, to do what's been referred to here as "deep	19	forecast that they produce. Just very recently, back
20	dive" or a larger rebate for natural gas heating	20	in mid December, they made this presentation. And,
21	customers. My testimony offered support for that	21	they provided general background on their process, as
22	component of the filing, for several reasons. And,	22	well as comparative information on funding levels and
23	that is not included here in the Settlement. That's	23	energy efficiency savings in each of the six New
24	certainly one of the contributing factors to our not	24	England states. And,
	{DE 12-262} {12-21-12}		{DE 12-262} {12-21-12}

		[WITNESS: Eckberg] 146		
1		joining in.	1	Q.
2	Q.	Okay. Thank you. So, moving from the terms of the	2	
3		Settlement, to the areas that are not part of the	3	
4		Settlement, the original filing, which is now marked as	4	Α.
5		"Exhibit 2", did raise the possibility of having a	5	
6		program where both maximum rebates from the gas and the	6	
7		electric programs would be available to a single	7	
8		customer, is that correct?	8	
9	Α.	To some customers, yes.	9	
10	Q.	Some customers.	10	
11	Α.	Only those customers who are natural gas heating	11	
12		customers and who are customers of one of the four	12	to
13		participating electric utilities here today. Yes.	13	ur
14	Q.	And, do you believe well, tell me why you support	14	th
15		this program.	15	be
16	Α.	Well, my testimony covered that. In a nutshell, I	16	Se
17		think that we felt this was an interesting and valuable	17	bı
18		opportunity to try and collect some new data about the	18	Se
19		interest out there in the marketplace for larger energy	19	te
20		efficiency projects. We haven't seen such an	20	fo
21		opportunity for customers to go quite this far through	21	
22		the CORE Programs before. So, we felt this was a very	22	th
23		interesting and unique opportunity that they were	23	Ne
24		proposing. And, as I suggested in my testimony, and I	24	ar
		{DE 12-262} {12-21-12}		

			148
		[WITNESS: Eckberg]	
1	Q.	If you were to compare New Hampshire	with the other New
2		England states, based on your review of	the ISO
3		information, where does New Hampshire	e rank?
4	Α.	Based upon my review of the information	n that was
5		provided in that report, New Hampshire	was pretty close
6		to the bottom, in terms of funding in amo	ong the six New
7		England states. Of course, there are diff	erences in
8		legislative mandates and things, which o	an account for
9		that to some degree. But we were not ro	ockin' the top
10		of the pile there.	
11		MS. BROWN: Chairman	Ignatius, I'm going
12	to	ask for relevance on this line of question	ing. I
13	u	nderstand that Mr. Eckberg had testimony	that predated
14	th	e filing of the Settlement Agreement, and	that it would
15	be	e helpful to get on the record his comment	ts on the
16	S	ettlement Agreement. But I don't understa	nd where this
17	bı	udget line of questioning is going as it rela	ates to the
18	S	ettlement Agreement. It sounds like it's ex	panding
19	te	stimony at this point, because I don't know	w the bearing
20	fo	r this new information.	
21		MS. CHAMBERLIN: It do	oesn't relate to
22	th	e Settlement Agreement. What it does is i	it shows that
23	N	ew Hampshire has plenty of room to inves	t in new programs
24	ar	nd more programs, to gauge interest. And	, that's one of
		{DE 12-262} {12-21-12}	

	149
	[WITNESS: Eckberg]
1	the issues that's before the Commission today. Are
2	customers interested in these programs? We think they
3	are. We're trying to show that there is room for these
4	programs to grow.
5	CHAIRMAN IGNATIUS: Well, I think
6	limited questioning on it is may be fair. But it
7	wasn't as I recall, it wasn't in the prefiled
8	testimony, so there hasn't been opportunity to do
9	discovery. I think I recall materials submitted to the
10	EESE Board that had some of these statistics, so many of
11	the parties have probably seen the numbers.
12	But I do want to remind everyone that,
13	just because some of the parties may have reached a
14	settlement, this is the point we discussed earlier in the
15	day, that doesn't mean, just because the Settlement may
16	relate to only certain issues, it doesn't mean that the
17	hearing only relates to those things. The hearing is on
18	all of the testimony that's been submitted. And,
19	Mr. Eckberg, you know, isn't a signatory to the Agreement,
20	he shouldn't be limited to only those matters that are
21	contained in the Settlement Agreement.
22	MS. CHAMBERLIN: I will move on from the
23	other from that ISO issue. I'm done with that.
24	BY MS. CHAMBERLIN:

{DE 12-262} {12-21-12}

[WITNESS: Eckberg]

program?

Concerning the C&I RFP Program, do you support that

Well, I did not offer any testimony on that program.

Generally, I tried to keep my testimony prescribed to

the residential area. But I think that, based upon the

rebuttal testimony, which had additional information

provided by Mr. Belair, I don't see any significant

program transitions from being a pilot program, to being a permanent program, that frequently there are --

or something, to support such a shift or transition. Things like that happen not only here in the energy

efficiency program universe, but elsewhere as well.

his rebuttal testimony, is certainly a unique program.

It's not generally geared towards the mass market of

project and a type of customer. So, I don't know what

customers. It's very specialized towards a type of

type of additional information really might be

{DE 12-262} {12-21-12}

appropriate for transitioning the program from a

again, as Mr. Belair stated, the program has been

"pilot" concept to a "permanent" concept. Though,

This program, as Mr. Belair stated in

there's additional supporting information, like studies

problems or barriers to continuing to offer the program. I certainly understand the issue of, when a

1 Q.

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3 A.

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	[WITNESS: Eckberg] 151
1	operative in the marketplace for a decade now. So, it
2	may already, in essence, be beyond its "pilot" phase.
3	But, as I said, initially, I don't see
4	any problematic concerns with the program. It is
5	cost-effective, as presented in the filing. And, I
6	think that is certainly an important consideration.
7	So, it's one of the basic considerations that the
8	program meets that. So, I'm not sure I would have any
9	objections.
9 10	-
	MS. CHAMBERLIN: Thank you. That was
11	going to be my last question. Mr. Eckberg is available
12	for cross.
13	CHAIRMAN IGNATIUS: Thank you. Attorney
14	Fossum?
15	MR. FOSSUM: I have nothing.
16	CHAIRMAN IGNATIUS: Attorney Knowlton?
17	MS. KNOWLTON: I have nothing.
18	CHAIRMAN IGNATIUS: Attorney Goldwasser?
19	MS. GOLDWASSER: I just have actually
20	one question.
21	CROSS-EXAMINATION
22	BY MS. GOLDWASSER:
23	Q. Mr. Eckberg, did you hear this morning Chairman
24	Ignatius ask Mr. Stanley a question about rebate
	{DE 12-262} {12-21-12}

		[WITNESS: Eckberg] 152
1		customers who participate in the HPwES Program and the
2		amount of money that they need to be able to match to
3		be able to optimize their rebate levels?
4	А.	Yes, I was here. I remember that line of questioning.
5	Q.	Are there any programs that help residential customers
6		participate in the HPwES Program, if they don't have
7		the cash available up front?
8	Α.	There are. There are on-bill financing or loan
9		programs that are available to residential customers,
10		to help them participate in the HPwES Program. And,
11		those loan programs would, my understanding, would
12		certainly apply to both the existing HPwES Program,
13		which provides up to \$4,000 of rebates or incentive
14		payments, as well as the originally proposed, but no
15		longer contemplated, expanded version for natural gas
16		customers.
17		MS. GOLDWASSER: Thank you. I have no
18	fu	irther questions.
19		CHAIRMAN IGNATIUS: Attorney Dean?
20		MR. DEAN: No questions.
21		CHAIRMAN IGNATIUS: Mr. Clouthier?
22		MR. CLOUTHIER: No questions.
23		CHAIRMAN IGNATIUS: Mr. Nute?
24		MR. NUTE: No questions.
		{DE 12-262} {12-21-12}

		[WITNESS: Eckberg] 153			[WITNESS: Eckberg] 155
1		CHAIRMAN IGNATIUS: Attorney Linder?	1	Α.	Oh, I think I think, generally, that the
2		MR. LINDER: I have no questions. Thank	2		cost-effective measures I was referring to are the same
3	y	DU.	3		measures that are currently included in the Home
4		CHAIRMAN IGNATIUS: Ms. Chambers?	4		Performance with ENERGY STAR Program. There's
5		MS. CHAMBERS: No questions.	5	Q.	Thank you.
6		CHAIRMAN IGNATIUS: Ms. Ohler?	6	Α.	That additional opportunities may be able to be
7		MS. OHLER: No questions.	7		identified for doing more insulation, for example, or
8		CHAIRMAN IGNATIUS: Attorney Brown?	8		more air sealing, or for replacing a front door, or
9		MS. BROWN: Thank you. I just have a	9		windows, which may have been marginally cost-effective
10	fe	ew.	10		or would not be covered under the existing program, but
11	BY	MS. BROWN:	11		which an expanded incentive opportunity might cover
12	Q.	Mr. Eckberg, do you remember in discovery on the HPwES	12		such things. So, they're not necessarily different
13		and the "deep dive" program, a discussion about how	13		measures, but I think all those measures are currently
14		many customers might be interested in the "deep dive"	14		eligible measures within the existing HPwES Program.
15		measures?	15	Q.	Thank you for that clarification. Next question. Are
16	Α.	I don't specifically remember that data request. I	16		you aware that the HPwES incentive cap in Massachusetts
17		don't remember whether that was an OCA request or a	17		is about \$2,000?
18		Staff request, but	18	Α.	I think I've heard that, yes.
19	Q.	Well, if I were to say that "ten customers were	19	Q.	Are you aware that the HPwES incentive cap in Vermont
20		anticipated being interested in the "deep dive"	20		is about 2,500?
21		program", do you recall that?	21	Α.	I wasn't aware of that. But I'm not sure that we're
22	Α.	No, I don't have a specific memory of it. But even	22		comparing programs which offer the exact same types of
23		I think that I would suggest that, even if ten	23		services overall either. So
24		customers were included in it, my understanding of the	24	Q.	Your testimony does not reference any study supporting
		{DE 12-262} {12-21-12}			{DE 12-262} {12-21-12}

		[WITNESS: Eckberg] 154
1		way the proposal for this program was made originally,
2		that that would probably be a worthwhile effort.
3		Because I don't believe that there's any incremental
4		cost, no additional administrative cost to offering
5		this "deep dive" approach. So, I would think that,
6		even if there were ten customers who were interested,
7		that would certainly provide, as I suggested earlier,
8		be some useful information to say that there is a
9		market, there is interest for this out there.
10	Q.	In your testimony, you talk about "cost-effective
11		measures". What is the scope of the measures that you
12		anticipate and are recommending the expanded rebate
13		apply to?
14	Α.	I'm not sure what specifically you're referring to in
15		my testimony. But, I generally
16	Q.	Well, I can tell you
17	Α.	Go ahead.
18	Q.	On Page 4, you make a statement "It is possible that
19		approved quality" I'm sorry. "It is possible that
20		the approved, qualified energy efficiency contractor
21		could identify cost-effective measures." And, I'm just
22		wondering about, with the measures that you're talking
23		about, are they existing measures, additional measures,
24		from what Mr. Cunningham had listed?
		{DE 12-262} {12-21-12}

 a specific incentive higher than 4,000 is necessary to attract customers, correct? A. No. I don't believe I referenced any specific studies, no. MS. BROWN: Thank you. That's the end of let me just check. Staff has no other cross. CHAIRMAN IGNATIUS: Thank you. CMSR. HARRINGTON: No questions. CHAIRMAN IGNATIUS: Commissioner Sc. CHAIRMAN IGNATIUS: Commissioner Sc. CMSR. SCOTT: Yes. Good afternoon. WITNESS ECKBERG: Good afternoon. BY CMSR. SCOTT: Q. I just want to confirm, with the exception of the HPwES "deep dive" issue, do you support the rest of the Settlement Agreement? A. I'm not sure I should say either "yes" or "no" to that. I tried to identify some specific aspects of the Settlement that we were supportive of. Clearly, based upon my testimony, I offered supportive comments and supportive testimony about a program that's no longer under consideration in the Settlement Agreement. I'm not comfortable saying "yes" or "no", I think, to that question. Q. Then, I withdraw my next question, which was "do you {DE 12-262} {12-21-12} 			[WITNESS: Eckberg] 156
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question.Q. Then, I withdraw my next question, which was "do you	21		under consideration in the Settlement Agreement. I'm
24 Q. Then, I withdraw my next question, which was "do you	22		not comfortable saying "yes" or "no", I think, to that
	23		question.
	24	Q.	

		[WITNESS: Eckberg] 157		[WITNESS: Eckberg] 159
1		oppose anything in the Settlement?"	1	clearly, we're talking about a greater incentive. But
2		(Laughter.)	2	we're not talking about a greater incentive for the
3	BY	THE WITNESS:	3	same thing. We're talking about a greater incentive to
4	Α.	Well, I think one of those is more open-ended than the	4	do more. So, there's a reason for that greater
5		other. One is a more general question, and one is a	5	incentive level.
6		specific question. And, you know, I think that I would	6	MS. CHAMBERLIN: Thank you. That's all
7		say that I do well, if you're going to withdraw that	7	l have.
8		second question, I won't answer it.	8	CHAIRMAN IGNATIUS: Then, you're
9	Q.	Well, I withdraw my withdrawal.	9	excused. Thank you, Mr. Eckberg.
10	Α.	Or the hypothetical withdrawal.	10	Is there anything any opposition to
11	Q.	Do you oppose anything in the Settlement Agreement,	11	striking the identification and making all of the exhibits
12		other than, again, we've already discussed the "deep	12	permanent exhibits in the record?
13		dive" issue?	13	(No verbal response)
14	Α.	Other than the "deep dive", that's what I was going to	14	CHAIRMAN IGNATIUS: Seeing none, we will
15		connect with on your question, yes. We're not pleased	15	do so. Is there anything to address before closings?
16		that it was withdrawn, as a matter of overall	16	(No verbal response)
17		compromise among those parties that signed the	17	CHAIRMAN IGNATIUS: It appears not. So,
18		Settlement. We thought it had value and wished that it	18	why don't we first take closings from those who did not
19		would have gone forward.	19	support the Settlement Agreement. And, then, I don't know
20		CMSR. SCOTT: Thank you.	20	if individual Settling Parties have their own comments or
21	ΒY	CHAIRMAN IGNATIUS:	21	whether there's a spokesperson on behalf of the Settlement
22	Q.	I'll ask it in a slightly different way. Are you	22	Agreement. To the extent that there's an open issue on
23		asking us to reject the Settlement Agreement?	23	the C&I RFP, it may be that people have different views.
24	Α.	That sounds like a legal question. No.	24	So, even as I'm talking, I realize it's probably not
		{DE 12-262} {12-21-12}		{DE 12-262} {12-21-12}

[WITNESS: Eckberg]

1 Q. Well, I know your --

2	Α.	I think it would be excellent if there was a way to
3		approve the "deep dive" component within the context of
4		approving the rest of the Settlement Agreement.
5		CHAIRMAN IGNATIUS: All right. That's
6	fa	ir. I have no other questions. Any redirect?
7		MS. CHAMBERLIN: I have just one
8	re	direct.
9		REDIRECT EXAMINATION
10	BY	MS. CHAMBERLIN:
11	Q.	Concerning the level of rebates, is the mark of a
12		mature program a lower rebate level than in a new
13		program?
14	Α.	Well, I think, from a probably from a general energy
15		efficiency program design perspective, I think that,
16		and from a market transformation perspective, that,
17		generally, a new program might need higher incentives
18		levels to encourage adoption of new technologies or new
19		behaviors. And, as the market transforms and a new
20		technology becomes more adopted, that rebate levels
21		would decrease for that technology. Though, I'm not
22		sure that I would want to connect that, that decreasing
23		rebate or decreasing incentive concept, with what we've
24		been talking about here in the "deep dive", because,
		{DE 12-262} {12-21-12}

	160
1	likely that there's a single spokesperson, since it's only
2	a partial settlement. So, forget that.
3	Let's first have Ms. Ohler, closing
4	statement?
5	MS. OHLER: Thank you. I don't know
6	that I really have much more to add, other than to
7	reiterate that we strongly support the C&I RFP Program. I
8	guess we leave to the Commission's judgment on the
9	solution to the HPwES "deep dive". And, I'm glad you
10	didn't ask me that question. But, no. And, again, from
11	DES's perspective, the inclusion of the RGGI funds in this
12	program in a way mandate that the program get to all of
13	the carbon reductions possible in a fuel neutral manner,
14	and are supportive of the program to the extent that it
15	does that.
16	CHAIRMAN IGNATIUS: Attorney Chamberlin.
17	MS. CHAMBERLIN: Thank you. The OCA's
18	concern with the Settlement Agreement is that it doesn't
19	go far enough. It's not that the terms within the
20	Agreement are particularly unfavorable, it's just that it
21	doesn't include as much as it could. And, we believe that
22	the reservations expressed by Staff are unfounded. To the
23	extent that there is demand for the program, the
24	expanding the program will give us the information we
	{DE 12-262} {12-21-12}

	161
1	need. If it turns out that nobody takes the program,
2	there's no loss or risk or change that we experience from
3	that. We simply have gathered more information, and then
4	we can continue to transform the programs as we go
5	forward.
6	The OCA's concern is that, where we have
7	programs on the table, we don't want to take them off. We
8	want to keep moving forward. There's plenty of room for
9	advancement. New Hampshire has not begun to max out its
10	energy efficiency potential. And, the most important
11	aspect is that the expanded programs must be
12	cost-effective. It's not that these will be less
13	beneficial for the overall ratepayer. These will create
14	efficiencies. These will meet the screening tools.
15	So, because of that, and because, in
16	adding additional measures, you have almost no
17	administrative costs. Perhaps a little more training of
18	the auditors, but very, very low additional costs. So,
19	there's very low risk.
20	Concerning the C&I RFP, I believe ten
21	years of data is sufficient. That to transform the market
22	and to give the market confidence that the program will
23	continue, changing it from a pilot to a program is
24	continuing evolution that is ready to take place now.
	{DE 12-262} {12-21-12}

	163	
1	MR. FOSSUM: Oh, no. I understood you.	
2	Oh, I just wanted to identify that the Community Loan Fund	
3	was a signatory to the Agreement, but is not here.	
4	CHAIRMAN IGNATIUS: Yes.	
5	MR. FOSSUM: On behalf of PSNH at least,	
6	we would request that the Commission approve the	
7	Settlement Agreement that's been submitted today for your	
8	consideration. Obviously, in the negotiation process,	
9	there's necessarily some give-and-take. And, you've heard	
10	about at least one particular proposal that is not	
11	included in the Settlement Agreement specifically.	
12	There's certainly provisions in the Settlement Agreement	
13	for continuing discussions about these, the so-called	
14	"deeper dive" projects, and including them in the future.	
15	So, certainly, those projects have not been foreclosed.	
16	To address I wanted to address one	
17	other thing very quickly, in response to Commissioner	
18	Harrington's earlier question about "approving the	
19	agreement other than exactly as filed, and whether that	
20	voids the Agreement?" I believe that we would have to,	
21	the utilities, or at least PSNH, I don't want to rush to	
22	speak for the other utilities, we'd certainly have to look	
23	at whatever it is the Commission orders, and evaluate,	
24	based upon that, whether there are provisions of the	
	{DE 12-262} {12-21-12}	

1	Thank you.
2	CHAIRMAN IGNATIUS: Thank you. And, Ms.
3	Chambers, you were not listed as a signatory to the
4	Agreement. OCA was not I mean, excuse me, OEP was not
5	listed as a signatory. Do you have a closing statement?
6	MS. CHAMBERS: OEP's absence as a
7	signatory is not an objection, as much as just an
8	abstention. Given our imminent change in leadership, with
9	Inauguration Day two weeks away, we just felt that the
10	timing wasn't appropriate. But we don't physically object
11	to anything.
12	CHAIRMAN IGNATIUS: Okay. Thank you.
13	Then, let's turn to Settling Parties. There are two
14	parties who are not present here, who were not
15	signatories, but they're not here; Conservation Law
16	Foundation and TRC.
17	So, why don't we just go in the order
18	people are here. Mr. Fossum.
19	MR. FOSSUM: Well, just one quick
20	clarification. It was the New Hampshire Community Loan
21	Fund that was the other party, not the Conservation Law
22	Foundation.
23	CHAIRMAN IGNATIUS: I thought both were
24	intervenors? My mistake, if I got that wrong.
	{DE 12-262} {12-21-12}

1	Settlement Agreement that could be that would be	
2	appropriate to waive or change. But that would, of	
3	course, be subject to the Commission's order.	
4	I also wish to highlight that program	
5	continuity is important. And, as such, we would hope to	
6	get an order permitting these programs to go into effect	
7	on January 1st. And, I know that that's only, what, ten	
8	days away, so that's a tight time frame. And, so, to the	
9	extent that that may not be possible, for whatever reason,	
10	we would request the ability to continue offering the	
11	programs as they exist pending the Commission's issuance	
12	of an order.	
13	Finally, as to the issue in dispute, on	
14	the C&I RFP, I believe, through the rebuttal testimony	
15	that you received as an exhibit and through the testimony	
16	that you've heard today, there is ample evidence	
17	indicating that this is a cost-effective and beneficial	
18	program that should be continued as a full CORE program	
19	going forward. And, so, we would ask that the Commission,	
20	as part of approving the Settlement Agreement, approve	
21	that as a full program. Thank you.	
22	CHAIRMAN IGNATIUS: Thank you. Attorney	
23	Knowlton.	
24	MS. KNOWLTON: Thank you. On behalf of	
	{DE 12-262} {12-21-12}	

1	Liberty Utilities, we're here today seeking your approval
2	for the next two years of energy efficiency programs. A
3	lot of thoughtful consideration has gone into putting
4	these programs together, including a review and
5	incorporation of results from the VEIC study, among
6	others.
7	I would like to say that we really
8	appreciate everyone's participation in this docket. It
9	was a fast docket. And, I think everyone worked hard
10	during that period of time to reach the point where we are
11	today. And, I know that this company very much
12	appreciates that.
13	The programs that are included in the
14	proposal are really not just words on a page. These are
15	very important programs to our customers that very much
16	affect their lives. It affects their bills. It affects
17	the environment. And, we believe that these programs, as
18	proposed, are good public policy.
19	And, while we really didn't spend any
20	time today on this point I want to raise next, I don't
21	want to lose sight of it. Which is, I really feel that
22	we're at a pivotal point in the history of these programs
23	that are being offered. This is the first time that the
24	gas and the electric programs have been offered together.
	{DE 12-262} {12-21-12}

1	And, I think a lot of work went into combining them. And,
2	I think it really is a new chapter, so to speak, in these
3	programs.
4	And, the programs have been merged not
5	only in word, but really in deed. There are, you know, as
6	I mentioned, differences between the gas and electric
7	programs that have historically existed, and those are
8	going to be eliminated if you approve the Settlement
9	Agreement. Customers will seamlessly receive services,
10	whether they reside, you know, in one town, or their
11	business serves across the state. The program proposal
12	details the efforts that the utilities are going to make
13	going forward to seamlessly provide the services. And, I
14	think that's a really important benefit that is before you
15	today.
16	I believe that the record that has been
17	developed today supports that the programs are in the
18	public interest. And, we'd ask that you approve the
19	Settlement Agreement in its entirety. I concur with
20	Attorney Fossum's position that, if you do something
21	different in the order, we will assess that and make a
22	determination at that point, in terms of what our position
23	is. But we do very much hope to move forward in the new
24	year with these programs. And, we look forward to meeting
	{DE 12-262} {12-21-12}

1	with all of the parties in our quarterly meetings, to talk
2	about other opportunities where we can achieve more
3	savings in the future, whether it's through the "deep
4	dive" programs or other ideas that parties bring to the
5	table.
6	So, with that, I'd like to thank you.
7	CHAIRMAN IGNATIUS: Thank you. Attorney
8	Dean.
9	MR. DEAN: Thank you. The New Hampshire
10	Electric Cooperative was a joint proponent of the filing
11	that initiated this docket and is signatory to the
12	Settlement Agreement, which implements the or, purports
13	to implement those programs as modified by the Settlement
14	Agreement.
15	So, we would urge the Commission to
16	approve the Settlement Agreement. And, because we were a
17	party, initial proponent, and one item, the PSNH C&I RFP,
18	is outside the scope of the Settlement Agreement, I do
19	want to reinforce the fact that, as a joint proponent, we
20	support PSNH's position in this docket.
21	CHAIRMAN IGNATIUS: Thank you
22	Mr. Cloutier? Oh, I'm sorry.
23	MS. GOLDWASSER: You skipped me.
24	CHAIRMAN IGNATIUS: I skipped you over.
	{DE 12-262} {12-21-12}

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1	Ms. Goldwasser.
2	MS. GOLDWASSER: I don't mind going
3	last, if that's your preference. All right. Unitil and
4	Northern echo and adopt the statements of the other
5	utilities, including the support for the Settlement
6	Agreement and support for PSNH's proposal regarding the
7	C&I RFP. And, I don't need to restate the statement by
8	Attorney Fossum and Attorney Knowlton regarding the
9	Settlement Agreement and any potential order that may
10	result.
11	The Companies would also like to thank
12	and commend the Staff for their work in helping and
13	facilitating the Partial Settlement Agreement. And, also
14	thank the Office of Consumer Advocate and the other
15	parties to this docket for their hard work on these
16	issues. This has been a very truncated process this year.
17	And, the parties have really cooperated in substantial
18	ways to make sure that we are able to bring the programs
19	to the Commission today, in the hope that programs can get
20	started at the beginning of 2013. And, that's not
21	insignificant, because there are some important changes
22	that you've heard about today. So, I think it's important
23	to recognize that the people in this room, in particular,
24	have worked very, very hard to help the utilities bring
	{DE 12-262} {12-21-12}

	these leaves to you, and they should be supported for	
1	these issues to you, and they should be applauded for	
2	that.	
3	We respectfully request that the	
4	Commission approve the Settlement Agreement. We believe	
5	it comports with the Commission rules regarding approval	
6	of contested cases by settlement, because the Settlement	
7	Agreement results in a just the Settlement Agreement	
8	result is just and reasonable and it serves the public	
9	interest.	
10	In particular, it provides the State of	
11	New Hampshire with a suite of diverse and award-winning	
12	energy efficiency programs that meet the goals of both RSA	
13	374-F and RSA 125-O, and that's an important change that	
14	you've heard about today.	
15	The utilities and the parties have	
16	worked hard to figure out the best way of accomplishing	
17	the task of incorporating up to \$6 million of new funds	
18	into these programs. And, they have done it cooperatively	
19	and have worked hard at it. And, that's reflected in the	
20	Settlement Agreement.	
21	For all of the reasons that I've said,	
22	and the reasons that the other parties have stated, the	
23	utilities have stated, we request that the Settlement be	
24	approved. And, Unitil is, of course, committed to	
	{DE 12-262} {12-21-12}	

	171
1	Mr. Nute.
2	MR. NUTE: Yes. The Jordan Institute
3	has signed on to this Agreement. But also would like to
4	echo the sentiment from the OCA that it could have gone
5	further. And, hopefully, emphasis on, you know, going
6	forward, especially in the Settlement Agreement, Article
7	II, Section B, that, with the quarterly meetings, we will
8	meet together to discuss, you know, "deep dive" measures,
9	rebate changes, or everything all as related to the
10	residential and the C&I programs.
11	We also feel that during these meetings,
12	perhaps we could also discuss EESE Board's recommendations
13	as they reference in the VEIC reports.
14	There's been many RGGI-funded C&I energy
15	audits in the past, and there are many owners out there
16	who would like to take this and implement these energy
17	efficiency measures. So, we feel that the programs, the
18	C&I programs, the fuel neutral, and also the PSNH RFP
19	Programs are very important for these owners.
20	And, I think, lastly, Jordan feels that
21	there's a real need for measurements of the
22	accomplishments of these programs. I mean, after ten
23	years of these programs, you know, whether it's modeled
24	savings or deemed savings, we really think that it needs
	{DE 12-262} {12-21-12}

1	continuing to work with the other parties in this docket			
2	to improve these programs and to discuss some of the			
3	proposals that we're hoping to bring to you later on this			
4	year. Thank you.			
5	CHAIRMAN IGNATIUS: Thank you. Now,			
6	Mr. Clouthier.			
7	MR. CLOUTHIER: Thank you. I would just			
8	like to, first off, just say thank you for the ability			
9	(Court reporter interruption.)			
10	MR. CLOUTHIER: Is that better?			
11	MR. PATNAUDE: Yes.			
12	MR. CLOUTHIER: I'd just, first of all,			
13	like to say thank you for the ability to participate in			
14	this process. The Community Action Association supports			
15	the Settlement. And, we're really looking forward to			
16	participating in the quarterly meetings, especially in			
17	regards to the consideration of adjusting the rebate level			
18	for the Home Energy Assistance Program, based on the			
19	difficult situation that Community Action Agencies have			
20	been in this year with the funding cuts from the			
21	Department of Energy. So, I just want to say thanks, and			
22	we really look forward to participating in the meetings.			
23	Thank you.			
24	CHAIRMAN IGNATIUS: Thank you.			
	{DE 12-262} {12-21-12}			

1	to be tested. So, we think measurement is very important			
2	going forward. And, thank you very much.			
3	CHAIRMAN IGNATIUS: Thank you. Attorney			
4	Linder.			
5	MR. LINDER: Thank you. The Way Home is			
6	a signatory to the Settlement Agreement, and does fully			
7	support the Settlement Agreement. We believe that the			
8	record shows that it's just and reasonable and in the			
9	public interest. And, it also does address the issues			
10	raised by the Commission in the Order of Notice dated			
11	October 15th, 2012. We think that the issues are			
12	addressed in the Settlement Agreement. We do recommend			
13	that the Commission approve the Settlement Agreement, and			
14	that either the Commission, I know the end of the year is			
15	very close, and it's going to be very difficult, I think,			
16	for any decisional body to digest all this information and			
17	come out with an order. And, so, in the past, I think the			
18	Commission has, if the Commission has not been able to			
19	issue an order before the end of the year, the Commission			
20	has authorized the utilities to continue to offer the			
21	programs until there's until a final order has been			
22	issued.			
23	And, there's, as I indicated at the			
24	prehearing conference, uncertainty and delay can result in			
	{DE 12-262} {12-21-12}			

1	ramping unintentionally ramping down of programs, and			
2	then having to try to restart and ramp-up again in the			
3	next program year. And, so, if there were a way that the			
4	Commission could authorize the utilities to continue to			
5	provide the programs, in the event that an order is not			
6	issued by the end of year on the Settlement Agreement, I			
7	think that would help alleviate concern about ramping down			
8	and then having to ramp-up again and lose momentum.			
9	With respect to the Public Service			
10	proposal on making the C&I RFP Program permanent, we would			
11	support that proposal. We think it does meet the criteria			
12	that's set forth in the restructuring statute, at RSA			
13	374-F:3, X, which is entitled "Energy Efficiency". And,			
14	that the restructuring should be designed to reduce market			
15	barriers to investment in energy efficiency. And, more			
16	particularly, that the utility-sponsored energy efficiency			
17	programs should target cost-effective opportunities that			
18	may otherwise be lost due to market barriers. And, it			
19	seems to me that the record shows that that is the			
20	situation in this case, that this is a cost-effective			
21	program that's attempting to address opportunities that			
22	could be lost due to market barriers. And, so, to the			
23	extent that the Commission believes that the pilot program			
24	is consistent with the language in the statute, that would			
	{DE 12-262} {12-21-12}			

1	be another reason in support of allowing the program to		
2	become permanent. And, we thank you very much.		
3	CHAIRMAN IGNATIUS: Thank you. Attorney		
4	Brown.		
5	MS. BROWN: Thank you, Commissioners.		
6	Staff respectfully requests the Commission approve the		
7	Settlement Agreement presented today. This is the first		
8	CORE program cycle that is incorporating the additional		
9	funds from RGGI as per House Bill 1490. The Settlement		
10	Agreement, from Staff's perspective, provides appropriate		
11	methods for tracking budgets and expenditures related to		
12	the RGGI funding.		
13	With respect to the quarterly meetings,		
14	they have been very successful in the past. However, over		
15	this past year, the HPwES litigation kind of dragged on		
16	enough to impact the quarterly meetings' productivity. In		
17	the coming year, Staff expects more robust discussions in		
18	these quarterly meetings.		
19	Staff hears the concerns from the		
20	parties that the programs presented today could have gone		
21	further. But, we think, given the rocket docket style of		
22	this instant proceeding, it's better to vet these new		
23	ideas in the quarterly meetings. And, we look forward to		
24	having those discussions and we look forward to		
	{DE 12-262} {12-21-12}		

1	coordinating those meetings.			
2	The Staff is pleased that the quarterly			
3	reporting has been expanded to include annual			
4	kilowatt-hour and MMBtu savings, and as well as the			
5	percentage of program expenditures, savings, and			
6	participation attributed to SBC and RGGI funds.			
7	Staff is going to also continue working			
8	with the Performance Incentive Working Group. We have			
9	more meetings to hold, and have a report or some kind of a			
10	proposal to the Commission by June 30th. So, that will			
11	occupy us the first half of the year.			
12	Regarding the planned savings in the			
13	proposed CORE Programs, Staff has reviewed the planned			
14	kilowatt-hour and MMBtu savings, and believes the levels			
15	proposed for 2013 and '14 are reasonable and reflect			
16	up-to-date planning assumptions.			
17	Going forward, the utilities will			
18	provide, in their next CORE filings, a high-level summary			
19	of material changes in the body of the filing, to include			
20	reconciliation of significant changes to savings and an			
21	explanation of those changes. And, Staff thinks that that			
22	will aid in its future review of the filings.			
23	Staff believes the programs are			
24	cost-effective, with the exception of the Customer			
	{DE 12-262} {12-21-12}			

1	Engagement Pilot, but that cost/benefit ratio, as			
2	contained in the filing, was only a 0.70 in 2012, but			
3	there was a delay in the rolling out of that program.			
4	Thus, the full year savings will not likely be achieved			
5	until 2014. But, with that wrinkle, Staff supports the			
6	programs.			
7	Staff looks forward to working with			
8	Unitil on the Combined Heat and Power pilot measure, and			
9	hopes to have the proposal worked out and filed by			
10	April 30th.			
11	With respect to the recommendation that			
12	the Commission approve an additional \$4,000 rebate			
13	incentive to gas customers under the HPwES Program, we			
14	note that the record does not have any justification,			
15	other than statements, there is no report yet justifying			
16	that additional \$4,000 rebate incentive is necessary to			
17	increase participation. We also don't have in the record			
18	that, if there are changes or additions of the \$4,000,			
19	there is no plan to increase any of the System Benefit			
20	Charge contributions or increases in the LDAC. We think			
21	these are issues that need to be addressed and vetted in			
22	the quarterly meetings.			
23	I want to revisit that, when Ms. Ohler			
24	was discussing the GDS study, the achievable 20 percent			
	{DE 12-262} {12-21-12}			

1	she was discussing does necessitate, according to that		
2	report, \$63 million per year. So, it's a little difficult		
3	to increase, in this single program, on the expense side,		
4	without looking at the revenue side. So, again, these are		
5	good issues that are being raised by the participants in		
6	this docket. And, we think the best place to discuss them		
7	is to fully vet them in the quarterly meetings.		
8	Another issue to add to the quarterly		
9	meetings is "what are the goals behind the separate		
10	funding sources?" We've got SBC and we've got RGGI, and I		
11	know that some participants believe that the RGGI dollars,		
12	as they carry over into the new energy efficiency fund,		
13	still carry over the policies that were in the RGGI		
14	statute. And, I think that's a good issue to raise and		
15	vet in the quarterly meetings as well.		
16	So, in conclusion, thank you again for		
17	your time today. And, we respectfully request that you		
18	approve the Settlement Agreement. Thank you.		
19	CHAIRMAN IGNATIUS: Thank you.		
20	(Chairman and Commissioners conferring.)		
21	CHAIRMAN IGNATIUS: Thank you. We want		
22	to take up one of the recommendations that, I've forgotten		
23	who first said it, but to address the question of "what		
24	should happen if an order is not out by January 1st?"		
	{DE 12-262} {12-21-12}		

178

1 And, since we're all here, we are comfortable with the 2 idea of a continuation of the existing programs going 3 forward for whatever gap of time there might be between the end of the program year and the issuance of an order. 4 5 We can confirm that with a secretarial letter. But, just so that everybody knows, we've determined that's the 6 appropriate thing to do, and not have any sort of question 7 8 of whether things should shut down and then ramp up again when an order is issued. 9 10 I want to thank everyone as well. It's 11 obvious that an awful lot of hard work went into this to 12 go through this much detail in a very short period of 13 time, and come today with a really very coherent and clear presentation of the open issues that are remaining among 14 15 the parties. It makes it a lot easier for us. And, it, I 16 think, helps to really bring a fine point to the issues of disagreement and help to guide where we go next, and help 17 to flesh out issues that may be raised in the quarterly 18 19 meetings. So, we appreciate it. It's a job well done, I 20 think, on everybody's part. Other than, unless there's anything else than that, we will take all this under 21 22 advisement. We will endeavor to issue an order as quickly 23 as we can. And, we are adjourned. Thank you. 24 (Whereupon the hearing ended at 1:37 p.m.) {DE 12-262} {12-21-12}

\$	151 [1] 3/13	300 [1] 104/17
♥ \$1.3 [1] 28/20	153 [1] 3/14 156 [1] 3/14	300 percent [1] 91/9 30th [5] 33/6 35/10 37/19 175/10 176/10
\$1.3 million [1] 28/20	157 [1] 3/15	31 [1] 3/5
\$11.2 [1] 121/16	158 [1] 3/15	31st [1] 33/4
\$11.2 million [1] 121/16	159 [1] 22/22	320 [1] 104/17
\$12 [1] 121/7 \$12 million [1] 121/7	15th [1] 172/11 160 [2] 3/18 3/18	323 [1] 4/12 328,000 [1] 28/20
\$150,000 [1] 86/20	162 [1] 3/19	34 [1] 87/12
\$16,000 [1] 79/4	163 [1] 3/19	35 percent [2] 46/6 100/9
\$2,000 [1] 155/17	164 [1] 3/20	36 [1] 3/4
\$20,000 [1] 82/14 \$4,000 [18] 61/5 63/20 66/4 66/5 67/3	167 [1] 3/20 168 [1] 3/21	37 [1] 3/5 374-F [1] 169/13
77/15 77/20 79/2 79/3 119/14 127/8 127/11		374-F:3 [1] 173/13
127/12 133/21 152/13 176/12 176/16	170 [1] 3/21	39 [1] 3/4
176/18	171 [1] 3/22	4
\$6 [3] 85/17 120/23 169/17 \$6 million [2] 85/17 120/23	172 [1] 3/22 174 [1] 3/23	4,000 [2] 127/6 156/1
\$63 [1] 177/2	17th [4] 19/11 20/19 22/11 47/17	41 [1] 3/5
\$63 million [1] 177/2	18 [2] 3/4 131/5	42 [2] 137/18 138/1
\$8,000 [6] 61/5 63/21 66/1 82/14 96/6 96/10	188 [2] 42/9 88/1 49 [9] 425/2 424/5	47 [1] 3/4 49 [4] 74/24
\$800,000 [1] 120/24	19 [2] 125/2 131/5 19 percent [1] 132/23	49 [1] 74/24 4th [1] 11/2
	1:37 [1] 178/24	5
	1st [3] 40/17 164/7 177/24	
<u>'14 [3] 97/21 108/9 175/15</u>	2	5 percent [2] 85/4 85/8 50 [1] 100/11
	2,500 [1] 155/20	50 percent [2] 79/3 119/14
I'm [1] 122/11	2.2 [1] 98/24	51 [1] 3/5
0	2.26 [1] 99/4	51 percent [1] 74/23
0.70 [1] 176/2	2.83 [2] 98/18 99/6 20 [9] 18/5 18/6 29/23 30/5 30/8 67/7	52 [1] 1/23 54 [2] 3/6 4/11
	80/24 107/7 107/8	
1	20 percent [4] 29/9 84/11 137/21 176/24	6
1.8 [1] 98/24	200 [1] 91/10	60 [4] 33/2 33/2 33/3 33/5
1.86 [1] 99/5 10 [6] 4/18 17/13 23/22 130/6 130/8 140/2	2001 [1] 18/6 2002 [2] 49/1 86/7	63 million [2] 137/22 138/4 65 [1] 4/13
10-188 [2] 42/9 88/1	2008 [1] 129/14	66 [4] 131/11 131/16 132/14 137/17
100,000 [2] 53/6 86/19	2009 [7] 4/17 4/21 87/16 113/9 128/11	69 [1] 3/6
11 [8] 4/3 4/4 4/6 4/8 4/8 4/10 101/14	129/14 129/15	7
140/2 117 [1] 3/7	2010 [3] 4/12 87/16 113/10 2011 [4] 18/6 41/18 80/17 105/20	- 7-year [1] 70/7
11th [3] 49/12 85/24 102/4	2012 [5] 1/4 46/20 65/18 172/11 176/2	
12 [7] 4/3 4/9 4/13 4/15 16/21 17/5 17/18	2013 [10] 37/19 43/18 44/5 52/5 60/1	8
12-04-12 [3] 4/9 4/13 4/15	97/21 108/9 126/14 168/20 175/15	8 million [1] 121/3
12-14-12 1] 4/3 12-262 [2] 1/6 5/3	2013-14 [1] 19/10 2013-2014 [2] 1/7 5/4	80 [2] 29/3 30/7 80 percent [2] 29/8 84/10
120 [1] 3/6	2014 [7] 1/7 5/4 52/5 60/2 85/16 116/2	80/20 [2] 29/23 30/5
121 [4] 20/22 22/9 22/10 22/18	176/5	800,000 [1] 121/9
	2015-2016 [1] 39/20	83 [1] 3/7
125 [1] 4/14 125-0 [6] 40/13 41/24 42/7 144/6 144/16	2015-2106 [1] 23/15 2016 [2] 23/16 39/20	85 [1] 111/3 85/15 [1] 84/12
169/13	2018 [2] 131/5 131/6	
126 [5] 3/9 20/23 22/9 22/11 22/18	20th [2] 20/19 22/11	9
128 [1] 3/10	21 [1] 1/4 21 paraget [2] 121/5 122/24	92 percent [1] 111/4
129 [1] 4/16 12:00 [1] 122/4	21 percent [2] 131/5 132/24 2106 [1] 23/15	95 [1] 3/7 9:24 [1] 1/4
12:03 [1] 122/14	22 [1] 69/21	
12:15 [1] 122/11	22 million [1] 28/19	Α
12:23 [1] 122/15	22.3 [7] 69/18 69/20 69/22 70/9 70/9 70/11	
13 [1] 17/18 130 [1] 4/18	71/1 22.6 [3] 69/16 69/16 69/18	a.m [1] 1/4 ability [4] 87/17 164/10 170/8 170/13
134 [2] 9/20 9/21	23,172 [1] 120/5	able [21] 43/24 44/12 46/14 68/16 78/24
137 [1] 3/10	25 [4] 69/20 69/22 70/11 70/22	95/23 96/4 96/20 113/11 114/1 114/18
139 [1] 3/11	25,402 [4] 32/8 46/20 75/3 75/5	115/3 127/9 134/2 134/3 144/9 152/2 152/3
13th [1] 80/17 14 [4] 3/4 19/2 19/10 89/5	262 [2] 1/6 5/3 27 million [2] 31/1 138/10	155/6 168/18 172/18 about [80] 19/4 21/9 30/1 31/11 33/16
141 [1] 3/11	27,415,000 [1] 30/21	34/15 35/15 39/10 44/17 44/22 45/21 45/23
142 [1] 3/13	28 [1] 87/14	46/6 48/6 49/15 53/18 60/5 60/9 61/19 63/3
1490 [5] 25/14 104/16 118/12 141/20	29 [1] 3/7	63/10 63/11 64/1 64/2 69/16 79/12 81/18 82/10 82/5 86/11 87/5 87/12 88/10 88/11
174/9 14th [2] 7/9 9/20	29th [1] 93/2	82/19 83/5 86/11 87/5 87/12 88/10 88/11 89/8 89/12 89/14 96/23 98/24 99/6 99/20
15 [4] 3/5 66/2 80/24 84/12	3	104/5 104/6 109/2 115/6 115/23 119/2
15-year [1] 70/5	3.0 [1] 89/24	120/24 121/7 121/9 133/14 136/19 138/10
150 gallons [1] 69/16	30 [2] 3/6 71/24	138/14 140/1 143/16 144/6 145/5 145/17

Α about... [21] 146/18 147/17 151/24 153/13 154/10 154/22 154/23 155/17 155/20 156/20 158/24 159/1 159/2 159/3 163/10 163/13 163/18 167/2 168/22 169/14 173/7 above [4] 30/23 30/24 80/1 106/12 absence [1] 162/6 absolutely [2] 116/7 143/17 abstention [1] 162/8 AC [1] 112/18 136/22 acceptable [1] 11/12 accepted [3] 76/19 77/4 87/14 accomplish [2] 35/24 35/24 accomplishing [1] 169/16 168/14 accomplishments [1] 171/22 accordance [1] 103/16 according [1] 177/1 account [1] 148/8 accuracy [2] 73/17 106/17 accurate [3] 23/6 40/7 47/23 accurately [2] 73/14 95/20 achievable [5] 137/19 138/5 138/6 138/7 176/24 achieve [8] 67/18 67/22 131/1 137/20 138/16 138/19 140/24 167/2 achieved [6] 32/13 66/13 129/2 138/13 140/23 176/4 achieving [1] 66/10 acknowledging [1] 144/24 acquire [1] 74/3 across [1] 166/11 Act [1] 111/22 Action [12] 2/3 4/19 6/3 56/6 123/17 129/13 129/17 129/22 130/19 140/18 170/14 170/19 actions [5] 4/22 127/10 129/16 134/4 134/6 active [3] 33/10 33/12 86/14 activities [2] 14/16 92/20 actual [11] 25/24 26/7 26/12 26/21 26/24 63/19 67/13 71/11 84/23 107/4 108/6 actually [11] 32/13 59/1 70/3 72/21 94/12 100/17 114/5 119/8 144/14 144/18 151/19 add [23] 16/24 17/6 19/19 45/19 58/20 62/17 70/19 75/23 81/19 81/21 81/22 82/1 82/2 93/2 106/6 109/17 110/12 116/12 118/22 119/19 133/11 160/6 177/8 added [10] 28/12 28/13 61/14 83/12 91/1 91/2 94/10 98/5 109/14 121/24 adding [6] 88/3 94/11 94/14 111/21 112/17 161/16 addition [4] 35/21 49/3 116/5 135/23 additional [40] 4/16 18/19 21/14 25/15 36/23 47/20 50/20 58/20 60/19 60/23 61/1 72/14 74/9 78/7 78/9 80/23 81/20 81/21 81/22 81/24 102/16 110/17 110/21 111/8 114/19 124/24 128/8 130/15 133/22 150/6 150/12 150/21 154/4 154/23 155/6 161/16 161/18 174/8 176/12 176/16 additions [3] 35/15 35/18 176/18 address [18] 12/6 12/7 13/7 36/5 57/16 72/5 91/12 92/11 129/17 131/2 144/2 147/2 159/15 163/16 163/16 172/9 173/21 177/23 addressed [10] 44/23 45/1 45/6 45/7 48/16 63/2 95/18 144/7 172/12 176/21 addressing [1] 95/17 adds [1] 31/5 adequate [2] 73/7 74/3 adequately [1] 72/21 adjourn [1] 33/7 adjourned [1] 178/23 adjudicated [1] 42/8 adjudication [1] 41/23 adjusting [3] 33/23 115/24 170/17

adjustment [1] 106/18 administration [2] 24/12 25/5 administrative [6] 60/23 61/1 81/22 82/1 154/4 161/17 adopt [1] 168/4 adopted [1] 158/20 adopting [1] 16/13 adoption [1] 158/18 advancement [1] 161/9 advantage [5] 94/19 96/5 96/13 136/12 advise [1] 43/19 advisement [1] 178/22 Advocate [5] 2/11 2/12 6/16 142/20 aerators [1] 79/15 affect [1] 165/16 affects [2] 165/16 165/16 afford [4] 87/19 133/21 134/3 140/18 after [15] 8/22 8/23 12/14 17/6 18/1 33/2 33/2 33/3 33/6 33/8 103/18 107/4 124/24 133/4 171/22 afternoon [2] 156/10 156/11 again [28] 13/2 17/3 55/12 57/4 61/9 62/19 67/17 68/1 79/1 82/11 82/12 83/19 85/9 90/22 94/7 95/1 121/10 129/15 135/6 138/20 150/24 157/12 160/10 173/2 173/8 177/4 177/16 178/8 against [2] 100/18 139/21 Agencies [1] 170/19 agency [1] 142/7 ago [2] 20/9 74/21 agree [10] 23/14 38/6 40/20 44/13 56/14 57/17 64/10 78/19 138/17 138/18 agreed [17] 10/10 12/6 12/20 24/11 25/5 25/18 34/14 36/15 39/17 40/12 59/5 83/5 83/10 95/24 97/16 144/11 145/2 agreeing [8] 33/14 37/11 37/11 38/3 39/19 144/22 144/23 144/24 agreement [134] 4/3 4/5 7/8 7/15 8/7 9/9 9/11 11/14 11/18 12/15 12/23 13/21 18/9 18/12 18/16 19/2 19/7 19/8 19/16 20/4 21/23 23/10 23/11 24/2 24/5 24/16 24/17 25/1 33/19 34/13 35/3 35/17 36/2 36/5 36/10 36/13 37/13 40/13 40/24 41/4 41/6 43/4 43/8 43/11 43/22 44/2 44/9 44/11 44/17 45/11 46/14 50/13 51/17 52/8 56/8 56/14 56/18 57/15 59/4 59/11 60/3 60/3 60/8 67/14 75/14 75/17 76/17 77/1 77/5 81/12 83/3 85/3 85/14 96/1 96/3 112/10 115/8 115/18 116/17 126/13 126/19 127/3 143/13 143/15 143/17 144/14 145/15 148/14 148/16 148/18 148/22 149/19 149/21 156/15 156/21 157/11 157/23 158/4 159/19 159/22 160/18 160/20 162/4 163/3 163/7 163/11 163/12 163/19 163/20 164/1 164/20 166/9 166/19 167/12 167/14 167/16 Amy [1] 1/11 167/18 168/6 168/9 168/13 169/4 169/7 169/7 169/20 171/3 171/6 172/6 172/7 172/12 172/13 173/6 174/7 174/10 177/18 agrees [2] 40/17 40/18 Ah [1] 131/21 ahead [3] 24/14 52/11 154/17 aid [1] 175/22 aiming [1] 100/19 air [23] 50/1 53/13 70/5 78/3 79/21 89/11 89/13 90/16 90/17 90/19 91/3 91/10 91/15 91/22 92/18 92/21 93/5 93/6 93/15 93/18 112/21 123/18 155/8 AI [3] 2/15 4/8 6/20 Al-Azad [3] 2/15 4/8 6/20 Alan [2] 2/6 6/7 aligned [1] 37/16 all [95] 5/2 7/21 8/15 9/23 11/13 12/6 13/14 14/15 19/20 21/7 23/1 24/4 24/22

30/15 34/9 34/22 35/4 38/10 38/12 38/13 38/16 38/18 39/1 46/9 48/21 48/23 49/15 49/16 49/17 50/18 53/11 57/19 59/12 62/9 64/4 64/20 69/1 69/2 72/4 75/8 80/12 82/4 82/24 83/14 83/23 86/8 95/14 95/18 97/9 98/2 99/8 99/16 100/3 101/17 101/23 102/4 102/6 102/8 102/19 102/23 106/3 108/8 110/15 111/10 116/15 118/19 119/17 120/6 120/21 122/3 122/8 122/9 125/19 126/19 129/5 132/6 133/22 138/12 138/21 140/6 142/5 149/18 155/13 158/5 159/6 159/11 160/12 167/1 168/3 169/21 170/12 171/9 172/16 178/1 178/21 alleviate [1] 173/7 alley [1] 64/3 allocated [1] 120/23 allocates [1] 98/1 allocating [1] 29/11 allocation [1] 29/7 allow [9] 58/22 60/18 73/23 74/9 78/14 88/4 93/2 97/20 110/17 allowance [1] 36/16 allowances [1] 84/15 allowing [2] 96/12 174/1 allows [4] 44/2 77/14 85/6 100/13 almost [3] 48/23 115/18 161/16 alone [1] 109/11 along [5] 21/22 76/22 103/21 110/14 132/17 already [13] 10/12 42/17 72/16 90/11 95/16 101/21 118/14 122/12 133/19 135/14 136/5 151/2 157/12 also [44] 15/17 18/8 18/14 18/18 23/20 25/10 25/14 26/15 30/6 33/16 40/18 48/24 53/8 53/8 76/4 78/11 84/17 88/6 93/14 95/7 96/16 102/1 106/15 107/8 110/16 111/6 112/16 130/22 137/8 139/19 143/22 144/1 145/4 147/1 164/4 168/11 168/13 171/3 171/11 171/12 171/18 172/9 175/7 176/17 alter [2] 40/24 124/16 although [5] 85/17 103/3 116/16 124/14 126/17 always [3] 56/22 68/6 75/12 am [16] 5/20 15/13 16/15 18/13 19/3 37/9 55/9 63/20 64/22 64/24 89/15 92/17 96/12 108/23 126/17 142/19 amend [4] 16/22 59/19 60/4 97/20 amended [3] 7/23 9/11 60/2 amendments [1] 47/21 American [1] 111/21 among [5] 133/16 148/6 157/17 165/5 178/14 amongst [1] 84/5 amount [11] 30/2 30/2 67/2 67/4 70/23 78/16 79/5 84/14 85/15 113/16 152/2 ample [1] 164/16 analysis [3] 70/16 79/6 104/22 analyst [3] 15/13 15/14 61/3 analyze [1] 61/3 anecdotally [1] 137/3 annual [7] 35/19 41/13 70/6 70/9 102/8 102/11 175/3 another [9] 9/8 9/14 33/22 46/4 93/18 129/11 133/5 174/1 177/8 answer [8] 55/14 60/15 61/11 69/8 77/6 89/6 111/11 157/8 answered [1] 49/9 answering [1] 55/13 answers [1] 16/11 anticipate [1] 154/12 anticipated [4] 85/2 85/5 85/16 153/20 any [66] 7/5 13/11 16/16 16/18 20/13 22/21 23/10 23/17 24/1 30/19 40/1 47/20 50/19 50/19 52/11 55/2 59/19 64/14 67/1

aspect [1] 161/11 authorize [1] 173/4 Α aspects [1] 156/17 authorized [2] 46/20 172/20 any... [47] 72/15 82/2 101/8 101/8 101/9 assess [1] 166/21 available [21] 11/9 12/22 40/16 48/24 57/7 65/3 66/21 88/13 101/8 102/1 102/7 104/7 101/11 102/12 102/21 103/7 103/11 107/20 assessment [5] 89/12 105/11 105/14 125/10 129/20 129/21 129/22 129/23 146/7 110/16 112/8 113/18 115/9 116/6 117/2 105/16 105/24 117/15 121/20 123/17 123/23 124/9 125/9 assigned [1] 15/17 151/11 152/7 152/9 assist [1] 49/23 average [6] 70/11 70/11 70/13 71/1 71/17 130/15 135/7 135/15 141/10 141/15 143/3 143/5 143/13 150/3 150/7 151/4 151/8 Assistance [6] 2/6 6/8 33/24 116/1 116/10 72/2 152/5 154/3 155/24 156/3 158/6 159/10 170/18 averages [1] 69/24 award [1] 169/11 165/19 168/9 172/16 176/14 176/19 178/7 assisting [1] 11/8 anybody [2] 78/23 79/6 associated [11] 26/21 70/6 72/11 73/21 award-winning [1] 169/11 anyone [3] 64/18 76/23 107/18 82/15 93/3 102/17 107/24 111/8 123/18 aware [10] 11/4 88/13 105/4 137/20 138/9 anything [15] 50/16 51/2 70/1 71/20 105/4 135/7 144/21 147/15 155/16 155/19 155/21 112/4 120/10 127/17 141/14 157/1 157/11 away [4] 67/10 89/3 162/9 164/8 Associates [2] 4/16 128/10 awful [1] 178/11 Azad [3] 2/15 4/8 6/20 Association [3] 2/3 6/4 170/14 159/10 159/15 162/11 178/21 assume [7] 70/21 77/16 84/9 86/8 93/13 anyway [2] 121/14 145/2 anywhere [1] 59/20 93/23 138/20 В apologize [3] 131/23 132/3 132/10 assuming [3] 71/21 94/9 138/12 appear [3] 21/11 21/11 24/5 assumption [2] 72/1 86/9 back [23] 8/16 25/4 64/7 68/10 73/23 74/6 appearances [3] 1/15 2/2 5/9 assumptions [2] 40/3 175/16 79/24 80/24 82/8 82/9 87/10 87/24 94/21 at [104] 7/5 7/5 11/10 11/16 12/17 12/18 97/19 98/2 98/4 108/11 117/14 122/9 appeared [1] 21/17 appears [3] 37/1 76/24 159/17 13/23 14/9 15/13 20/21 24/2 25/9 26/4 122/12 130/17 143/9 147/19 applauded [1] 169/1 27/13 27/18 28/14 28/18 33/17 34/3 40/21 background [3] 24/15 24/20 147/21 appliance [6] 78/11 91/4 109/15 110/12 41/18 44/24 46/16 49/18 53/11 53/16 54/13 balances [1] 135/10 110/15 119/12 55/19 56/23 57/22 58/5 58/7 58/9 62/2 ball [1] 122/19 appliances [11] 77/23 97/1 109/19 109/20 63/19 63/20 65/23 68/12 70/14 71/19 71/20 bar [1] 90/8 74/19 76/7 78/23 79/1 82/14 87/4 87/5 88/4 barriers [7] 52/24 53/2 134/11 150/8 88/8 90/13 91/1 94/10 94/13 95/18 98/23 173/15 173/18 173/22 110/4 110/4 110/6 110/15 111/13 111/13 119/9 baseboard [1] 30/8 application [2] 29/16 29/19 100/9 100/11 101/5 101/16 102/3 107/7 applied [1] 78/6 109/6 109/18 110/3 111/12 112/1 114/7 based [13] 28/9 43/6 70/20 77/1 87/21 apply [6] 26/11 28/6 29/7 88/6 152/12 114/13 114/19 115/21 116/6 116/9 117/24 90/14 145/6 148/2 148/4 150/5 156/18 154/13 118/2 118/8 122/10 122/14 122/15 125/2 163/24 170/18 applying [3] 26/6 29/2 29/11 131/10 131/11 135/22 136/13 137/23 140/2 baseline [3] 73/3 73/13 73/13 140/18 140/23 144/10 144/15 145/5 148/19 baselines [1] 73/2 163/5 163/10 163/21 163/23 165/22 166/22 basement [3] 79/23 82/6 82/11 appreciate [7] 19/24 118/20 119/18 142/6 144/24 165/8 178/19 168/20 169/19 172/23 173/12 177/4 178/24 basic [3] 104/4 104/12 151/7 appreciates [1] 165/12 appreciative [1] 144/1 attached [2] 7/17 9/10 basically [10] 22/17 22/23 38/5 40/14 41/2 69/24 72/13 74/9 78/15 133/24 approach [4] 95/2 140/5 142/1 154/5 attachment [46] 4/6 4/15 7/15 7/17 9/8 appropriate [14] 69/7 75/2 75/2 97/19 9/17 9/19 9/24 10/1 18/19 19/8 19/9 19/15 basing [1] 108/5 basis [2] 48/11 86/16 Bates [1] 9/21 101/22 135/10 139/20 142/2 144/16 150/22 19/17 20/13 20/13 23/5 25/19 25/20 25/22 26/15 26/16 26/17 26/23 27/4 27/6 27/10 162/10 164/2 174/10 178/7 appropriately [1] 37/16 28/11 28/22 29/19 30/6 30/18 31/11 31/12 be [210] 31/20 31/21 36/2 60/10 61/22 63/9 63/11 bearing [1] 148/19 appropriateness [1] 46/6 approval [4] 60/8 100/5 165/1 169/5 99/1 107/8 107/9 107/10 107/16 because [29] 6/21 13/6 32/5 44/1 59/13 62/16 67/19 70/17 75/2 78/24 81/19 83/9 approve [14] 42/12 50/10 98/12 158/3 attachments [25] 4/3 4/4 4/9 4/10 4/13 8/8 163/6 164/20 166/8 166/18 167/16 169/4 8/9 8/11 8/18 8/23 9/3 9/9 9/13 9/14 18/15 96/14 116/4 121/13 125/3 139/8 141/19 172/13 174/6 176/12 177/18 20/6 20/12 20/15 21/10 21/17 26/14 29/16 145/2 148/19 149/13 149/15 154/3 158/24 approved [20] 32/5 37/24 42/17 42/23 31/20 39/11 116/17 161/15 161/15 167/16 168/21 169/6 60/2 62/23 67/23 79/13 79/16 79/21 85/7 attainable [1] 32/10 Becky [1] 11/7 become [3] 108/9 127/16 174/2 100/12 100/14 101/13 105/21 107/15 attained [1] 74/10 attempt [1] 118/7 becomes [2] 136/20 158/20 115/12 154/19 154/20 169/24 been [86] 8/22 18/14 20/14 23/21 23/23 attempting [1] 173/21 attention [3] 32/14 38/9 147/13 approving [3] 158/4 163/18 164/20 April [3] 35/10 43/20 176/10 34/21 35/15 37/24 39/4 39/17 40/14 40/16 attic [5] 69/20 71/3 79/22 82/6 82/12 41/19 41/19 45/2 48/10 48/13 48/13 48/14 April 30th [2] 35/10 176/10 are [225] attorney [29] 5/19 12/11 41/7 47/9 50/15 48/16 49/4 49/5 52/19 63/23 64/11 64/16 area [5] 14/13 15/14 15/15 57/14 150/5 54/4 121/21 121/21 125/20 125/22 125/24 65/6 67/13 67/15 73/14 75/12 81/8 81/9 areas [2] 95/16 146/3 126/2 126/8 128/2 137/13 151/13 151/16 81/11 86/3 87/14 88/20 88/21 92/5 92/7 151/18 152/19 153/1 153/8 160/16 164/22 95/17 95/18 96/2 102/4 103/3 103/8 103/24 aren't [1] 64/1 argument [1] 114/14 166/20 167/7 168/8 168/8 172/3 174/3 103/24 104/6 104/8 104/13 109/7 109/9 arose [2] 117/11 117/15 around [7] 13/1 55/5 90/15 104/9 105/17 attract [1] 156/2 113/19 114/1 114/3 114/5 116/21 121/9 attributable [1] 35/23 123/21 125/6 133/19 135/14 139/13 139/14 111/10 118/1 attributed [2] 92/21 175/6 143/23 145/16 145/19 147/1 149/8 149/18 Atty [7] 7/13 24/7 24/7 54/17 60/16 68/23 150/24 155/9 158/24 163/7 163/15 165/24 Article [1] 171/6 166/4 166/16 168/16 170/20 171/14 172/18 as [214] 126/21 aside [4] 35/2 40/16 144/10 144/13 172/21 174/14 175/3 auction [2] 84/15 84/24 audit [16] 26/18 41/12 41/17 41/17 41/18 before [30] 14/18 15/6 15/19 15/19 20/3 asides [1] 41/1 ask [25] 12/3 19/5 29/22 31/11 52/13 41/20 42/2 42/7 46/1 49/6 61/7 61/9 61/22 30/17 31/10 41/23 42/8 43/1 46/24 54/13 55/12 60/9 64/7 64/14 69/6 69/6 76/24 80/5 62/6 139/7 139/13 80/3 104/6 104/23 106/18 107/1 107/1 100/20 100/24 101/2 108/10 128/17 130/1 audited [4] 49/4 103/4 103/24 103/24 107/4 107/10 113/20 122/21 123/24 125/10 148/12 151/24 157/22 160/10 164/19 auditor [1] 139/10 127/10 146/22 149/1 159/15 166/14 172/19 auditors [1] 161/18 beforehand [1] 122/17 166/18 asked [6] 16/10 60/16 63/6 81/17 117/22 audits [8] 41/13 41/15 41/18 41/21 41/22 begin [3] 5/9 13/2 95/19 beginning [3] 27/19 73/1 168/20 117/9 117/11 171/15 124/12 asking [9] 13/24 66/6 73/5 84/13 94/17 August [1] 85/19 begins [1] 9/20 109/12 115/14 115/17 157/23 authenticate [1] 7/5 begun [1] 161/9

137/14 153/8 174/4 care [1] 121/24 В brushes [1] 79/17 carry [2] 177/12 177/13 behalf [5] 5/21 6/19 159/21 163/5 164/24 Btu [1] 78/20 carrying [1] 113/3 budget [17] 25/18 26/7 26/7 27/24 28/6 carryover [1] 84/21 behaviors [1] 158/19 carryunder [1] 84/21 behind [1] 177/9 28/6 28/16 28/20 30/20 30/24 32/11 84/4 being [27] 11/19 60/8 63/2 72/20 78/24 87/5 98/1 98/8 138/9 148/17 case [7] 46/2 46/23 71/11 71/12 114/17 83/12 88/23 89/16 98/1 98/2 98/4 101/5 145/13 173/20 budgeting [1] 27/5 105/21 110/22 114/8 115/7 117/24 118/14 budgets [13] 24/12 25/6 25/10 25/24 cases [3] 15/17 106/21 169/6 cash [2] 57/7 152/7 120/4 129/2 141/20 141/23 150/10 150/11 29/12 42/11 42/19 52/4 83/24 85/7 102/13 casual [2] 90/15 90/21 153/20 165/23 177/5 143/23 174/11 **BELAIR** [185] build [2] 134/24 134/24 categories [1] 84/5 Belair's [5] 10/11 45/15 45/19 45/22 46/10 building [5] 79/6 129/18 130/23 135/4 cellulose [1] 79/22 belief [1] 47/24 135/6 central [3] 91/3 93/4 112/18 believe [35] 10/7 10/11 12/19 43/5 45/10 bulb [2] 66/17 104/24 certain [5] 33/16 62/7 127/9 139/9 149/16 46/22 46/23 48/16 56/13 56/17 56/18 66/3 bulbs [1] 104/12 certainly [14] 19/24 141/21 143/21 145/14 75/5 122/22 128/11 130/2 138/5 142/24 bunch [1] 49/13 145/24 147/14 150/9 150/17 151/6 152/12 bundle [1] 140/10 143/5 144/3 144/14 144/17 145/2 146/14 154/7 163/12 163/15 163/22 burner [1] 105/3 154/3 156/3 160/21 161/20 163/20 164/14 Chairman [9] 1/11 3/7 3/11 3/15 117/3 business [16] 48/19 49/21 61/4 67/20 68/9 124/17 148/11 151/23 177/20 165/17 166/16 169/4 172/7 177/11 believes [6] 50/3 101/17 105/12 173/23 98/6 99/3 99/4 100/10 106/13 107/6 112/13 challenging [3] 32/10 66/11 67/18 175/14 175/23 112/14 113/23 114/5 166/11 Chamberlin [14] 2/11 3/6 3/10 3/13 3/15 Bench [1] 139/1 businesses [2] 68/3 68/6 3/18 6/16 54/4 54/17 60/16 68/23 128/2 beneficial [2] 161/13 164/17 but [116] 8/14 11/9 12/5 12/24 24/21 28/12 143/8 160/16 benefit [21] 28/1 28/3 28/10 29/1 29/3 32/10 36/5 36/24 45/9 46/16 47/17 49/15 Chambers [7] 2/9 3/19 6/11 53/24 127/24 29/7 29/8 58/6 72/8 92/18 98/19 99/4 99/5 57/22 58/8 59/17 61/18 62/21 63/6 64/7 153/4 162/3 chance [2] 52/13 77/11 115/13 121/6 144/18 147/5 147/8 166/14 64/10 65/7 66/12 66/23 72/10 73/15 76/10 change [25] 4/19 17/13 17/17 17/18 18/5 22/9 22/12 22/18 34/11 43/21 44/9 44/10 176/1 176/19 76/12 76/24 78/10 81/10 81/17 82/1 87/1 benefit/cost [4] 58/6 98/19 99/4 99/5 87/18 88/1 88/15 88/16 89/4 89/15 89/19 benefits [10] 26/5 36/23 38/22 81/2 81/5 90/12 90/14 90/22 92/15 93/11 93/20 95/20 44/11 86/15 86/16 107/11 116/19 125/7 88/2 108/23 134/15 135/6 138/15 96/1 97/21 98/9 98/23 102/11 104/3 104/12 134/5 138/4 141/22 161/2 162/8 164/2 best [4] 9/6 47/23 169/16 177/6 106/2 106/14 107/7 108/17 111/11 113/14 169/13 better [6] 56/23 68/16 87/9 139/23 170/10 114/5 114/13 116/5 116/13 117/14 119/11 change-outs [1] 134/5 174/22 121/11 121/12 124/6 128/15 131/11 132/3 changed [7] 22/14 22/15 22/16 60/7 89/4 132/7 132/20 133/7 134/7 134/24 136/7 between [10] 21/10 21/16 21/22 25/13 107/16 124/16 changes [38] 8/5 8/21 16/16 16/18 20/2 28/24 30/1 63/20 94/24 166/6 178/3 138/11 139/15 140/6 140/23 143/19 144/17 beyond [5] 12/4 106/12 127/13 133/21 145/1 148/9 148/16 149/6 149/12 150/5 20/5 20/11 20/12 20/14 20/18 20/20 20/20 150/15 151/3 152/14 153/18 153/22 154/15 21/14 22/21 23/1 23/3 23/11 23/12 24/1 151/2 bidders [5] 49/11 49/18 86/2 86/3 88/9 155/10 155/13 155/21 159/1 160/10 161/18 39/22 39/23 39/24 39/24 40/1 40/2 43/11 big [3] 111/20 140/10 141/2 bill [8] 25/14 96/17 104/16 104/17 104/17 162/10 162/15 163/3 164/2 166/5 166/23 47/20 56/21 87/1 116/1 124/9 143/3 168/21 171/3 174/21 176/1 176/2 176/5 177/23 171/9 175/19 175/20 175/21 176/18 changing [2] 66/16 161/23 118/11 152/8 174/9 178/5 bills [1] 165/16 chapter [2] 4/22 166/2 buy [1] 109/23 characterization [1] 60/18 bit [10] 19/4 20/24 35/12 62/20 66/17 94/9 buying [1] 111/2 94/21 114/20 115/2 120/16 characterize [1] 66/10 С black [1] 132/4 charge [18] 26/5 28/1 28/3 28/10 29/1 blended [1] 70/9 Cadmus [1] 80/15 29/4 29/7 29/8 29/9 38/22 72/8 96/15 96/16 blind [1] 64/3 Board [7] 4/11 54/12 55/8 55/9 55/11 calculate [4] 26/24 38/16 69/12 71/6 115/13 138/15 144/18 147/5 176/20 calculated [3] 26/6 26/8 71/17 Charge/20 percent [1] 29/4 55/15 149/10 calculating [1] 27/2 charges [1] 115/10 calculation [12] 38/1 38/12 39/6 40/15 Board's [1] 171/12 chart [2] 69/11 132/1 57/3 57/9 70/19 71/21 108/2 108/6 144/13 check [4] 117/14 117/18 117/19 156/6 body [2] 172/16 175/19 booming [1] 68/13 both [34] 5/16 5/22 12/22 16/13 22/18 checklist [1] 90/3 144/19 calculations [2] 40/19 144/9 checklists [1] 90/1 28/8 32/7 35/20 35/23 36/18 36/19 50/21 checkpoints [1] 42/18 call [1] 112/3 called [3] 96/24 116/21 163/13 67/24 84/14 85/17 95/21 95/22 96/5 96/13 checks [1] 135/10 96/14 96/19 96/20 105/18 112/24 121/5 calling [2] 89/9 95/19 cherry [1] 140/7 129/19 129/21 133/17 135/11 146/6 147/4 chosen [1] 59/14 came [2] 42/7 92/11 can [67] 6/21 12/1 15/10 16/2 16/16 17/3 CHP [1] 35/5 152/12 162/23 169/12 19/15 29/22 30/18 31/13 31/17 34/10 37/10 chunk [1] 141/2 bottom [13] 20/21 21/4 30/19 51/18 51/22 51/22 68/7 131/12 131/16 132/20 132/20 38/2 38/9 38/12 39/9 41/4 41/11 45/9 46/24 citing [1] 137/21 138/2 148/6 55/8 56/21 57/4 60/9 62/11 62/14 64/6 65/2 clarification [8] 47/8 53/22 56/24 84/3 bound [1] 9/20 68/5 69/11 69/13 74/3 74/18 75/23 77/10 119/20 126/10 155/15 162/20 87/10 87/19 88/8 90/23 90/24 94/17 103/6 Brandy [2] 2/9 6/10 clarifications [1] 121/24 break [5] 31/24 122/4 122/10 122/10 133/5 104/10 107/18 110/1 111/8 116/6 122/23 clarified [2] 38/17 62/22 clarify [7] 17/23 49/20 63/10 94/17 119/5 breakdown [3] 27/6 27/15 27/24 123/6 123/11 124/22 127/13 130/15 131/7 120/7 120/10 Brief [1] 122/6 133/20 135/22 137/9 140/22 148/8 154/16 briefly [14] 16/2 19/15 20/17 24/15 25/5 clarifying [3] 29/23 118/22 120/10 161/4 167/2 168/19 172/24 178/5 178/23 25/20 26/15 27/21 36/12 38/19 40/12 48/5 clarity [2] 29/14 61/18 can't [5] 97/6 100/9 116/2 133/21 140/18 48/7 69/12 candidate [1] 70/17 clean [2] 81/15 123/18 bring [8] 43/24 44/3 46/14 167/4 168/18 cap [3] 119/14 155/16 155/19 clean-up [1] 81/15 168/24 170/3 178/16 clear [13] 8/18 21/9 24/14 24/21 52/11 capacity [1] 123/14 59/23 60/5 82/23 112/16 120/17 136/10 brings [1] 99/20 caps [3] 17/19 17/21 18/1 capture [1] 82/8 broader [1] 139/13 145/9 178/13 Brown [16] 2/13 3/5 3/9 3/10 3/11 3/14 carbon [5] 110/11 110/18 110/19 111/18 clearly [5] 128/24 142/3 145/1 156/18 3/23 6/19 7/13 24/7 41/7 50/15 121/21 160/13 159/1

С		continue [21] 11/11 21/7 22/8 25/10 25/11
Clerk [3] 1/13 7/12 10/12	77/21 100/4 106/16 165/11 Company's [1] 145/8	32/18 36/20 38/6 39/4 40/18 76/20 97/18 107/15 118/14 130/20 161/4 161/23 164/10
Clerk's [1] 133/7	comparative [2] 145/6 147/22	172/20 173/4 175/7
climate [9] 4/18 4/19 123/17 129/13	compare [2] 98/20 148/1	continued [1] 164/18
129/16 129/22 130/18 130/19 140/18 close [2] 148/5 172/15	compared [2] 91/10 99/8 comparing [2] 99/7 155/22	continuing [5] 27/14 150/8 161/24 163/13 170/1
closely [1] 92/6	comparing [2] <i>99/1</i> 133/22 comparison [2] 21/21 40/4	continuity [1] 164/5
closing [3] 3/17 160/3 162/5	competitive [1] 44/14	contract [1] 106/20
closings [2] 159/15 159/18	completed [4] 41/19 89/18 105/20 116/3	contractor [1] 154/20
closure [2] 44/1 46/15 Clouthier [7] 2/3 3/21 6/3 51/8 126/4	completeness [1] 47/12 completes [1] 18/7	contractors [7] 49/13 53/13 53/13 53/14 53/18 90/1 90/6
152/21 170/6	completion [1] 103/18	contribute [1] 147/3
Cloutier [1] 167/22	complex [1] 66/12	contributing [2] 145/24 147/6
Cmsr [5] 3/6 3/7 3/14 117/3 117/4	complicated [2] 50/23 107/3	contributions [1] 176/20
Co [3] 1/16 22/24 92/6 Co-op [2] 22/24 92/6	component [5] 88/3 94/10 94/14 145/22 158/3	convert [1] 136/2 cooling [6] 50/2 53/10 89/22 91/2 112/12
code [1] 71/4	components [2] 144/2 145/15	112/13
coherent [1] 178/13	comports [1] 169/5	cooperated [1] 168/17
coincidence [1] 30/9 coincidental [2] 30/7 30/10	comprehensive [5] 49/24 50/7 88/8 88/17 95/3	Cooperative [3] 1/21 6/1 167/10 cooperatively [1] 169/18
colleague [2] 16/4 104/1	comprehensiveness [1] 53/8	coordinated [2] 6/22 136/10
colleagues [1] 117/2	compressor [1] 53/13	coordinating [3] 33/11 33/13 175/1
collect [3] 37/20 89/1 146/18	compressors [1] 50/1	copies [4] 55/2 131/16 132/4 133/2
column [4] 28/14 30/23 30/24 74/22 columns [1] 28/4	compromise [1] 157/17 concept [5] 78/13 78/14 150/23 150/23	copy [8] 10/7 10/12 10/13 19/12 126/17 132/12 133/6 133/7
combination [3] 23/4 77/16 121/5	158/23	CORE [54] 1/7 5/4 7/16 7/23 9/10 9/13
combine [2] 94/23 95/7	concern [8] 80/18 80/19 125/3 140/15	15/21 19/10 23/14 23/14 25/17 33/8 37/16
combined [8] 34/15 34/23 35/5 43/13 83/6 97/15 110/13 176/8	145/4 160/18 161/6 173/7 concerned [2] 45/21 103/10	38/23 39/1 39/11 39/20 40/23 41/12 42/6 42/10 42/11 42/19 42/21 44/14 49/2 49/7
combining [1] 166/1	Concerning [5] 57/12 136/1 150/1 158/11	49/16 52/4 52/5 72/7 88/1 88/11 89/7
come [22] 42/2 49/14 55/22 61/3 64/7	161/20	102/13 102/18 103/1 105/16 107/17 107/22
87/10 92/9 97/19 98/1 99/18 100/8 103/7	concerns [7] 33/21 48/15 89/10 91/12	128/15 128/17 135/13 136/20 138/10
104/23 109/10 122/12 131/16 132/5 140/17 142/7 142/11 172/17 178/13	143/20 151/4 174/19 conclude [1] 45/14	138/13 141/18 143/24 145/7 146/22 164/18 174/8 175/13 175/18
comes [3] 62/6 68/10 105/17	conclusion [1] 177/16	corner [2] 20/21 30/21
comfortable [2] 156/22 178/1	Concord [2] 1/4 5/20	Corp [1] 54/9
coming [4] 72/9 85/19 100/18 174/17	concur [1] 166/19	correct [81] 7/10 9/21 10/17 11/3 13/3
commend [1] 168/12 comment [3] 77/10 118/22 143/14	condensed [1] 27/8 condition [1] 11/15	15/21 18/2 18/3 19/13 19/14 20/10 20/22 22/4 22/19 22/20 23/7 27/20 30/3 31/7
comments [6] 41/16 64/17 143/16 148/15	conditioner [2] 90/19 93/5	32/19 32/20 33/15 33/24 39/13 40/8 47/18
156/19 159/20	conditioners [5] 90/16 91/4 91/11 91/15	55/16 55/20 55/24 57/3 57/7 58/19 59/9
commercial [11] 58/10 86/9 99/10 112/24 113/10 114/10 114/17 120/22 121/2 121/8	93/6 conditioning [7] 89/11 89/13 90/17 92/18	60/20 60/21 61/6 61/7 62/13 62/17 62/18 66/9 67/12 68/19 70/2 71/9 71/15 75/16
145/13	92/22 93/15 93/19	77/5 77/18 77/19 78/18 86/4 87/22 92/17
commercial/industrial [3] 58/10 114/10	conducted [1] 123/22	92/23 94/5 96/6 96/7 96/10 96/11 97/23
114/17 COMMISSION [62] 1/2 14/10 15/7 15/12	conducts [1] 41/12 conference [4] 49/11 49/19 85/24 172/24	98/17 98/18 117/11 119/8 119/13 128/20 130/13 130/14 132/9 138/16 139/8 139/12
COMMISSION [63] 1/2 14/19 15/7 15/13 15/18 15/19 32/5 32/8 33/9 35/10 37/19	conferring [4] 24/8 68/23 117/4 177/20	139/16 139/18 142/8 142/10 142/24 143/1
37/24 38/7 39/5 41/23 42/8 42/12 42/16	confidence [1] 161/22	146/8 156/2
42/23 43/19 44/19 46/20 46/22 46/24 49/4	confirm [2] 156/13 178/5	corrected [4] 4/10 7/17 45/4 47/17
50/10 60/10 62/22 75/5 75/6 75/18 77/3 79/14 79/16 79/20 80/20 103/12 103/18	confused [1] 63/3 confusion [1] 10/2	correcting [1] 23/9 correction [1] 23/18
105/1 120/3 123/24 128/10 131/22 132/7	connect [2] 157/15 158/22	corrections [8] 4/5 7/5 16/16 16/18 18/7
149/1 163/6 163/23 164/19 167/15 168/19	Conservation [2] 162/15 162/21	124/9 143/3 143/5
169/4 169/5 172/10 172/13 172/14 172/18	consider [1] 103/12	correctly [2] 131/22 132/5
172/18 172/19 173/4 173/23 174/6 175/10 176/12	consideration [16] 44/16 44/18 59/8 75/22 76/19 97/16 103/14 109/17 110/9 115/22	corrects [1] 104/2 cost [80] 37/21 40/21 42/23 52/19 52/20
Commission's [14] 44/16 44/18 59/7	118/17 151/6 156/21 163/8 165/3 170/17	52/23 57/17 57/19 57/22 58/1 58/6 58/8
73/15 75/3 75/21 76/18 80/17 80/24 103/13		58/9 58/17 58/21 58/23 60/20 61/3 61/4
103/16 160/8 164/3 164/11 Commissioner [16] 1/11 1/12 8/7 10/3	considered [3] 101/22 109/5 139/15 considering [1] 113/20	61/10 61/13 61/14 61/15 62/8 62/11 64/2 68/11 78/24 80/22 81/6 82/1 82/20 98/15
69/3 73/2 74/18 83/17 85/14 87/20 106/4	consistency [1] 137/8	98/16 98/19 98/21 98/21 99/4 99/5 99/8
117/21 118/21 120/7 156/9 163/17	consistent [4] 75/3 103/13 136/11 173/24	99/11 99/15 105/5 106/10 108/16 110/3
Commissioners [7] 5/11 5/14 6/5 6/18 69/3 174/5 177/20	constructed [2] 81/13 81/13	127/14 127/15 131/4 134/6 134/7 134/7 135/12 135/15 135/17 135/20 135/21
commit [1] 35/3	construction [2] 90/5 90/12 consumer [6] 2/11 2/12 6/16 135/11	135/23 135/23 137/19 137/20 138/4 138/6
committed [1] 169/24	142/20 168/14	138/7 139/21 140/13 145/5 151/5 154/4
Community [6] 2/3 6/3 162/20 163/2	contained [4] 27/18 55/23 149/21 176/2	154/4 154/10 154/21 155/2 155/9 161/12
170/14 170/19 compact [2] 79/18 79/18	contains [1] 19/17 contemplated [1] 152/15	164/17 173/17 173/20 175/24 176/1 cost-effective [43] 52/19 52/20 52/23
companies [14] 25/17 38/5 41/14 41/14	contents [1] 48/7	57/19 57/22 58/1 58/8 58/9 58/17 58/21
41/21 42/17 42/20 43/23 75/4 85/18 104/20	contested [2] 52/9 169/6	58/23 60/20 61/10 61/13 61/14 61/15 62/8
106/8 137/4 168/11	context [5] 35/13 42/6 44/4 45/24 158/3	62/11 82/20 98/15 98/16 99/8 99/11 99/15 108/16 127/14 127/15 131/4 134/6 134/7
company [17] 5/11 5/15 5/17 5/23 14/23	continuation [2] 37/14 178/2	100/10 12//14 12//15 151/4 134/0 134/7

С	112/3 113/16 115/4 115/10 118/3 118/6	derate [1] 86/21
	133/21 134/2 136/22 137/6 137/9 143/20	DES [4] 4/21 122/21 123/19 141/18
cost-effective [13] 135/15 135/20 135/21 151/5 154/10 154/21 155/2 155/9	145/13 145/13 145/21 146/9 146/10 146/11 146/12 146/12 146/21 147/3 147/8 149/2	DES's [1] 160/11 describe [18] 16/2 19/15 20/17 21/16 24/6
161/12 164/17 173/17 173/20 175/24	150/19 152/1 152/5 152/9 152/16 153/14	24/10 24/15 25/4 25/20 26/15 27/21 36/12
cost-effectiveness [12] 40/21 57/17 64/2 78/24 80/22 98/21 98/21 105/5 135/12	153/19 153/24 154/6 156/2 165/15 166/9	39/17 40/11 48/7 55/8 97/1 116/17
135/17 139/21 145/5	176/13 customers' [1] 53/16	described [17] 11/20 11/21 23/4 24/21 29/14 39/11 40/13 48/6 54/23 64/11 65/19
cost/benefit [1] 176/1	cuts [1] 170/20	96/24 125/16 129/7 130/7 139/6 139/19
costs [12] 39/5 60/23 61/2 62/17 81/1 81/21 81/22 94/2 109/23 120/4 161/17	cycle [1] 174/8	describing [2] 22/2 26/14 description [4] 23/6 101/7 102/20 116/15
161/18	D	design [2] 39/24 158/15
could [72] 8/16 10/22 11/18 14/7 14/21	d/b/a [2] 1/17 5/16	designed [2] 49/23 173/14
19/7 20/17 21/2 24/5 24/10 24/15 25/4 25/20 26/14 27/21 31/16 32/14 33/21 36/12	Dana [2] 2/5 6/6 data [0] 28/13 35/20 48/18 49/9 85/20	designs [1] 34/12 desire [1] 134/23
39/16 39/23 40/11 42/4 48/6 51/17 51/19	102/12 146/18 153/16 161/21	detail [3] 49/17 72/3 178/12
51/20 52/1 55/12 56/2 56/19 61/17 61/18	date [3] 10/23 124/6 175/16	detailed [1] 48/20
61/23 68/20 73/12 74/17 77/20 77/22 78/1 78/5 78/6 78/9 78/10 79/9 82/1 94/12 94/13	dated [3] 22/11 128/10 172/10 day [2] 149/15 162/9	details [2] 49/8 166/12 determination [6] 46/23 46/24 103/19
94/19 94/23 95/1 95/6 95/7 99/18 105/15	days [5] 33/2 33/2 33/3 33/6 164/8	109/16 111/20 166/22
106/6 107/8 117/22 128/5 133/1 134/13	DE [2] 1/6 5/3	determine [3] 63/24 80/20 81/4
134/22 139/14 143/9 154/21 160/21 164/1 171/4 171/12 173/4 173/22 174/20	deal [4] 12/17 68/16 88/15 112/6 dealings [1] 137/3	determined [4] 35/8 111/14 118/8 178/6 devalue [1] 86/21
couldn't [2] 74/10 114/14	Dean [7] 1/21 3/20 5/24 51/6 126/2 152/19	develop [3] 34/11 134/21 137/9
counselor [1] 65/4	167/8 docado [1] 151/1	developed [4] 94/9 129/14 129/14 166/17
couple [8] 8/21 33/8 84/7 84/8 95/17 99/24 100/1 139/4	decade [1] 151/1 December [12] 1/4 7/9 9/20 10/15 11/2	developing [2] 93/11 108/12 development [3] 4/20 44/14 123/16
course [7] 85/20 86/1 87/13 122/18 148/7	19/2 20/19 20/19 47/17 65/12 65/17 147/20	deviations [1] 9/1
164/3 169/24 Court [6] 1/23 13/19 60/14 123/2 142/13	December 14 [1] 19/2 December 14th [2] 7/9 9/20	devices [1] 70/7 did [39] 16/5 16/7 18/22 18/24 36/6 42/22
170/9	December 17 [1] 10/15	46/8 47/13 60/14 74/1 74/1 82/18 97/9
cover [5] 78/8 105/1 128/7 129/12 155/11	December 17th [2] 20/19 47/17	97/13 101/12 112/11 113/8 113/8 117/23
covered [6] 119/6 119/8 119/10 119/16 146/16 155/10	December 20th [1] 20/19 decide [1] 75/18	117/24 118/3 118/11 123/23 123/23 124/1 124/2 125/13 128/13 131/16 131/21 132/5
cream [1] 141/1	decided [1] 73/10 decided [2] 35/1 110/20	141/20 141/21 142/21 142/22 146/5 150/3
create [3] 134/6 134/13 161/13	decision [2] 75/4 107/2	151/23 159/18
created [1] 135/4 creating [2] 29/5 135/1	decisional [1] 172/16 decrease [1] 158/21	didn't [11] 34/22 44/1 63/18 96/24 106/1 107/11 110/7 115/16 138/11 160/10 165/19
criteria [3] 48/21 147/9 173/11	decreasing [2] 158/22 158/23	difference [1] 63/20
cross [19] 3/5 3/6 3/9 3/10 3/10 3/13 3/14	deed [1] 166/5	differences [6] 8/21 21/10 21/16 21/21
11/9 12/19 12/22 50/19 50/24 51/15 125/11 126/11 138/22 151/12 151/21 156/6	deemed [1] 171/24 deep [43] 33/22 35/11 43/22 57/12 58/12	148/7 166/6 different [29] 5/7 49/14 49/21 50/2 66/16
cross-examination [15] 3/5 3/6 3/9 3/10	63/14 76/22 77/1 77/13 79/2 79/13 80/2	67/7 67/8 70/8 71/13 73/19 74/17 76/4
3/10 3/13 3/14 11/9 12/19 12/22 50/19 51/15 125/11 126/11 151/21	80/19 80/21 80/23 81/3 81/5 93/12 94/7 94/22 95/19 115/23 116/3 116/10 126/15	84/12 92/16 93/7 95/10 99/21 99/21 102/12 104/20 106/23 115/9 116/19 119/11 127/17
crossover [1] 107/20	127/2 130/12 133/18 134/14 134/19 145/19	
cumulative [1] 36/17	153/13 153/14 153/20 154/5 156/14 157/12	differently [1] 29/6
Cunningham [96] 2/14 3/4 4/8 6/20 6/24 10/6 11/1 12/16 13/18 14/3 15/10 15/12	157/14 158/3 158/24 160/9 167/3 171/8 deeper [13] 53/3 53/7 57/20 76/15 95/9	difficult [6] 67/18 72/15 104/21 170/19 172/15 177/2
15/12 15/15 15/20 15/23 16/1 16/4 16/8		digest [1] 172/16
16/12 16/15 16/20 17/13 17/23 18/3 18/5	140/24 163/14	dioxide [1] 110/19
18/8 18/10 18/13 18/17 18/20 31/9 31/16 31/18 31/23 32/4 32/17 32/20 32/23 33/1	defer [2] 77/8 117/16 definitely [1] 141/7	direct [13] 3/4 3/5 3/9 3/13 10/6 11/8 14/4 32/14 51/17 123/4 124/19 125/10 142/15
33/12 33/15 33/20 34/1 34/4 34/7 34/17	definition [2] 73/19 102/11	directed [1] 13/22
34/21 35/18 37/5 37/9 37/13 38/5 38/14	degree [1] 148/9	direction [3] 20/5 47/14 89/7
38/21 39/13 41/11 41/13 42/5 42/14 43/5 43/11 44/21 45/5 45/12 45/17 45/19 61/17	dehumidifier [1] 109/23 dehumidifiers [1] 109/22	directive [1] 89/14 directives [1] 89/9
62/19 64/22 65/4 72/6 73/1 73/12 74/5	delay [2] 172/24 176/3	Director [1] 2/14
74/16 79/9 79/11 81/9 81/12 85/13 96/22	delivered [2] 50/3 50/4	Director/Electric [1] 2/14
97/4 97/7 97/10 97/14 103/2 103/9 104/10 105/7 105/11 116/7 117/6 117/13 117/19	delve [1] 81/14 demand [15] 111/24 112/7 113/12 113/19	disagreement [1] 178/17 discovery [12] 16/5 19/18 26/19 31/14
154/24	114/3 134/12 134/14 134/24 135/1 135/5	31/22 46/1 49/8 102/15 123/22 123/23
curious [3] 69/10 88/5 89/13 currently [5] 41/20 89/1 115/9 155/3	136/24 137/3 137/7 147/18 160/23 demonstrated [1] 134/14	149/9 153/12 discuss [8] 34/14 36/21 141/6 141/7 170/2
155/13	demonstrates [1] 128/22	171/8 171/12 177/6
customer [28] 15/2 40/22 42/12 48/17	Deno [1] 1/13	discussed [7] 64/10 116/11 116/14 126/14
50/9 53/14 53/15 57/1 78/6 94/18 94/18 96/4 96/15 99/23 101/8 101/9 101/10	dense [1] 79/21 Department [7] 6/13 11/6 122/20 123/9	135/14 149/14 157/12 discussing [4] 34/2 119/1 176/24 177/1
101/11 106/9 111/1 111/24 112/7 113/19	123/12 129/23 170/21	discussion [14] 13/8 33/17 35/4 44/22
127/8 136/17 146/8 150/20 175/24	depending [1] 84/23	45/8 72/6 81/2 88/2 95/20 115/19 115/23
customer's [2] 62/5 134/15 customers [61] 36/17 36/23 49/12 49/23	depends [1] 84/2 depicting [1] 4/6	122/6 145/16 153/13 discussions [8] 16/6 34/18 124/24 125/5
50/6 51/23 53/9 53/19 57/5 57/14 58/19	Depot [1] 92/2	145/9 163/13 174/17 174/24
58/22 65/24 66/20 67/22 72/9 76/2 78/19	Depots [1] 92/2	dispute [1] 164/13 distributing [2] 7/13 54/17
78/21 86/12 88/13 93/17 96/13 108/15	Dept [1] 2/7	distributing [2] 7/13 54/17
L		

D	139/2 141/7 141/17 143/5 144/17 144/20 148/16 148/19 150/7 150/20 151/3 152/6	147/3 147/4 147/6 147/12 147/17 147/23 150/15 154/20 158/15 161/10 165/2 169/12
distribution [3] 25/16 101/9 101/11	153/16 153/17 153/22 154/3 156/3 159/18	171/17 173/13 173/15 173/16 177/12
dive [42] 33/22 35/11 43/22 57/13 58/12		efficient [8] 68/9 71/22 91/7 91/10 92/4
63/14 76/22 77/2 77/13 79/2 79/13 80/2	165/20 168/2 168/7 176/17	111/3 111/4 112/5
80/20 80/21 80/23 81/3 81/5 93/12 94/7		effort [2] 136/18 154/2
94/22 95/19 115/23 116/3 116/10 118/5 127/2 127/13 140/21 145/20 153/13 153/14		efforts [1] 166/12 either [8] 50/13 101/21 131/20 133/5
153/20 154/5 156/14 157/13 157/14 158/3	115/18 117/9 118/15 128/9 129/4 133/5	140/12 155/23 156/16 172/14
158/24 160/9 163/14 167/4 171/8	135/22 138/21 140/22 141/3 145/13 149/23	
diverse [1] 169/11	169/18 178/19	5/4 5/15 6/1 16/23 17/7 17/16 22/24 25/16
dives [2] 57/20 126/15	door [3] 74/9 82/2 155/8	26/21 26/22 26/24 27/6 27/7 27/16 27/16
Division [3] 2/14 2/14 2/15	dot [1] 122/4	29/17 29/17 30/8 31/24 31/24 32/7 32/7
do [164] 9/6 12/24 16/18 16/20 21/20 24/19 25/9 26/9 28/5 30/11 31/14 31/19	double [1] 78/16 doubling [1] 17/21	32/12 36/19 37/20 37/21 39/3 39/5 66/5 72/9 73/9 73/11 73/15 75/10 75/12 76/8
31/22 32/3 33/14 33/18 34/15 34/20 35/1	down [13] 20/24 38/15 64/3 84/11 84/19	77/21 77/22 78/7 78/9 79/3 79/17 87/21
42/10 42/12 43/2 47/20 50/19 51/1 52/14	84/23 87/18 107/13 127/14 134/1 173/1	88/4 88/16 88/19 92/21 93/3 93/15 94/4
52/22 53/1 53/9 53/10 55/2 56/14 56/18	173/7 178/8	94/13 94/24 95/6 95/8 95/22 96/16 107/17
57/6 57/17 57/20 57/20 57/21 58/22 61/5	Downs [1] 5/22	107/22 107/24 108/14 108/15 108/17
61/7 62/14 64/6 65/3 66/15 68/8 69/12 70/1 70/15 70/19 71/5 71/19 71/20 72/19 73/6	drafts [1] 41/15 dragged [1] 174/15	108/21 108/23 109/10 110/18 111/6 111/8 112/12 113/14 113/23 115/1 115/14 121/13
73/20 74/11 76/2 76/6 76/7 76/11 81/18	drastically [1] 130/20	131/4 131/5 132/21 132/24 140/12 146/7
82/5 82/7 82/11 82/12 83/3 86/15 87/11	draw [1] 38/9	146/13 147/6 165/24 166/6 167/10
88/5 88/7 89/1 89/2 89/17 93/1 95/6 97/12	duct [1] 79/21	electrical [12] 72/17 72/20 72/20 72/23
99/24 100/1 100/9 100/15 100/16 100/18	due [7] 16/23 16/24 17/8 52/24 93/2	72/23 74/1 74/2 74/10 74/12 74/13 74/14
101/1 101/8 102/11 102/12 102/20 104/4	173/18 173/22 duly [3] 13/19 123/1 1/2/12	121/16 electrically [2] 109/2 109/3
104/22 106/12 106/13 106/22 106/23 107/3 107/4 108/18 108/21 108/22 110/17 110/22	duplicate [1] 21/6	electrically [2] 109/2 109/3 electricity [3] 72/12 74/22 120/19
111/5 111/18 112/4 113/8 113/10 113/11		electronic [1] 79/23
113/11 113/13 113/14 113/17 113/18		elements [1] 46/9
114/12 114/21 115/3 115/5 115/5 119/24		eligibility [3] 116/20 116/23 116/23
120/10 122/17 122/24 123/11 124/9 124/11		eligible [6] 39/6 65/24 94/18 116/21
126/17 127/2 128/12 132/8 134/3 135/4 135/7 135/19 136/3 136/4 136/24 137/22	each [20] 26/4 29/12 30/24 31/2 33/1 40/17 41/13 41/14 49/10 70/3 70/8 71/7	127/16 155/14 eliminated [1] 166/8
140/6 140/11 140/21 141/4 141/11 141/14		Elizabeth [1] 123/8
143/3 143/13 143/16 145/19 146/14 149/8		else [4] 75/23 117/2 141/10 178/21
149/12 150/1 153/12 153/21 156/14 156/24	earlier [8] 84/10 112/17 117/22 119/1	elsewhere [1] 150/15
157/7 157/11 159/4 159/15 162/5 166/20		emerge [1] 136/8
166/23 167/18 172/12 178/7 docket [25] 5/3 16/3 16/7 19/19 26/19 42/7	earn [1] 135/18	emission [1] 141/19 emissions [3] 130/21 130/24 141/23
42/8 46/11 47/14 74/24 88/1 89/8 94/8	ease [1] 8/14	emissions [3] 130/21 130/24 141/23 emphasis [3] 74/7 74/12 171/5
108/11 124/6 136/21 141/19 165/8 165/9		employed [2] 14/9 142/19
167/11 167/20 168/15 170/1 174/21 177/6	easiest [2] 61/21 140/16	employer [2] 123/7 123/8
dockets [1] 15/17		employment [2] 14/8 14/22
document [25] 4/19 7/19 8/10 8/12 8/16 8/22 20/4 20/6 20/8 20/15 21/22 21/23		encompassed [1] 79/12
54/11 54/23 65/19 125/16 126/21 128/5	Eckberg [19] 2/11 3/12 4/13 6/17 64/15 65/11 65/18 68/24 142/8 142/12 142/14	encourage [5] 76/13 87/9 88/14 114/23 158/18
129/7 129/11 130/7 131/8 132/7 136/5		end [13] 11/17 33/3 33/5 43/20 85/1 116/9
136/8	151/23 153/12 159/9	132/21 140/23 156/5 172/14 172/19 173/6
documented [1] 130/18	Eckberg's [3] 64/20 65/2 66/3	178/4
documents [9] 7/13 7/19 11/6 11/21 27/22		endeavor [1] 178/22
54/18 129/19 130/22 133/16 DOE [1] 90/7	economist [2] 66/23 68/1 economy [4] 66/19 68/2 68/9 68/13	ended [4] 44/24 118/12 157/4 178/24 energy [119] 1/7 1/19 2/9 4/17 4/20 5/4
does [37] 8/2 8/3 32/2 33/10 40/22 40/24	edits [1] 143/5	5/21 6/11 14/12 14/16 15/4 15/16 19/10
41/13 43/8 43/16 48/2 48/18 56/8 56/11	EESE [7] 4/11 54/12 55/8 55/9 55/15	25/17 26/8 26/18 27/1 27/11 28/8 28/18
56/13 56/17 56/18 57/16 60/4 62/8 73/22	149/10 171/12	33/23 36/14 36/18 36/23 37/1 37/16 42/15
76/12 82/2 84/4 86/15 98/20 104/6 125/7	effect [3] 67/15 78/12 164/6	53/3 53/15 54/8 55/9 55/16 58/15 58/23
140/8 148/3 148/22 155/24 160/15 172/6 172/9 173/11 176/14 177/1	effective [45] 52/19 52/20 52/23 57/19 57/22 58/1 58/8 58/9 58/17 58/21 58/23	61/22 62/16 66/16 66/21 68/4 71/6 72/10 73/21 77/23 78/11 79/5 80/16 81/21 81/22
doesn't [10] 59/15 72/2 75/14 80/3 131/17	60/20 61/10 61/13 61/14 61/15 62/8 62/11	81/23 82/3 82/8 82/10 82/20 87/22 88/4
148/21 149/15 149/16 160/18 160/21	82/20 98/15 98/16 99/8 99/11 99/15 108/16	
doing [30] 25/10 29/2 40/16 40/18 41/2	127/14 127/15 131/4 134/6 134/7 135/15	99/14 101/9 106/8 108/1 109/14 109/19
53/12 59/10 73/14 76/3 76/4 89/20 92/7	135/20 135/21 137/19 138/7 151/5 154/10	109/20 109/22 109/24 109/24 110/12
92/8 101/21 102/5 102/23 102/24 102/24 107/21 118/2 118/5 118/8 121/14 128/22	154/21 155/2 155/9 161/12 164/17 173/17 173/20 175/24	110/14 110/15 111/13 111/23 112/3 112/17 114/12 116/1 116/10 119/2 119/8 119/11
133/17 140/15 140/19 140/19 140/24 155/7		123/13 123/18 128/8 128/23 129/1 129/17
dollars [9] 28/7 31/2 68/3 79/8 84/14	effectiveness [12] 40/21 57/17 64/2 78/24	134/19 137/4 137/5 144/10 145/17 146/19
84/17 87/5 142/3 177/11	80/22 98/21 98/21 105/5 135/12 135/17	147/3 147/4 147/6 147/11 147/17 147/18
don't [73] 11/16 12/16 13/15 24/19 24/21	139/21 145/5	147/23 150/14 154/20 155/4 158/14 161/10
27/13 30/11 38/17 44/10 47/22 52/10 52/13		165/2 169/12 170/18 170/21 171/14 171/16 172/12 173/15 173/16 177/12
57/22 59/20 61/17 62/14 64/10 65/9 70/1 70/15 70/19 73/2 73/18 76/11 76/23 80/2	efficiency [49] 1/7 4/17 5/5 14/12 14/17 15/5 15/16 19/10 25/17 37/17 42/16 55/10	173/13 173/15 173/16 177/12 energy-saving [1] 53/15
83/8 84/20 85/3 87/24 92/15 96/8 102/21		EnergyNorth [2] 1/17 5/15
111/15 114/24 120/9 124/5 131/19 134/16	79/5 87/22 88/5 88/12 91/3 91/8 94/14	Engagement [1] 176/1
134/17 134/17 134/18 135/9 136/7 137/2	114/24 128/8 129/1 129/17 144/10 146/20	engineering [4] 49/13 106/16 106/19

excuse [8] 21/8 28/18 63/1 65/14 73/5 factor [3] 46/8 96/18 104/5 Ε 73/18 91/17 162/4 factors [1] 145/24 excused [3] 122/4 142/7 159/9 exhibit [79] 4/2 7/7 7/14 7/20 7/23 8/2 8/5 engineering... [1] 106/20 engineers [2] 106/14 106/19 facts [2] 90/14 90/22 fair [10] 59/13 59/21 64/14 68/13 80/9 England [5] 147/12 147/15 147/24 148/2 8/6 8/11 8/18 8/19 8/23 8/23 9/3 9/7 9/11 93/13 93/15 94/8 149/6 158/6 148/7 9/15 10/5 10/9 10/19 10/21 11/11 16/17 fairly [2] 68/2 86/10 familiar [18] 18/8 18/11 18/14 18/18 19/1 16/19 18/8 18/15 18/18 20/9 21/11 21/11 enhancement [1] 40/6 21/14 21/17 21/18 21/24 22/3 22/10 23/4 21/3 36/9 54/8 54/10 64/8 64/15 64/20 65/8 enhancements [1] 101/12 enough [6] 34/22 43/15 44/1 108/17 23/5 23/10 27/19 27/22 27/23 29/15 32/15 86/10 86/12 86/13 126/15 147/11 37/6 45/3 54/16 54/19 54/24 65/4 65/5 160/19 174/16 fan [1] 111/7 ensued [1] 122/7 65/12 65/20 69/10 74/19 83/4 89/4 89/6 far [6] 83/24 96/8 110/23 145/16 146/21 ensure [2] 32/9 37/15 92/14 101/14 107/7 107/8 107/11 125/14 160/19 125/17 126/20 128/18 129/6 129/8 130/2 entirety [2] 8/2 166/19 fast [3] 35/3 43/17 165/9 130/2 130/6 130/8 131/17 136/7 142/24 fast-track [1] 35/3 entitled [1] 173/13 faster [1] 140/14 faucet [1] 79/15 entity [1] 107/20 143/1 146/5 164/15 Exhibit 10 [1] 130/6 Exhibit 2 [12] 7/23 9/3 9/11 21/11 21/14 environment [2] 11/6 165/17 Environmental [7] 2/7 4/20 6/13 122/20 features [2] 78/5 85/13 123/9 123/12 129/23 21/18 22/3 22/10 89/4 89/6 107/7 107/11 feedback [2] 34/9 41/16 feel [8] 32/2 53/17 83/20 125/3 137/6 EPA [1] 90/7 Exhibit 3 [1] 27/19 equipment [7] 50/2 89/13 89/15 90/2 91/9 Exhibit 5 [1] 10/19 165/21 171/11 171/17 feeling [1] 125/8 92/5 110/14 Exhibit 6 [1] 65/12 ERIC [6] 3/3 5/17 13/17 14/2 14/9 112/1 Exhibit 7 [1] 143/1 feels [2] 83/20 171/20 Exhibit 9 [1] 130/2 especially [5] 58/9 86/13 102/15 170/16 felt [5] 44/23 118/13 146/17 146/22 162/9 exhibits [11] 6/23 7/3 7/4 11/15 11/15 few [11] 19/5 20/9 54/5 72/18 74/20 95/16 171/6 Esq [7] 1/15 1/18 1/20 1/21 2/6 2/11 2/13 11/22 12/1 23/5 130/18 159/11 159/12 115/6 128/3 128/20 137/15 153/10 essence [1] 151/2 exist [1] 164/11 fewer [3] 50/5 140/22 140/24 existed [1] 166/7 existing [8] 38/6 98/6 135/23 152/12 essential [1] 105/16 field [1] 28/12 essentially [9] 8/10 24/5 27/7 29/16 37/1 figure [5] 71/11 84/7 85/4 111/6 169/16 figured [1] 8/14 40/6 63/13 127/5 140/9 154/23 155/10 155/14 178/2 established [6] 39/4 63/23 64/1 73/13 exists [2] 134/18 136/12 figures [1] 92/22 130/21 135/12 expand [6] 108/9 108/20 109/21 110/16 file [4] 16/7 35/9 85/18 142/21 filed [15] 7/8 8/24 16/8 19/2 19/10 21/22 112/9 113/15 establishing [1] 73/16 estimate [3] 84/1 106/9 120/20 expanded [7] 98/10 112/14 152/15 154/12 33/5 33/9 36/10 47/17 50/10 50/11 125/1 estimated [1] 137/20 etcetera [3] 77/24 84/16 124/3 155/11 161/11 175/3 163/19 176/9 expanding [2] 148/18 160/24 expansion [2] 17/1 17/8 filing [42] 7/16 7/23 8/9 9/10 9/13 9/20 evaluate [3] 44/5 46/9 163/23 15/15 15/16 16/5 19/9 23/15 28/12 33/3 evaluated [2] 103/15 103/17 expect [1] 37/18 37/1 39/2 39/20 39/22 40/6 49/7 52/5 59/18 expectation [1] 12/4 evaluation [11] 47/3 56/9 69/14 80/15 59/19 79/11 80/3 92/24 124/3 124/4 124/6 93/8 103/18 105/9 105/24 106/1 106/23 expecting [2] 12/13 90/9 expects [1] 174/17 124/8 128/15 128/17 134/11 143/24 145/7 111/5 145/19 145/22 146/4 148/14 151/5 167/10 expenditures [7] 26/1 27/2 35/22 108/6 175/19 176/2 evaluations [1] 92/8 filings [4] 41/12 42/22 175/18 175/22 108/7 174/11 175/5 evaluator [1] 103/16 even [8] 64/1 64/15 67/2 90/17 153/22 expense [1] 177/3 fill [1] 90/1 expenses [10] 22/17 26/8 26/12 26/21 153/23 154/6 159/24 filled [1] 90/4 final [11] 4/17 18/5 23/7 23/7 23/8 41/17 event [1] 173/5 27/1 42/19 42/21 43/3 43/5 102/14 expensive [5] 66/12 66/15 66/17 133/20 events [1] 124/22 41/19 81/15 106/18 108/19 172/21 ever [1] 57/24 140/11 finally [3] 45/14 79/19 164/13 financing [2] 88/15 152/8 every [5] 49/7 86/17 86/23 87/1 104/15 experience [6] 46/17 66/19 94/15 95/6 everybody [4] 8/16 21/3 133/6 178/6 find [11] 44/8 44/21 55/13 68/3 71/8 82/10 139/6 161/2 everybody's [1] 178/20 expertise [2] 15/14 15/15 82/12 101/22 102/21 122/18 139/24 everyone [5] 78/19 97/17 149/12 165/9 explain [14] 8/9 8/24 9/16 10/3 19/7 31/13 finding [2] 104/5 113/4 37/10 38/13 38/20 41/11 107/18 123/11 findings [2] 41/22 49/5 178/10 everyone's [1] 165/8 124/18 124/22 finds [1] 106/20 explained [2] 31/13 36/1 everything [5] 56/19 62/14 81/18 143/18 fine [7] 13/4 24/21 24/23 95/12 122/13 124/20 178/16 171/9 explanation [5] 21/15 35/14 40/5 103/7 evidence [1] 164/16 175/21 finished [2] 12/14 134/9 explore [2] 36/20 97/18 firm [3] 5/19 106/19 106/20 evolution [1] 161/24 exact [3] 102/24 138/11 155/22 explored [1] 94/7 firms [1] 49/13 exactly [3] 63/3 139/24 163/19 exploring [2] 92/18 93/23 first [29] 23/13 23/18 27/23 28/16 33/5 examination [26] 3/4 3/5 3/5 3/6 3/9 3/9 expressed [3] 89/10 125/3 160/22 35/6 36/6 43/17 52/2 76/22 81/3 82/4 83/23 extent [7] 60/5 94/1 159/22 160/14 160/23 3/10 3/10 3/11 3/13 3/13 3/14 3/15 11/9 89/9 101/16 101/17 101/23 103/4 103/5 12/19 12/22 14/4 50/19 51/15 123/4 125/11 164/9 173/23 107/10 144/8 159/18 160/3 165/23 170/8 170/12 174/7 175/11 177/23 126/11 141/12 142/15 151/21 158/9 extra [2] 87/16 88/4 example [9] 27/15 28/21 36/21 41/23 extracted [1] 145/7 firsthand [1] 134/20 69/13 73/8 97/2 109/22 155/7 fit [1] 116/6 F five [2] 79/8 107/13 examples [2] 46/3 99/16 excellent [1] 158/2 F.1 [1] 39/18 fixed [1] 42/14 except [3] 60/2 99/12 99/13 fixtures [3] 79/19 79/19 129/2 F:3 [1] 173/13 exception [5] 39/2 39/10 132/11 156/13 facilitates [1] 53/17 flesh [1] 178/18 facilitating [2] 33/13 168/13 flip [1] 68/11 175/24 facilities [4] 40/22 53/16 144/11 145/6 excerpt [4] 4/18 4/21 128/7 129/15 flip-side [1] 68/11 facility [1] 76/7 fluorescent [2] 79/18 79/19 excerpts [2] 128/20 129/12 exchange [2] 34/14 34/18 fact [6] 72/8 104/5 116/13 130/22 147/2 focus [2] 53/3 113/14 excluded [1] 89/17 167/19 focusing [1] 105/13 excluding [1] 107/18 fact-finding [1] 104/5 follow [5] 23/22 30/18 81/19 81/20 132/17

F	160/11 169/17 174/9 175/6 furnace [7] 71/21 71/22 71/24 72/2 77/17	82/11 82/12 82/16 86/3 86/23 86/24 87/24 88/9 88/10 88/11 88/14 88/20 90/6 90/12
follow-up [2] 81/19 81/20	97/2 111/7	90/20 91/5 91/6 92/10 92/10 93/1 93/24
following [5] 13/8 30/6 31/18 84/21 85/1	furnaces [2] 97/4 97/7	95/9 102/3 105/2 106/10 106/10 109/21
foot [1] 74/9 footnote [6] 16/21 17/5 17/7 22/9 22/13	further [23] 34/14 34/18 35/12 40/20 41/4 41/5 46/16 46/23 50/12 50/16 50/17 53/22	111/1 111/10 113/20 114/15 114/22 115/10 118/7 120/18 121/10 121/11 121/12 122/9
22/14	72/15 79/16 107/12 127/14 127/22 134/1	128/5 129/11 134/1 134/10 136/13 136/14
Force [1] 4/19	137/12 144/15 152/18 171/5 174/21	136/21 139/7 140/21 147/14 148/11 148/17
forecast [2] 147/17 147/19	future [6] 4/21 33/14 105/15 163/14 167/3	151/11 157/7 157/14 164/19 166/8 166/12
foreclosed [1] 163/15 forever [1] 116/20	175/22	166/13 168/2 171/5 172/2 172/15 175/7 175/17 178/2
forget [2] 86/1 160/2	G	Goldwasser [8] 1/20 3/13 3/21 5/19 51/4
forgo [1] 24/24	gallons [1] 69/16	125/24 151/18 168/1
forgotten [1] 177/22	gap [1] 178/3	gone [6] 117/14 120/14 157/19 165/3
form [1] 43/19 formally [2] 64/5 65/7	gas [60] 1/7 1/17 5/4 5/16 16/21 36/17 36/19 36/19 36/23 42/15 42/17 42/20 42/24	171/4 174/20 good [30] 5/10 5/13 5/18 5/24 6/2 6/5 6/7
formatting [2] 20/22 21/3	43/23 57/13 65/24 66/4 77/14 77/14 77/15	6/10 6/12 6/15 6/18 13/15 30/19 67/6 69/5
formulate [1] 34/10	78/4 78/10 78/15 78/19 79/2 88/12 93/13	73/8 83/18 92/10 92/14 99/22 108/8 109/12
forth [2] 30/22 173/12	93/14 93/14 94/2 94/10 94/14 94/18 94/24 95/6 95/22 96/15 97/1 97/1 97/3 107/18	114/11 118/10 132/13 156/10 156/11
Forty [1] 137/24 Forty-two [1] 137/24	107/19 108/5 110/10 110/13 110/14 110/23	165/18 177/5 177/14 goods [2] 110/4 111/14
forum [1] 44/5	113/9 130/20 130/24 141/19 141/23 145/20	
forward [38] 8/15 32/4 32/8 34/12 35/1	146/6 146/11 147/4 152/15 165/24 166/6	got [11] 21/6 70/17 76/4 82/17 86/18 87/15
35/8 37/23 43/13 43/18 43/23 44/3 45/8 50/8 56/20 56/21 59/7 59/16 61/16 99/18	176/13 gas-heated [1] 94/2	87/16 132/4 162/24 177/10 177/10 gotten [1] 116/3
109/10 118/10 142/11 157/19 161/5 161/8	gateway [2] 72/14 74/13	Granite [2] 1/16 5/15
164/19 166/13 166/23 166/24 170/15	gathered [1] 161/3	grant [3] 87/15 87/17 113/9
170/22 171/6 172/2 174/23 174/24 175/17	gauge [1] 148/24	grantees [1] 118/2
176/7 178/3 fossil [7] 32/12 73/1 73/14 73/17 74/24	gave [1] 105/5 GDS [9] 4/16 128/9 129/21 131/3 131/9	grants [2] 77/22 118/1 Great [1] 65/2
131/6 132/23		greater [9] 58/6 81/1 81/6 115/10 120/4
Fossum [13] 1/15 3/4 3/19 5/11 12/11	geared [1] 150/18	159/1 159/2 159/3 159/4
12/19 24/7 47/9 121/21 125/20 151/14		greenhouse [6] 110/10 113/9 130/20
162/18 168/8 Fossum's [1] 166/20	99/10 125/8 130/23 147/21 157/5 158/14 generally [9] 67/5 92/15 93/12 147/13	130/24 141/19 141/23 gross [1] 69/24
found [4] 80/17 85/14 110/5 111/24		group [10] 37/7 37/8 37/10 37/12 37/15
Foundation [2] 162/16 162/22	get [68] 13/15 34/9 50/23 52/13 53/9 58/19	37/23 38/8 55/15 80/15 175/8
four [10] 49/4 54/11 56/2 79/8 87/16 104/1 104/13 115/21 116/5 146/12		groups [1] 141/6 grow [1] 140/4
four-page [2] 54/11 56/2	82/23 84/3 86/24 87/6 87/18 88/4 90/3 93/8	grow [1] 149/4 auess [27] 7/2 7/11 11/16 14/6 24/14 25/4
fourth [1] 38/15	94/12 94/13 95/7 96/9 97/18 100/3 100/6	30/19 50/13 50/20 63/18 70/14 75/8 75/13
frame [2] 139/20 164/8	100/7 100/11 100/12 100/14 100/17 100/23	
Frantz [2] 2/14 6/20 free [1] 83/21	100/24 101/2 101/3 106/15 107/2 107/11 111/8 112/4 113/8 114/7 115/1 116/2	114/7 117/19 127/4 130/17 137/2 138/11 141/17 160/8
frequency [1] 32/24	117/23 120/13 122/12 122/19 122/23 125/9	
frequently [1] 150/11	127/9 130/21 133/20 135/5 140/22 148/15	
friendly [2] 50/24 50/24	160/12 164/6 168/19	Н
front [5] 92/3 105/3 126/18 152/7 155/8 fruit [1] 66/11	gets [4] 5//22 58/16 61/14 141/3	had [51] 12/20 21/4 22/15 25/8 31/14
fuel [27] 17/1 17/8 32/5 32/6 72/7 74/8	53/12 62/20 74/6 74/13 78/20 87/10 108/19	
75/10 76/4 77/22 88/3 88/3 88/18 93/18	gifts [1] 122/16	58/5 64/9 69/14 73/5 74/22 82/24 83/14
104/17 108/9 108/12 109/13 112/9 113/20 114/9 114/16 120/14 131/6 132/23 142/1	give [12] 10/12 28/21 68/5 69/13 81/13 89/7 103/7 111/11 116/13 160/24 161/22	85/22 87/15 89/21 90/2 90/5 96/22 104/4 104/5 104/8 104/16 104/17 104/18 104/19
160/13 171/18	163/9	104/18 104/18 104/19 104/17 104/18 104/19
fuel-neutral [1] 17/1	give-and-take [1] 163/9	120/1 120/3 125/3 125/6 125/6 127/11
full [10] 11/15 44/14 60/15 88/23 127/10	given [5] 46/10 133/19 139/20 162/8	139/13 145/7 148/13 149/10 150/6 154/24 157/19
128/20 129/19 164/18 164/21 176/4 fully [3] 46/9 172/6 177/7	174/21 giving [1] 118/12	157/18 hadn't [1] 81/11
functionally [2] 42/3 45/10	glad [1] 160/9	half [3] 19/23 87/5 175/11
fund [6] 87/19 147/4 147/6 162/21 163/2	go [56] 7/4 8/8 9/16 10/4 10/22 13/1 23/13	
177/12 funded [6] 38/23 78/2 118/1 121/6 139/9	24/24 31/10 35/7 43/18 45/8 52/1 52/10 70/15 70/15 71/2 71/3 71/10 73/23 80/19	4/18 5/12 6/1 6/3 6/8 14/17 14/24 22/23 46/1 80/16 86/14 92/6 107/14 107/17 110/6
171/14	80/24 81/18 82/4 82/7 82/8 82/9 85/7 91/19	
funding [40] 16/22 16/23 25/16 26/11 27/5	92/1 92/2 96/8 98/23 101/19 102/2 102/8	148/3 148/5 148/23 161/9 162/20 167/9
27/15 28/3 28/3 29/10 29/12 29/17 38/11	104/12 109/4 109/22 113/8 114/22 114/23 117/23 122/5 122/8 132/21 135/19 140/13	169/11 Hampshiro's [1], 129/13
38/17 38/18 38/20 38/21 38/24 38/24 39/24 42/22 76/10 76/11 78/7 92/7 97/24 110/10		Hampshire's [1] 129/13 hand [2] 20/21 30/21
112/11 117/24 118/15 121/8 127/12 133/22		handed [1] 136/5
138/15 141/21 147/11 147/22 148/6 170/20	goal [1] 74/15	handing [1] 126/21
174/12 177/10 funds [35] 4/7 25/15 25/19 28/1 29/4		hanging [1] 66/11 happen [3] 99/23 150/14 177/24
35/23 38/22 40/19 42/24 57/1 57/5 57/9		happens [1] 100/23
85/16 96/8 96/19 96/20 98/2 110/17 111/19	35/12 51/1 55/4 56/21 62/13 64/3 67/3 70/4	happy [1] 27/11
111/22 114/13 114/19 115/3 118/11 118/12	70/18 71/3 71/4 71/6 71/23 72/5 72/7 72/10	
120/23 141/20 144/8 144/13 144/18 147/4	72/16 74/8 77/3 80/21 82/4 82/7 82/10	169/16 169/19 178/11

н	highly [1] 92/4	154/19 154/21 155/21 156/16 156/21
harder [2] 67/21 67/22	him [2] 64/14 117/16 his [3] 45/22 148/15 150/17	158/21 159/24 160/9 167/22 I've [6] 101/17 101/18 133/11 155/18
harm [1] 100/20	historically [1] 166/7	169/21 177/22
Harrington [8] 1/12 3/6 10/3 69/4 74/19	history [1] 165/22	i.e [1] 47/2
87/21 117/4 120/7 Harrington's [1] 163/18	hit [2] 108/18 127/10 hitting [1] 108/19	idea [4] 35/6 63/22 73/8 178/2 ideas [3] 34/10 167/4 174/23
has [92] 7/15 11/4 11/7 18/14 21/17 32/5	hold [1] 175/9	identification [18] 7/3 10/7 10/10 11/20
34/14 37/24 39/4 39/17 40/12 40/24 41/5	holistic [2] 95/1 140/5	11/23 45/3 54/16 55/1 65/10 65/21 122/22
41/8 41/18 41/19 42/16 43/7 45/16 48/13	home [42] 2/6 6/9 26/17 26/22 27/9 27/10 33/23 36/12 36/13 36/17 36/24 58/15 61/4	125/18 129/6 129/9 130/6 130/9 142/23 159/11
48/20 49/3 49/7 50/4 52/19 57/15 58/16 61/15 62/22 62/22 62/23 63/23 65/6 67/13	61/7 61/12 61/16 61/22 62/2 62/14 66/14	identified [8] 13/6 16/17 45/6 62/12 64/11
67/14 71/2 71/22 75/12 77/2 77/14 78/23	66/18 67/1 69/14 69/17 70/5 70/13 71/2	139/11 147/1 155/7
79/6 79/16 79/21 80/20 81/9 83/5 86/3	71/2 78/5 80/16 90/4 92/1 92/2 93/4 107/24	identify [16] 10/10 19/6 21/2 25/23 53/2
86/11 86/20 88/20 88/21 92/7 93/4 93/6 96/15 99/3 99/5 100/4 103/4 103/7 103/12	115/24 116/10 119/1 145/17 155/3 170/18 172/5	61/9 81/3 93/4 95/17 118/4 122/17 123/6 128/6 154/21 156/17 163/2
103/23 107/4 117/9 123/21 124/15 131/22	homeowner [3] 62/8 62/10 95/4	identifying [1] 20/1
132/7 132/12 133/6 133/7 134/7 137/15	homeowner's [1] 62/5	if [158] 6/20 11/12 11/19 12/1 12/16 16/10
138/22 144/11 145/8 147/1 148/23 150/24 156/6 161/9 165/3 166/16 168/16 171/3	homeowners [1] 66/20 homes [13] 28/18 69/15 89/23 90/8 90/10	16/16 21/20 23/12 23/22 24/20 25/12 27/4 27/12 28/14 28/18 29/7 29/9 32/14 33/21
172/18 172/18 172/20 172/21 175/3 175/13		35/7 40/3 42/2 42/4 43/18 44/18 45/9 50/20
hasn't [6] 64/11 64/16 81/8 89/4 93/20	140/4	51/17 52/1 52/11 52/11 54/11 57/6 61/17
149/8 have [265]	Honor [1] 80/5 hope [5] 23/8 117/7 164/5 166/23 168/19	61/18 62/6 62/6 63/3 64/14 64/14 64/16 67/3 68/7 68/20 69/13 69/17 69/19 70/3
have [205] haven't [6] 63/6 114/16 117/13 117/14	hopefully [2] 117/6 171/5	70/4 70/4 71/2 71/21 73/5 73/12 74/19
127/7 146/20	hopes [1] 176/9	74/22 75/1 76/17 76/23 77/4 77/6 78/4 79/9
having [11] 12/15 61/3 64/17 83/3 84/20 113/4 141/2 146/5 173/2 173/8 174/24	hoping [4] 91/13 93/1 111/5 170/3 hot [4] 79/14 79/24 112/23 118/10	80/14 80/19 81/2 81/4 82/4 82/6 82/8 84/3 84/11 84/15 85/10 85/23 87/24 88/2 88/5
HB [1] 141/20	hour [13] 16/24 26/2 26/13 28/16 28/19	88/22 89/14 90/17 91/19 92/1 93/6 93/17
he [7] 31/13 45/5 46/2 46/5 60/14 103/6	35/20 86/19 92/17 92/20 93/5 94/3 175/4	94/17 94/17 94/18 94/21 95/6 95/7 95/22
149/20	175/14 hours [2], 28/8 52/6	96/3 96/4 96/8 96/19 97/17 97/19 97/24
he's [4] 63/3 64/14 65/11 80/6 heading [1] 105/17	hours [2] 28/8 53/6 house [14] 25/14 67/7 70/16 70/16 70/21	98/1 98/12 100/5 100/6 100/8 100/24 101/1 101/2 101/13 102/8 104/5 106/14 106/19
heads [1] 79/15	70/23 77/18 81/18 81/24 90/17 104/16	109/21 109/22 111/6 111/7 114/22 114/22
health [1] 80/1	118/11 140/21 174/9	115/11 115/17 115/20 119/20 119/22
hear [5] 29/24 97/1 97/6 134/20 151/23 heard [11] 19/4 48/5 73/3 86/11 114/16	houses [3] 82/5 94/2 140/22 housing [1] 130/23	122/12 122/23 124/12 131/10 133/2 134/17 134/18 135/19 136/11 136/14 136/17
117/14 155/18 163/9 164/16 168/22 169/14	how [44] 24/21 25/23 26/20 26/23 28/6	136/19 139/13 139/20 140/4 140/17 144/15
hearing [6] 5/3 72/7 122/15 149/17 149/17	28/23 29/5 29/11 42/3 42/3 45/15 69/12	148/1 152/6 153/19 153/23 154/6 157/7 158/2 150/20 161/1 152/24 166/9 166/20
178/24 hears [1] 174/19	72/21 72/22 72/23 73/8 73/9 73/10 73/10 73/11 73/24 73/24 74/1 79/7 81/24 82/2	158/2 159/20 161/1 162/24 166/8 166/20 168/3 172/18 173/3 176/18 177/24
heat [15] 30/7 34/15 34/23 35/5 43/13	84/4 84/6 86/6 87/10 89/6 90/10 98/20	Ignatius [11] 1/11 3/7 3/11 3/15 106/4
65/24 78/15 78/16 83/6 91/21 91/22 96/15 97/15 112/21 176/8	100/18 102/22 104/6 105/15 120/15 120/17	117/3 117/21 118/21 124/17 148/11 151/24
heated [4] 69/17 94/2 109/2 109/4	124/22 138/14 141/21 143/1 153/13 however [5] 34/24 36/20 46/8 125/7	ii [2] 144/5 171/7 illustrate [1] 26/20
heating [28] 50/2 53/10 76/6 79/24 89/22	174/14	illustration [3] 29/10 29/15 42/5
89/22 94/2 110/14 110/21 111/1 111/23		illustrative [1] 46/2
112/5 112/12 112/15 112/16 112/22 113/16 114/23 115/4 118/5 118/9 119/2 119/6	46/19 46/21 47/1 62/23 66/1 103/14 105/18 105/21 127/7 130/12 152/1 152/6 152/10	immediately [2] 13/8 68/17
119/15 120/24 121/9 145/20 146/11	152/12 153/12 155/14 155/16 155/19	imminent [1] 162/8
heating/cooling [1] 50/2	156/13 160/9 174/15 176/13	impact [10] 42/10 42/12 69/14 88/22 88/24
held [3] 33/1 98/2 98/4 help [9] 50/9 112/4 134/13 152/5 152/10	Hs [1] 9/14 Hudson [1] 46/4	105/17 105/19 115/6 115/9 174/16 implement [6] 38/23 39/1 57/24 60/24
168/24 173/7 178/17 178/17	huge [1] 111/24	167/13 171/16
helpful [3] 112/8 133/6 148/15	huh [4] 43/5 56/7 97/14 119/4	implementation [5] 14/16 49/18 105/22
helping [2] 94/1 168/12 helps [2] 100/2 178/16	HVAC [5] 53/13 89/24 90/5 112/14 113/15 hypothetical [1] 157/10	116/8 138/19 implemented [1] 58/7
her [4] 11/8 11/9 124/18 124/18		implementing [5] 15/4 44/13 75/4 133/24
here [40] 5/14 5/20 5/20 15/13 25/13 29/6		135/7 implements [1] 167/12
38/18 40/17 44/10 44/16 51/1 61/17 62/19 73/22 74/17 77/13 84/5 88/6 103/22 113/11	I'd [21] 5/2 16/20 16/22 16/24 17/6 17/13 17/16 17/18 19/5 19/19 27/11 31/11 45/19	implements [1] 167/12 implying [1] 125/7
116/20 126/17 132/2 136/15 144/11 144/22	54/15 79/9 124/17 128/17 130/1 143/16	important [13] 32/3 32/4 50/7 151/6
145/10 145/19 145/23 146/13 147/1 150/14		161/10 164/5 165/15 166/14 168/21 168/22
152/4 158/24 162/14 162/15 162/18 163/3 165/1 178/1	I'II [12] 10/12 13/22 36/5 56/23 69/5 83/19 86/8 89/3 94/21 122/19 126/19 157/22	169/13 171/19 172/1 impossible [1] 93/20
herewith [6] 11/22 54/24 65/20 125/17	I'm [73] 5/14 5/19 8/17 14/9 14/12 14/15	improve [3] 67/2 68/6 170/2
129/8 130/8	15/2 15/4 21/9 25/7 31/18 38/15 45/7 54/10	
high [6] 91/3 100/19 101/2 109/5 110/5 175/18	56/4 57/4 59/10 62/20 63/2 63/12 65/4 66/23 70/14 71/7 72/5 73/22 77/13 81/16	improving [1] 77/17 in [524]
high-level [1] 175/18	84/7 95/12 95/18 97/6 99/13 101/16 102/10	Inauguration [1] 162/9
higher [10] 16/22 100/21 100/24 107/5 114/24 129/3 129/3 134/7 156/1 158/17	105/7 111/10 113/6 114/7 114/9 115/18 116/22 117/13 110/22 120/21 122/11	Inc [2] 1/17 1/19
highlight [1] 164/4	116/22 117/13 119/22 120/21 122/11 123/13 124/18 125/5 126/23 127/7 128/5	incent [1] 111/4 incenting [1] 109/21
highlighted [1] 23/1	128/9 129/11 131/8 132/3 137/23 140/2	incentive [51] 27/3 31/4 31/4 37/14 37/15
highlights [3] 4/11 39/21 136/6	144/16 147/14 148/11 149/23 151/8 154/14	3//22 37/23 38/2 38/7 38/11 38/16 39/7

insulated [1] 90/18 127/5 127/16 127/17 128/16 131/10 131/11 insulating [1] 82/17 131/22 132/2 135/13 135/20 136/14 136/14 incentive... [39] 39/9 53/17 57/2 61/5 61/5 insulation [17] 69/19 69/21 70/18 70/23 142/6 144/22 148/18 150/18 150/19 151/7 61/10 62/10 63/19 63/21 63/21 78/8 89/1 71/23 78/3 79/16 79/22 79/22 79/23 82/6 159/24 160/1 160/19 160/20 161/12 167/3 94/19 100/11 104/18 107/15 107/19 108/2 82/6 82/11 82/12 92/19 93/24 155/7 168/22 171/23 172/8 172/15 174/22 177/2 intended [4] 49/22 90/20 110/10 127/3 110/1 110/7 112/18 112/19 119/15 119/16 178/10 178/19 127/8 135/19 152/13 155/11 155/16 155/19 item [3] 116/8 116/14 167/17 intending [1] 142/4 156/1 158/23 159/1 159/2 159/3 159/5 intent [8] 28/1 58/8 62/13 71/3 85/9 87/18 items [5] 19/6 115/21 116/8 126/14 144/5 its [12] 8/2 40/21 57/15 58/20 83/6 143/22 175/8 176/13 176/16 88/7 115/1 incentives [18] 37/6 37/21 57/1 57/10 intention [1] 13/5 144/10 145/6 151/2 161/9 166/19 175/22 58/19 58/21 96/9 106/3 111/15 111/16 interest [9] 48/18 109/8 135/21 146/19 itself [6] 20/4 23/10 25/1 41/6 74/15 90/19 112/11 112/20 112/20 112/22 113/15 148/24 154/9 166/18 169/9 172/9 J 113/16 118/9 158/17 interested [9] 19/22 31/23 34/24 48/21 James [6] 2/14 3/4 4/8 13/18 14/3 15/12 inception [1] 48/22 147/16 149/2 153/14 153/20 154/6 include [14] 25/24 28/7 28/22 36/16 39/23 interesting [3] 46/2 146/17 146/23 January [7] 4/17 49/12 85/24 97/22 102/4 40/19 79/14 98/10 112/15 135/12 144/12 Interim [1] 38/2 164/7 177/24 interject [2] 61/17 62/19 January 1st [2] 164/7 177/24 160/21 175/3 175/19 included [17] 4/5 20/2 57/2 57/14 92/24 internally [2] 67/23 100/14 Jeez [1] 136/13 95/24 143/14 143/23 144/9 144/19 145/18 interpretation [1] 127/4 Jim [2] 6/20 36/21 145/23 147/18 153/24 155/3 163/11 165/13 Interrogatories [6] 3/6 3/7 3/7 3/11 3/14 job [4] 76/5 82/14 82/15 178/19 includes [2] 31/4 38/12 3/15 joining [1] 146/1 including [8] 4/3 4/9 4/21 12/5 31/3 joint [5] 16/8 18/7 43/14 167/10 167/19 interruption [1] 170/9 163/14 165/4 168/5 intervenor [1] 123/19 Jordan [4] 2/4 6/6 171/2 171/20 intervenors [1] 162/24 Jr [6] 2/14 3/4 4/8 13/18 14/3 15/12 inclusion [2] 125/8 160/11 income [12] 51/23 52/4 56/15 58/5 104/19 into [29] 7/2 7/19 8/11 16/16 20/3 20/6 judgment [1] 160/8 116/15 116/18 116/21 116/22 143/20 20/13 45/13 62/13 71/2 72/3 74/13 81/14 June [7] 37/19 40/17 73/15 80/16 86/7 143/21 143/22 84/17 86/24 88/15 92/22 96/19 109/17 105/20 175/10 income-eligible [1] 116/21 110/9 118/17 120/14 140/21 164/6 165/3 June 1st [1] 40/17 income-qualified [2] 116/18 116/22 166/1 169/18 177/12 178/11 June 30th [1] 175/10 incorporate [2] 35/19 56/9 introduce [2] 6/23 81/2 just [154] 8/4 8/10 8/17 9/18 10/12 11/10 incorporated [3] 25/15 42/21 92/22 introduced [3] 64/6 64/16 65/7 11/20 13/6 17/23 18/1 19/5 19/12 20/9 21/2 incorporating [4] 20/11 20/12 169/17 introducing [1] 122/24 21/5 21/8 22/1 22/14 23/3 23/4 24/4 24/14 174/8 invest [3] 66/21 127/12 148/23 24/15 24/18 24/24 27/9 27/10 28/21 29/14 incorporation [1] 165/5 investment [3] 54/9 68/3 173/15 29/23 30/9 30/17 30/18 30/23 31/6 31/11 increase [5] 115/17 138/14 176/17 176/19 involved [4] 37/7 38/20 96/23 141/18 31/12 35/14 38/19 40/11 41/24 42/5 43/2 involvement [2] 16/3 123/21 43/6 45/13 45/19 48/5 48/6 49/1 49/20 177/3 Iqbal [8] 2/15 4/8 6/20 10/6 11/2 16/5 16/8 50/22 51/14 52/2 52/17 53/9 59/13 59/22 increases [1] 176/20 incremental [11] 78/5 80/23 81/1 81/1 16/14 60/4 62/19 63/10 68/20 69/7 69/10 69/13 lqbal's [1] 43/9 81/4 81/6 110/3 120/3 120/4 147/8 154/3 70/22 71/16 72/17 73/1 73/3 73/15 76/12 incur [1] 67/10 is [410] 76/22 80/10 81/10 81/15 81/16 82/5 82/7 indicated [6] 20/20 43/14 124/13 128/24 isn't [2] 89/18 149/19 83/23 84/1 84/2 89/21 90/15 93/12 94/15 135/22 172/23 101/1 101/5 102/20 103/7 103/22 103/23 ISO [3] 147/15 148/2 149/23 indicating [2] 132/3 164/17 104/4 104/14 104/20 105/5 108/17 109/10 ISO-New [1] 147/15 individual [4] 12/23 81/5 140/21 159/20 issuance [2] 164/11 178/4 112/16 112/16 113/7 113/22 115/8 116/18 individually [1] 12/7 issue [46] 6/21 11/19 12/6 12/14 12/14 117/22 117/23 118/16 119/5 119/7 119/19 industrial [9] 58/10 86/10 99/10 113/10 12/18 12/23 13/2 21/3 33/22 41/5 41/24 120/13 121/3 122/17 124/18 124/24 126/9 114/10 114/17 120/22 121/2 121/8 42/7 43/24 44/15 44/20 45/13 45/20 46/15 127/13 127/17 128/19 129/2 132/12 132/23 52/9 64/9 64/11 67/13 75/21 76/22 77/2 134/10 135/4 136/17 137/3 137/15 139/3 inefficient [1] 91/6 81/14 89/3 98/14 104/15 104/22 124/14 140/7 140/15 141/17 147/19 149/13 149/15 inexpensive [1] 67/19 inflated [1] 106/21 144/7 144/8 144/20 145/1 149/23 150/9 151/19 153/9 154/21 156/6 156/13 158/7 156/14 157/13 159/22 164/13 172/19 177/8 160/20 162/7 162/9 162/17 162/19 163/2 influx [1] 114/19 information [29] 31/14 34/14 34/18 43/15 177/14 178/22 165/14 169/7 169/8 170/7 170/8 170/12 44/1 44/3 44/5 44/7 45/23 46/5 47/1 48/23 issued [6] 41/18 41/19 120/3 172/22 173/6 170/21 172/8 178/5 justification [2] 67/23 176/14 74/4 83/11 97/18 102/16 125/9 145/7 178/9 147/22 148/3 148/4 148/20 150/6 150/12 issues [52] 5/7 12/7 12/8 15/21 23/21 justify [2] 83/11 84/19 justifying [1] 176/15 150/21 154/8 160/24 161/3 172/16 23/22 33/16 33/21 34/3 34/22 35/4 35/7 35/11 40/10 42/2 43/9 44/18 44/22 44/24 informative [2] 45/5 45/20 Κ 45/6 45/7 46/13 48/14 49/5 92/11 103/6 informs [1] 48/19 initial [3] 41/15 145/18 167/17 104/4 104/14 104/18 104/19 104/20 104/24 Keene [1] 46/4 keep [5] 88/15 88/15 118/7 150/4 161/8 initially [3] 19/5 60/11 151/3 112/6 112/7 115/20 116/8 116/11 117/11 initiated [1] 167/11 117/15 144/3 144/7 149/1 149/16 168/16 key [3] 134/11 136/8 136/9 Initiative [2] 110/10 113/9 169/1 172/9 172/11 176/21 177/5 178/14 kilowatt [14] 26/2 26/13 28/8 28/16 28/19 35/20 53/6 86/19 92/17 92/20 93/5 94/3 input [1] 20/1 178/16 178/18 inquire [3] 59/13 59/21 89/8 it [283] 175/4 175/14 kilowatt-hour [11] 26/2 26/13 28/16 28/19 it's [106] 10/15 22/11 27/12 28/19 29/3 inserting [1] 18/1 insignificant [1] 168/21 29/19 34/21 35/7 40/6 48/13 49/11 49/22 35/20 86/19 92/17 93/5 94/3 175/4 175/14 inspired [1] 136/18 50/3 52/20 53/8 58/3 59/13 59/15 59/15 kilowatt-hours [2] 28/8 53/6 install [3] 68/15 90/2 106/11 59/21 64/4 64/10 64/13 66/14 66/17 69/18 kind [20] 35/7 53/3 81/15 90/8 94/7 94/23 installation [4] 68/12 89/15 90/10 90/18 70/10 70/17 71/7 71/16 71/18 74/16 74/16 104/11 107/5 108/19 111/11 118/6 129/3 installed [2] 26/22 68/18 136/4 140/5 140/6 140/15 141/1 141/5 75/1 75/2 75/2 75/14 75/18 76/19 77/3 79/3 installers [2] 89/22 89/23 80/15 81/9 81/10 81/10 86/2 90/3 91/6 174/15 175/9 instance [2] 33/4 147/15 91/22 92/3 92/24 93/12 93/13 93/20 94/9 kinds [2] 96/14 102/20 instant [1] 174/22 96/1 98/18 98/24 101/7 102/2 102/7 103/3 knew [1] 103/6 instead [2] 82/13 111/2 103/8 103/21 103/24 104/21 106/24 111/7 know [114] 11/4 11/14 12/16 19/20 28/7 Institute [3] 2/4 6/6 171/2 112/16 115/11 116/21 117/18 119/8 121/15 48/14 48/22 48/23 49/2 50/5 53/7 53/15

К	137/20 147/11 158/11 158/12 159/5 170/17	
know [102] 58/8 59/24 60/7 61/17 65/7	175/18 levels [8] 33/23 40/1 115/24 147/22 152/3	104/19 116/15 135/22 135/23 143/20 143/20 143/22 161/18 161/19
66/16 66/23 66/24 67/6 72/8 72/21 73/24	158/18 158/20 175/14	low-hanging [1] 66/11
74/8 76/12 76/15 76/23 80/2 84/18 86/21	Liberty [6] 1/17 5/16 14/10 14/11 113/22	Low-Income [1] 56/15
86/23 87/6 87/18 88/7 88/8 88/10 88/12	165/1	lower [8] 16/23 17/7 30/21 68/12 78/20
88/17 89/17 89/19 90/8 91/3 91/11 91/13	life [4] 69/21 70/5 70/7 70/12	106/22 129/3 158/12
91/14 95/23 99/22 100/2 100/19 101/24 102/2 104/16 104/16 106/12 106/17 106/24	lifetime [16] 22/24 26/2 26/2 26/12 28/13 28/15 28/17 28/19 28/20 67/7 69/11 69/22	lunch [1] 122/10
107/21 109/12 109/15 109/19 110/3 110/22	70/12 70/12 92/16 102/14	Μ
111/3 111/12 111/17 111/18 112/2 112/4	lifetimes [1] 67/8	made [23] 8/22 8/22 11/15 20/14 20/18
113/6 113/13 114/21 114/22 114/22 117/22		22/12 35/18 43/12 43/21 53/18 56/21 57/1
117/23 118/2 118/3 118/4 118/5 118/8	lightbulbs [1] 79/18	57/5 72/13 75/5 103/19 109/16 110/13
118/13 118/16 120/14 121/5 121/9 121/10 121/13 124/5 127/2 127/6 133/18 134/16	lighting [8] 49/13 50/1 53/10 53/12 99/12 99/14 129/2 134/5	125/10 145/9 147/16 147/20 154/1
134/17 136/14 137/5 138/11 147/13 148/19		maintaining [1] 109/9 maintains [1] 56/15
149/19 150/20 157/6 158/1 159/19 160/5	16/20 16/22 16/24 17/6 17/13 17/16 17/18	major [2] 40/1 40/2
164/7 165/11 166/5 166/10 171/5 171/8	19/5 19/19 19/23 29/9 31/9 31/11 38/19	make [34] 7/5 12/18 13/7 16/18 40/7 46/22
171/23 172/14 177/11	39/23 45/9 45/14 45/19 46/11 49/1 53/12	46/24 47/5 52/13 56/22 59/23 68/8 68/9
knowledge [1] 47/24	54/15 62/20 77/2 79/9 85/5 89/20 91/15	83/23 89/19 100/21 105/1 106/18 106/18 107/1 115/16 124/9 133/1 133/5 135/21
Knowlton [8] 1/18 3/20 5/14 51/1 125/22 151/16 164/23 168/8	101/1 101/15 107/14 110/22 110/23 120/16 121/7 124/17 143/16 143/22 147/7 148/18	140/13 140/13 143/3 143/6 143/16 154/18
knows [2] 136/14 178/6	150/12 150/14 157/24 165/7 167/6 168/11	166/12 166/21 168/18
1	170/8 170/13 171/3 171/16	makes [5] 13/11 72/1 105/4 108/4 178/15
	likelihood [1] 133/23	making [4] 11/9 140/3 159/11 173/10
labeled [1] 143/2	likely [2] 160/1 176/4	Manager [3] 14/12 15/2 123/13
labor [1] 68/15 landscape [1] 136/11	limit [3] 127/6 127/8 127/11 limited [4] 104/14 104/15 149/6 149/20	mandate [2] 110/20 160/12 mandates [1] 148/8
language [2] 144/15 173/24	Linder [11] 2/6 3/5 3/9 3/22 6/7 51/13	manuales [1] 140/0 manner [2] 25/19 160/13
large [14] 48/19 49/21 49/24 98/6 98/8	52/14 126/8 126/21 153/1 172/4	many [17] 43/8 50/5 62/11 70/22 86/6 90/5
99/3 100/10 100/10 106/13 107/6 112/14	line [20] 16/20 17/13 17/18 18/5 38/9	90/5 104/20 133/16 133/20 134/2 140/17
112/24 136/15 136/16	38/15 51/22 62/21 63/15 66/2 68/7 92/14	140/17 149/10 153/14 171/14 171/15
larger [4] 57/13 94/19 145/20 146/19	101/15 102/8 125/2 138/2 142/3 148/12	March [3] 4/21 33/4 93/2
last [22] 17/14 28/4 31/3 51/22 53/18 56/2 60/15 67/5 72/6 79/7 88/1 89/7 91/12 94/7	148/17 152/4 lines [5] 52/2 102/19 103/21 107/13 140/2	Marcia [2] 2/13 6/19 marginal [1] 61/13
105/11 105/12 108/11 113/4 113/7 131/11	liquid [1] 110/24	marginally [1] 155/9
151/11 168/3	list [8] 61/23 62/1 97/5 97/8 100/19 127/10	
lastly [1] 171/20	127/14 134/1	65/9 65/11 125/14 129/6 130/5 158/11
later [4] 34/13 77/10 135/2 170/3	listed [4] 115/21 154/24 162/3 162/5	marked [19] 7/20 9/15 10/7 11/5 11/7
latest [1] 4/5	listing [1] 89/6	11/22 18/14 27/18 45/3 54/16 54/24 65/20 122/22 125/17 128/17 129/8 130/2 130/8
Laughter [2] 30/13 157/2 law [3] 5/19 162/15 162/21	listings [1] 92/16 lists [2] 109/9 113/3	122/22 123/17 128/17 129/8 130/2 130/8
lawyer [1] 77/8	litigation [1] 174/15	market [22] 49/22 50/8 52/24 53/2 87/6
lawyers [1] 77/6	little [18] 19/4 20/24 35/12 61/1 62/20	89/12 107/5 109/18 109/18 114/5 114/8
lays [1] 115/18	66/17 66/20 67/21 67/22 67/24 94/9 94/21	118/7 134/11 150/18 154/9 158/16 158/19
LCR [1] 1/23	97/18 114/20 115/2 120/16 161/17 177/2	161/21 161/22 173/14 173/18 173/22
LDAČ [6] 42/15 42/17 42/20 42/24 96/15 176/20	lives [2] 70/8 165/16 load [4] 89/11 92/19 92/21 94/4	marketplace [2] 146/19 151/1 Mary [1] 5/22
lead [1] 134/22	Ioan [5] 57/2 152/8 152/11 162/20 163/2	mass [3] 49/22 107/5 150/18
leadership [1] 162/8	Ioans [1] 57/5	Massachusetts [1] 155/16
leading [1] 24/16	logic [1] 85/2	match [2] 79/4 152/2
leak [2] 91/14 93/7	long [5] 66/21 67/6 133/7 136/21 137/10	material [5] 39/21 39/23 80/14 80/14
learn [1] 49/14 least [3] 163/5 163/10 163/21	long-term [1] 66/21 longer [10] 59/19 100/16 134/5 134/7	175/19 materials [3] 68/12 104/7 149/9
leave [7] 12/17 30/17 56/23 74/21 75/1	139/20 139/22 140/9 141/4 152/15 156/20	matter [2] 36/7 157/16
140/16 160/8	look [22] 28/14 28/18 46/16 67/20 70/4	matters [4] 12/10 50/21 50/21 149/20
leaving [1] 75/18	71/20 73/23 94/10 98/23 109/6 111/17	Matthew [3] 1/15 5/11 14/9
left [3] 45/10 92/2 108/17	115/20 117/24 131/10 136/13 140/17	mature [1] 158/12
legal [3] 2/6 6/8 157/24	144/15 163/22 166/24 170/22 174/23 174/24	max [1] 161/9 maximum [12] 66/4 66/5 95/22 96/5 96/9
legislative [1] 148/8 Legislature [2] 55/20 118/11	looked [9] 54/13 74/19 78/23 110/2 110/11	maximum [12] 66/4 66/5 95/22 96/5 96/9 132/22 137/19 138/5 138/6 138/7 138/19
less [13] 57/21 66/21 71/23 82/16 82/16	111/12 114/19 118/1 118/7	146/6
82/19 84/3 84/15 84/16 87/15 99/8 145/11	looking [24] 25/7 53/7 63/18 63/20 65/23	may [31] 27/4 33/6 52/8 59/14 61/13 68/12
161/12	68/6 72/4 79/1 84/20 90/13 93/8 101/16	68/12 80/5 92/21 93/10 100/16 102/17
lesser [1] 115/11	107/7 109/18 114/13 120/21 121/5 121/11	114/11 119/7 119/19 134/22 134/24 136/16
let [10] 12/3 24/18 72/17 76/12 82/2 99/1 121/3 124/18 139/24 156/6	121/13 121/19 137/23 140/2 170/15 177/4 looks [5] 13/14 29/9 101/14 121/7 176/7	136/18 144/17 149/6 149/13 149/15 151/2 155/6 155/9 159/23 164/9 168/9 173/18
let's [15] 5/9 44/10 65/11 82/5 82/9 85/1	lose [3] 62/16 165/21 173/8	178/18
100/4 101/19 105/1 110/20 110/23 122/5	loss [4] 81/21 81/23 82/3 161/2	maybe [17] 73/5 73/20 77/9 81/16 87/10
122/8 160/3 162/13	lost [6] 38/14 52/24 62/20 133/11 173/18	95/19 97/9 97/12 100/21 104/1 114/19
letter [3] 35/9 43/20 178/5	173/22	116/20 120/11 124/16 129/3 139/22 143/18
letting [1] 132/16	lot [19] 66/24 71/23 72/6 72/12 82/8 84/2 88/2 90/16 90/20 92/7 102/16 108/18 110/5	me [31] 5/16 5/22 6/17 6/19 12/3 21/8
level [26] 16/22 16/23 17/7 26/4 46/7 47/1 58/10 58/11 72/3 87/2 87/4 100/7 100/9	88/2 90/16 90/20 92/7 102/16 108/18 110/5 114/24 140/16 165/3 166/1 178/11 178/15	24/18 28/19 59/17 63/1 65/14 72/17 73/5 73/18 84/13 91/17 99/1 104/2 104/3 104/8
100/11 107/5 109/4 127/9 129/3 129/4	lots [1] 50/2	112/4 121/3 126/18 132/16 139/24 146/14
		····

mini [3] 91/8 91/13 91/18 Mr. Clouthier [3] 126/4 152/21 170/6 Μ minimum [2] 53/5 86/20 Mr. Cloutier [1] 167/22 me... [5] 156/6 160/10 162/4 167/23 minor [1] 23/12 minute [3] 59/2 68/21 82/24 Mr. Cunningham [1] 103/2 173/19 Mr. Eckberg [10] 64/15 65/11 142/8 mean [13] 22/11 58/20 59/15 83/14 101/8 minutes [2] 20/9 74/21 142/17 148/13 149/19 151/11 151/23 Miscellaneous [2] 23/19 39/18 104/19 105/8 127/3 133/15 149/15 149/16 153/12 159/9 Mr. Eckberg's [3] 64/20 65/2 66/3 162/4 171/22 missing [1] 133/2 meaning [2] 48/11 50/1 mission [1] 111/19 Mr. lqbal's [1] 43/9 meanings [1] 5/7 misspeak [1] 44/10 Mr. Linder [1] 51/13 mistake [1] 162/24 means [5] 59/15 73/13 127/4 127/13 Mr. Nute [4] 51/11 126/6 152/23 171/1 misunderstood [2] 81/16 125/6 Mr. Stanley [1] 36/6 140/22 meant [1] 17/24 MMBtu [13] 22/24 26/2 26/13 28/13 28/17 Mr. Tom [1] 10/11 28/20 28/22 35/20 69/11 69/22 70/13 175/4 Ms [18] 3/5 3/6 3/9 3/10 3/10 3/11 3/13 meantime [1] 37/20 measure [25] 17/14 17/17 34/24 35/2 3/13 3/14 3/15 3/18 3/18 3/19 3/20 3/21 175/14 43/13 49/24 50/1 60/24 61/13 69/21 70/5 MMBtus [7] 28/9 69/16 69/16 69/18 69/18 3/23 51/1 162/2 70/12 70/12 83/6 83/12 86/22 91/7 94/20 69/22 70/22 Ms. [18] 11/8 51/4 53/24 54/2 122/11 mode [1] 23/9 95/10 97/2 98/5 101/1 119/3 139/21 176/8 122/24 123/6 127/24 128/5 130/11 137/17 measurement [1] 172/1 model [2] 109/24 109/24 141/14 143/8 153/4 153/6 160/3 168/1 measurements [1] 171/21 modeled [1] 171/23 176/23 measures [75] 26/22 43/23 50/2 58/12 modified [5] 26/20 28/22 45/16 124/23 Ms. Chamberlin [1] 143/8 60/20 61/10 61/12 61/14 61/19 62/1 62/7 167/13 Ms. Chambers [3] 53/24 127/24 153/4 Ms. Goldwasser [2] 51/4 168/1 62/9 62/12 62/23 63/11 63/15 63/24 64/1 moment [1] 40/11 Ms. Ohler [12] 11/8 54/2 122/11 122/24 64/2 67/5 67/8 68/18 76/8 78/2 78/3 79/12 momentum [2] 56/15 173/8 money [17] 25/13 66/21 67/2 67/4 72/9 123/6 128/5 130/11 137/17 141/14 153/6 79/13 79/13 79/14 79/17 80/1 80/2 80/22 80/23 81/3 81/5 81/6 82/17 82/20 86/22 72/21 72/22 78/9 78/10 79/5 98/2 98/4 160/3 176/23 88/16 88/17 91/2 92/16 96/23 96/24 97/10 114/14 140/11 140/12 140/20 152/2 much [33] 24/19 48/5 70/19 71/22 72/22 monies [3] 30/2 40/16 144/6 monitor [2] 32/11 32/12 72/23 73/9 73/9 73/10 73/10 73/24 73/24 108/16 109/14 110/18 127/14 127/15 139/7 139/9 139/14 139/19 140/6 140/11 140/16 74/1 78/20 79/7 86/16 87/15 100/20 120/17 140/16 153/15 154/11 154/11 154/21 monitoring [1] 56/9 129/1 135/9 140/8 141/3 145/16 160/6 154/22 154/23 154/23 155/2 155/3 155/13 months [2] 19/18 19/23 160/21 162/7 165/11 165/15 166/23 172/2 155/13 155/14 161/16 171/8 171/17 more [81] 10/22 22/22 28/12 29/24 44/3 174/2 178/12 mechanism [4] 37/22 42/23 107/16 135/4 53/9 53/10 55/2 55/10 57/21 57/21 58/18 multi [2] 49/24 50/1 58/22 63/19 66/12 66/12 66/15 66/17 67/1 multi-measure [2] 49/24 50/1 meet [7] 114/2 114/18 147/8 161/14 169/12 171/8 173/11 67/18 68/9 71/22 73/14 73/16 83/11 85/2 multiple [3] 50/24 86/22 104/21 meeting [10] 33/7 33/7 86/2 86/3 88/9 85/7 87/7 87/11 87/19 92/9 94/6 94/9 94/12 multiply [2] 69/19 69/20 must [2] 58/12 161/11 113/7 113/12 114/3 114/5 166/24 94/13 94/20 95/1 95/3 95/8 95/16 95/20 meetings [30] 31/11 32/16 32/19 32/21 97/18 99/7 99/11 102/20 104/4 106/24 MWH [1] 17/8 33/1 33/11 33/13 33/18 34/3 34/6 34/8 107/3 110/2 112/5 113/10 113/13 113/14 my [56] 5/14 5/18 13/22 15/12 16/4 32/2 48/16 63/5 63/9 64/7 68/5 73/18 74/6 80/7 34/19 35/13 36/22 115/19 167/1 170/16 115/1 116/13 127/5 127/17 129/1 133/2 170/22 171/7 171/11 174/13 174/18 174/23 133/24 136/16 137/6 137/6 140/11 140/13 80/10 80/10 87/12 90/15 90/21 93/11 94/8 175/1 175/9 176/22 177/7 177/9 177/15 140/20 140/24 148/24 155/7 155/8 157/4 94/16 102/1 104/1 104/3 108/11 117/2 157/5 158/20 159/4 160/6 161/3 161/17 117/10 121/23 123/8 123/8 124/7 124/14 178/19 meetings' [1] 174/16 125/1 127/4 128/13 137/3 141/18 142/19 167/2 173/15 174/17 175/9 meets [1] 151/8 morning [16] 5/10 5/13 5/18 5/20 5/24 6/2 144/6 144/20 145/1 145/4 145/21 146/16 megawatt [1] 16/24 6/5 6/7 6/10 6/12 6/15 6/18 12/12 69/5 146/24 148/4 150/4 151/11 152/11 153/24 83/18 151/23 megawatt-hour [1] 16/24 154/15 156/19 156/24 157/9 162/24 members [2] 12/3 12/9 most [16] 5/6 8/20 9/3 52/20 67/4 67/20 Ν 69/7 69/15 82/5 83/20 92/2 93/14 98/16 memory [1] 153/22 mentioned [12] 31/13 42/1 42/6 85/23 106/15 121/14 161/10 N.H [5] 2/3 2/6 4/17 4/19 4/21 87/20 88/20 97/4 97/7 97/11 120/1 120/16 mostly [1] 53/3 N.H.'s [1] 4/20 motors [1] 111/7 name [10] 5/14 5/18 14/7 14/21 15/10 166/6 move [9] 34/12 35/8 41/4 46/21 61/16 89/3 15/12 123/6 123/8 142/17 142/19 mentions [1] 37/7 merged [5] 4/4 7/18 7/19 18/15 166/4 103/19 149/22 166/23 narrowly [1] 89/16 movement [1] 103/13 natural [7] 1/17 5/15 65/24 145/20 146/11 merges [1] 20/5 147/4 152/15 metering [1] 107/4 moves [2] 103/11 104/11 moving [12] 32/8 35/1 46/18 50/7 56/19 methodology [3] 36/1 38/7 135/13 nature [1] 46/10 76/22 84/2 84/8 103/9 118/10 146/2 161/8 methods [1] 174/11 Near [1] 56/6 metrics [1] 35/23 Mr [67] 3/4 3/5 3/9 3/19 3/20 3/21 3/22 Near-Term [1] 56/6 necessarily [4] 72/11 137/2 155/12 163/9 MGH [1] 17/8 3/22 6/24 6/24 6/24 10/6 10/6 12/15 12/16 Michael [1] 1/12 12/16 12/19 14/7 14/21 15/10 16/5 16/8 necessary [4] 27/12 136/22 156/1 176/16 necessitate [1] 177/1 microphone [2] 51/20 51/20 16/13 17/23 18/8 18/22 24/10 26/14 31/9 mid [1] 147/20 31/12 31/19 36/1 36/5 37/5 39/16 41/11 need [31] 7/12 24/19 24/22 25/12 44/24 middle [1] 101/15 45/4 45/15 45/19 45/22 46/10 47/12 51/6 73/16 82/5 82/13 92/15 100/7 100/11 midst [1] 46/12 51/8 51/18 52/14 52/17 54/8 66/9 68/23 100/21 102/10 110/7 111/15 122/17 130/20 might [30] 40/2 52/23 61/21 68/8 68/13 72/5 75/8 83/5 96/22 97/16 98/14 103/5 131/2 133/3 133/17 134/3 135/1 136/10 68/15 73/19 76/6 76/6 76/7 96/23 97/19 105/5 113/18 117/6 117/15 122/11 150/7 138/14 140/19 152/2 158/17 161/1 168/7 99/23 99/23 100/10 100/15 100/20 115/4 150/16 151/24 154/24 162/18 171/21 176/21 118/10 119/20 119/23 129/4 136/12 139/14 Mr. [31] 10/11 36/6 41/24 43/9 51/11 51/13 needed [3] 83/11 108/20 140/11 139/19 150/21 153/14 155/11 158/17 178/3 64/15 64/20 65/2 65/11 66/3 73/3 81/17 needing [1] 115/4 needs [7] 46/22 47/2 73/13 90/3 100/14 103/2 120/14 126/4 126/6 142/8 142/17 mike [1] 143/9 million [15] 28/19 28/20 31/1 85/17 87/5 148/13 149/19 150/24 151/11 151/23 114/11 171/24 120/23 121/3 121/7 121/16 137/22 138/4 152/21 152/23 153/12 159/9 167/22 170/6 NEEP [1] 92/9 138/8 138/10 169/17 177/2 negotiation [1] 163/8 171/1 mind [3] 105/23 106/2 168/2 Mr. Belair [5] 41/24 73/3 81/17 120/14 negotiations [2] 18/23 36/7 mine [1] 143/2 150/24 neighbor [2] 134/19 134/21

N	143/18 144/8 144/12 144/14 145/23 145/24 146/3 148/9 150/3 150/14 150/18 151/8	okay [66] 8/13 13/10 21/19 24/13 25/22 29/21 30/11 31/6 32/14 38/9 38/21 39/8
neighborhood [1] 134/15	154/14 155/10 155/12 155/21 155/24	45/12 52/15 53/21 54/15 61/21 64/23 69/24
neighboring [1] 147/14	156/16 156/22 157/15 158/21 159/2 159/17	70/14 70/16 71/10 71/19 74/6 75/13 75/19
Networks [1] 110/23	159/18 159/24 160/19 161/9 161/12 162/3	75/20 76/14 77/9 78/14 78/23 81/10 81/15
neutral [23] 17/1 17/9 32/5 32/6 72/7 74/8	162/4 162/4 162/7 162/14 162/14 162/15	82/19 82/19 82/22 85/1 85/9 85/12 85/20
75/10 76/5 77/22 88/3 88/18 104/17 108/9	162/21 163/3 163/10 163/15 164/9 165/14	89/3 91/24 92/14 93/10 94/6 97/12 101/20
108/13 109/14 112/9 113/20 114/9 114/16	166/4 168/20 172/18 173/5 176/4 176/14	104/24 108/4 121/15 121/18 124/4 127/21
120/15 142/1 160/13 171/18	177/24 178/7	128/16 129/11 131/9 131/24 132/13 133/1
never [4] 86/23 104/6 116/21 138/20	not-so-friendly [1] 50/24	133/9 133/15 138/3 139/17 143/7 146/2
new [59] 1/1 1/4 1/7 1/15 1/21 4/18 5/12	note [5] 20/20 90/14 103/23 134/10 176/14	
6/1 6/3 6/8 14/17 14/23 22/23 40/1 45/24	noted [3] 103/2 134/1 134/10	old [1] 71/24
71/22 80/15 86/14 90/2 90/5 90/6 90/12	notes [3] 80/7 80/10 80/11	on [242]
92/6 107/13 107/17 110/6 123/9 127/17		on-bill [1] 152/8
128/23 129/13 130/19 130/24 131/6 146/18		once [4] 13/1 53/11 67/5 68/17
147/12 147/15 147/23 148/1 148/1 148/3 148/5 148/6 148/20 148/23 148/23 158/12	notice [2] 107/9 172/10 noticed [1] 116/22	one [79] 7/12 7/19 8/15 10/12 10/22 12/5 18/5 21/20 22/4 22/22 28/2 28/12 29/22
158/17 158/18 158/18 158/19 161/9 162/20		33/21 35/18 42/18 46/4 46/4 48/12 49/20
166/2 166/23 167/9 169/11 169/17 174/22	now [37] 11/3 19/4 20/3 20/11 23/9 24/4	51/14 52/8 52/8 55/10 55/13 55/14 56/24
177/12	38/17 39/16 40/24 45/9 45/13 45/14 48/12	58/6 58/7 66/15 72/5 81/15 81/19 83/1
newspaper [1] 66/24	51/23 52/14 67/12 71/5 72/3 72/19 73/7	85/13 86/22 89/8 94/6 94/22 96/4 96/12
next [24] 28/11 28/23 31/10 32/2 35/6 36/4		99/1 99/24 100/3 100/3 101/1 102/15
54/16 82/9 87/11 100/1 109/4 122/21	103/7 130/11 140/16 140/19 141/20 146/4	104/23 106/12 107/21 109/13 112/2 114/24
122/22 128/18 130/2 136/15 142/8 155/15	147/17 151/1 161/24 170/5	118/18 118/22 119/19 124/14 126/9 126/15
156/24 165/2 165/20 173/3 175/18 178/17	number [25] 23/13 26/7 46/13 65/13 69/12	134/11 136/4 136/9 138/13 138/21 145/24
NHPUC [1] 4/16	71/16 71/18 84/17 96/2 100/3 100/3 104/13	146/12 148/24 151/7 151/20 157/4 157/5
nice [1] 142/6	108/8 109/17 112/2 118/16 120/5 122/23	157/5 158/7 162/19 163/10 163/16 166/10
no [94] 1/23 3/2 3/17 4/2 4/2 8/6 13/13	122/23 131/15 136/7 136/9 138/11 140/4	167/17 177/22
21/15 24/3 30/4 41/2 47/22 48/14 49/5 51/5	140/22	ones [10] 87/9 98/23 107/3 107/23 108/19
51/7 51/9 51/12 53/22 54/1 54/3 57/11		110/8 111/16 131/22 137/8 140/19
57/12 58/3 59/3 59/6 59/19 63/1 63/22	71/10 105/5 109/21 149/11	only [31] 7/11 12/24 48/12 49/14 52/6 52/7
71/18 77/2 77/6 85/7 88/24 90/19 98/4	numerical [1] 143/19	61/9 70/17 74/13 75/10 75/12 86/21 87/22
102/12 105/7 116/7 117/7 117/10 120/9	numerous [1] 49/9	89/15 95/6 98/15 101/1 106/22 108/2 139/9
121/23 123/23 124/11 125/12 125/21 126/1		139/10 144/18 146/11 149/16 149/17 140/20 150/14 160/1 164/7 166/5 176/2
126/3 126/5 126/7 127/21 128/1 128/13 131/19 132/2 134/10 135/23 137/2 137/11	171/1 nutshell [1] 146/16	149/20 150/14 160/1 164/7 166/5 176/2 onto [2] 31/10 143/19
138/18 138/22 139/2 141/17 141/17 143/5		op [2] 22/24 92/6
145/11 152/14 152/17 152/20 152/22	0	open [11] 5/3 12/5 12/7 12/10 12/19 98/14
152/24 153/2 153/5 153/7 153/22 154/4	object [2] 59/2 162/10	114/9 114/20 157/4 159/22 178/14
156/3 156/4 156/6 156/8 156/16 156/20	objection [3] 11/16 13/11 162/7	open-ended [1] 157/4
156/22 157/24 158/6 159/13 159/16 160/10		opening [2] 82/2 107/12
161/2 161/16 163/1 176/15 176/19	observation [1] 90/21	operating [2] 48/13 103/3
nobody [1] 161/1	observations [1] 90/15	operative [1] 151/1
non [29] 13/12 26/22 26/24 27/7 27/16	obvious [2] 67/20 178/11	opinion [9] 34/20 43/2 44/19 56/8 68/5
29/17 31/24 32/7 37/21 39/3 39/5 50/21	obviously [4] 84/1 84/15 84/17 163/8	134/13 136/24 137/2 141/8
	OCA [6] 11/4 64/5 143/21 153/17 162/4	opportunities [12] 4/16 36/22 52/23 53/16
76/8 88/19 107/24 109/7 109/24 110/18	171/4	56/22 98/9 113/13 128/8 155/6 167/2
112/8 112/12 114/3 132/21	OCA's [2] 160/17 161/6	173/17 173/21
non-electric [17] 26/22 26/24 27/7 27/16	occupy [1] 175/11	opportunity [14] 44/2 45/2 49/8 87/8
29/17 31/24 32/7 37/21 39/3 39/5 73/11	occurred [2] 32/21 32/24 October [1] 172/11	95/21 103/12 114/20 140/5 146/18 146/21
76/8 88/19 107/24 110/18 112/12 132/21 non-electrical [6] 72/17 72/20 72/23 74/2	October [1] 172/11 October 15th [1] 172/11	146/23 147/7 149/8 155/11 oppose [2] 157/1 157/11
74/12 74/14	OEP [1] 162/4	opposition [1] 159/10
non-ENERGY [1] 109/24	OEP's [1] 162/6	optimize [1] 152/3
non-residential [3] 109/7 112/8 114/3	off [12] 59/5 59/14 59/15 91/6 91/14 93/21	option [2] 78/15 130/12
non-settled [1] 50/21	104/12 122/5 122/6 141/1 161/7 170/8	or [128] 10/10 12/9 12/13 16/16 16/18 20/4
non-Settling [1] 13/12	off-the-record [1] 122/6	20/14 21/13 23/11 24/1 29/11 30/7 33/7
none [3] 121/22 125/23 159/14	offer [8] 49/15 58/18 124/18 130/17 150/3	34/14 34/19 37/11 42/10 42/19 47/13 47/20
Northern [3] 1/19 5/21 168/4	150/8 155/22 172/20	49/5 50/14 52/8 53/10 53/13 56/20 57/20
not [156] 8/3 9/17 11/17 12/13 13/14 20/15		61/4 61/5 61/17 63/14 70/18 72/9 74/7
27/13 31/18 32/9 36/16 37/20 39/6 42/19	165/24	74/14 75/10 78/5 78/11 79/8 83/8 83/9 84/6
43/24 44/7 44/12 44/12 45/7 46/9 49/14	offering [3] 113/21 154/4 164/10	84/12 84/19 84/20 84/21 84/23 84/24 85/5
49/22 50/24 57/2 57/6 57/11 57/12 57/14	offerings [2] 95/10 108/20	85/12 85/24 86/21 87/1 88/19 89/14 89/16
57/16 57/24 58/3 58/5 58/18 58/20 58/21	Office [7] 2/9 2/12 6/11 111/22 112/3	91/21 93/12 94/15 98/2 99/8 99/18 99/21
59/10 60/14 61/18 62/8 63/2 63/9 63/23	142/20 168/14	101/9 101/21 101/22 101/24 103/7 106/19
64/5 64/10 65/6 66/11 66/23 67/19 67/19 68/4 74/46 75/44 76/5 76/40 77/6 84/4 84/9	often [1] 106/14	106/20 106/21 107/2 107/14 109/8 109/24
	oh [11] 21/1 24/6 67/6 82/24 117/13 132/6	113/4 115/5 115/11 116/4 116/19 117/7 120/16 120/23 121/21 122/17 124/9 129/2
81/9 81/10 81/10 82/10 82/11 87/15 89/14	138/6 155/1 163/1 163/2 167/22 Ohler [21] 2/8 3/8 3/18 4/14 6/13 11/7 11/8	120/16 120/23 121/21 122/17 124/9 129/3 129/14 132/7 133/5 134/18 136/16 138/14
96/2 96/3 97/3 97/21 98/15 99/18 99/18	54/2 122/11 122/24 123/1 123/3 123/6	129/14 132/7 133/5 134/18 136/16 138/14 139/22 140/12 141/5 143/3 143/5 144/8
101/22 102/17 103/23 105/7 108/6 112/16	123/8 128/5 130/11 137/17 141/14 153/6	145/20 150/8 150/13 150/13 152/8 152/13
114/9 116/7 119/6 119/15 123/23 124/11	160/3 176/23	153/17 155/7 155/8 155/8 155/10 156/16
125/7 125/12 126/17 127/9 127/16 128/13	oil [8] 30/7 69/16 69/17 78/16 78/21	156/22 157/10 158/18 158/23 159/20 161/2
131/16 131/21 132/5 132/8 135/14 135/15	110/24 111/2 111/7	161/2 163/21 164/2 166/10 167/4 167/12
135/20 136/18 138/5 138/6 141/2 141/21	oil-heated [1] 69/17	171/9 171/24 175/9 176/18 176/20
L		

17/13 17/18 18/5 20/21 20/22 21/5 21/5 payments [1] 152/14 Ο 22/9 22/10 22/22 22/23 23/2 23/13 23/18 penalized [3] 100/24 101/2 101/3 order [33] 26/9 32/8 32/8 39/5 46/20 53/4 23/19 23/20 23/22 25/7 27/23 28/11 28/24 pending [1] 164/11 penetrated [1] 72/16 61/15 73/15 75/3 75/5 100/7 100/11 100/14 29/4 29/6 30/19 32/15 34/13 36/14 37/5 120/2 120/4 134/2 138/15 143/19 162/17 38/15 39/16 40/9 51/22 52/1 54/11 56/2 people [26] 50/22 52/12 64/7 64/8 66/24 164/3 164/6 164/12 166/21 168/9 172/10 56/2 65/2 65/23 69/10 74/19 74/20 74/23 67/4 74/17 78/15 78/16 87/7 93/14 94/12 172/17 172/19 172/21 173/5 177/24 178/4 80/17 83/4 83/24 85/3 85/15 89/5 101/14 95/21 99/17 100/18 108/15 108/17 109/8 107/7 107/8 115/21 125/1 126/13 128/7 109/9 114/20 133/3 134/16 135/5 159/23 178/9 178/22 ordered [1] 75/7 129/12 131/10 131/11 131/11 131/12 162/18 168/23 per [5] 70/22 78/20 92/20 174/9 177/2 orders [1] 163/23 131/15 132/7 132/20 133/2 136/8 137/17 organization [3] 100/5 100/12 100/13 140/2 143/19 143/19 144/2 154/18 165/14 percent [32] 26/6 26/11 26/11 28/2 29/3 original [14] 7/16 8/9 9/9 9/19 19/9 19/12 Page 10 [2] 17/13 23/22 29/4 29/8 29/9 30/8 30/8 46/6 74/23 74/24 43/14 59/18 74/7 74/7 111/19 124/6 135/3 Page 121 [1] 22/9 79/3 84/10 84/11 85/4 85/6 85/8 91/9 91/10 Page 2 [5] 29/4 30/19 69/10 74/20 74/23 100/9 100/11 111/3 111/4 119/14 131/5 146/4 originally [5] 47/16 47/16 65/23 152/14 Page 20 [1] 107/8 131/5 132/23 132/24 137/21 176/24 Page 3 [1] 65/2 Page 4 [1] 21/5 154/1 percentage [7] 29/2 35/21 84/9 84/13 101/1 101/3 175/5 Orr [2] 1/20 5/20 other [75] 11/6 12/8 15/17 20/11 20/12 Page 5 [1] 32/15 percentages [1] 28/5 performance [33] 26/18 27/3 27/10 31/3 20/14 22/16 22/21 23/3 23/17 24/1 34/5 Page 6 [1] 37/5 36/22 36/24 41/21 49/2 52/11 58/14 58/19 Page 66 [2] 131/11 137/17 36/12 36/14 36/18 36/24 37/5 37/14 37/15 37/21 37/23 38/2 38/6 38/11 38/16 39/7 74/17 82/1 85/13 88/12 92/19 98/20 98/22 Page 7 [1] 51/22 Page 8 5 23/13 39/16 52/1 80/17 143/19 Page 9 2 40/9 83/4 39/9 58/15 58/20 80/16 89/1 104/18 106/3 98/23 99/7 102/9 102/13 103/1 108/21 107/15 108/1 108/1 119/1 135/18 145/17 109/6 110/4 110/4 110/6 110/8 110/23 pages [10] 4/6 7/17 9/17 18/19 19/17 111/13 111/16 111/20 112/6 115/4 117/2 155/4 175/8 117/24 118/4 120/18 125/9 132/8 135/17 20/21 22/18 28/23 29/5 107/9 performed [2] 42/18 43/7 perhaps [19] 11/5 33/8 34/10 34/11 66/12 137/3 138/15 138/22 139/14 147/12 148/1 paid [1] 125/4 Palma [1] 5/22 panel [16] 3/3 6/23 11/11 12/1 12/3 12/5 149/23 156/6 157/5 157/12 157/14 158/6 66/12 67/6 67/7 68/11 94/2 94/15 95/8 160/6 162/21 163/17 163/19 163/22 167/2 103/8 127/9 143/18 144/23 147/1 161/17 167/4 168/4 168/14 169/22 170/1 176/15 12/6 12/9 12/12 12/14 12/17 12/18 12/21 171/12 178/20 13/9 76/24 83/20 period [5] 39/22 139/22 141/5 165/10 others [2] 116/6 165/6 paragraph [10] 37/7 38/3 38/10 38/15 178/12 otherwise [4] 23/4 52/24 74/10 173/18 39/18 107/13 116/9 131/11 132/21 136/9 permanent [16] 46/19 46/21 75/15 103/10 ought [1] 50/22 paraphrase [1] 33/21 103/11 103/20 104/11 105/2 105/21 136/2 our [52] 13/5 18/7 43/12 43/14 43/23 part [42] 8/20 9/24 11/14 11/18 17/1 17/1 136/20 150/11 150/23 159/12 173/10 174/2 44/22 44/23 48/19 48/24 52/21 58/8 62/13 17/6 17/6 17/8 24/24 26/19 28/12 44/21 permitting [1] 164/6 person [1] 77/14 71/3 77/8 87/5 87/18 88/8 89/13 90/4 90/23 45/8 49/5 55/18 59/10 59/15 63/9 73/17 91/4 92/24 99/5 100/12 100/23 103/22 76/5 89/20 89/23 90/4 94/16 95/7 95/11 personal [1] 139/6 106/14 106/19 106/19 112/14 113/14 98/5 106/7 109/14 110/20 112/10 115/7 perspective [4] 158/15 158/16 160/11 113/22 114/2 114/2 114/4 114/5 114/18 119/6 119/14 119/16 132/2 146/3 147/10 174/10 pertaining [4] 34/23 35/5 43/22 46/19 115/1 118/3 121/11 123/14 123/14 123/17 147/18 164/20 178/20 partial [3] 5/7 160/2 168/13 125/7 134/13 142/8 145/24 147/14 162/8 pertains [1] 36/13 participants [4] 99/21 125/4 177/5 177/11 phase [4] 26/19 103/11 103/12 151/2 165/15 166/22 167/1 out [48] 25/19 31/24 42/2 45/22 50/23 participate [13] 18/22 36/6 50/6 53/5 phases [2] 19/19 102/16 55/13 64/5 66/24 71/8 71/11 81/18 82/7 62/11 62/21 68/4 95/23 109/10 152/1 152/6 phenomenal [1] 91/9 84/7 90/2 90/4 90/20 91/8 92/5 93/7 100/16 152/10 170/13 phrase [1] 38/10 108/15 109/3 109/7 111/1 111/6 112/7 participated [2] 16/4 16/6 physically [1] 162/10 115/1 115/19 120/22 121/1 122/18 125/9 participating [3] 146/13 170/16 170/22 PI [1] 108/5 participation [14] 26/1 26/9 26/12 28/8 132/5 133/2 135/19 136/5 137/7 146/19 pick [2] 31/9 87/8 154/9 161/1 161/9 169/16 171/15 172/17 35/22 87/2 87/4 102/14 105/13 123/15 picks [1] 140/7 176/3 176/9 177/24 178/18 142/6 165/8 175/6 176/17 pie [1] 132/1 outright [1] 101/5 particular [8] 24/24 46/11 46/15 60/4 piece [1] 45/5 outs [1] 134/5 70/15 163/10 168/23 169/10 pile [1] 148/10 outside [1] 167/18 particularly [3] 34/8 160/20 173/16 pilot [29] 17/16 34/23 40/1 46/18 46/21 over [26] 10/22 12/13 19/18 39/16 40/9 48/9 52/9 52/18 52/22 75/15 76/19 83/6 parties [51] 5/6 6/22 10/9 11/4 11/17 40/10 49/10 52/1 72/7 75/15 80/1 85/7 13/12 19/22 34/3 34/10 36/15 36/20 37/11 86/4 88/23 103/9 103/11 103/17 104/11 87/13 88/2 89/10 89/11 90/6 102/2 114/1 38/3 40/15 44/12 46/12 48/21 50/20 52/3 136/2 136/12 136/14 136/17 150/10 150/23 129/14 141/1 144/23 167/24 174/14 177/12 59/4 59/5 59/5 59/7 59/14 59/16 59/24 60/7 151/2 161/23 173/23 176/1 176/8 65/7 83/10 95/24 96/2 102/9 104/21 116/11 pipe [1] 79/15 177/13 overall [8] 72/22 78/23 94/11 114/12 116/12 132/8 149/11 149/13 157/17 159/20 pivotal [1] 165/22 147/18 155/23 157/16 161/13 162/13 162/14 167/1 167/4 168/15 168/17 place [7] 14/7 14/21 71/13 111/10 135/10 169/15 169/22 170/1 174/20 178/15 oversee [1] 123/14 161/24 177/6 plan [11] 4/19 4/20 97/17 123/17 129/13 overspend [1] 84/20 partnered [1] 111/22 own [13] 40/21 90/15 127/12 132/12 129/17 129/23 130/19 130/22 140/18 parts [3] 73/12 84/2 84/8 party [7] 47/3 49/12 103/15 105/9 106/16 134/15 134/23 135/20 139/6 139/15 144/10 176/19 planned [5] 30/20 108/6 120/24 175/12 162/21 167/17 145/6 145/12 159/20 owner [1] 67/20 pass [1] 133/2 175/13 owners [2] 171/15 171/19 past [15] 19/18 19/22 25/12 32/22 41/1 planning [11] 2/9 6/11 12/12 14/15 33/11 46/17 49/10 103/8 104/13 114/1 120/2 34/2 111/23 112/3 136/17 136/21 175/16 171/15 172/17 174/14 174/15 plans [2] 116/24 137/10 p.m [3] 122/14 122/15 178/24 Patnaude [1] 1/23 play [1] 50/7 please [31] 5/9 13/20 14/8 14/22 15/10 pack [1] 79/22 pattern [1] 30/7 package [9] 7/18 58/16 59/16 61/12 61/15 pay [4] 62/9 110/2 147/5 147/13 16/2 17/4 20/17 20/24 21/7 22/8 24/16 25/6 79/20 88/14 115/7 134/6 payback [8] 134/4 134/5 134/8 139/22 37/10 38/2 38/12 41/11 42/4 48/8 51/20 packet [1] 127/15 140/7 140/9 140/14 141/4 51/20 52/2 60/12 83/20 119/24 123/6 page [78] 3/2 3/17 4/2 9/20 16/20 16/21 paying [4] 67/3 96/15 96/16 110/1 123/11 124/22 128/6 142/11 142/18

100/5 105/14 105/18 105/19 111/12 147/21 providing [12] 40/15 83/7 110/24 111/16 Ρ 163/8 168/16 170/14 112/18 112/19 112/22 118/9 121/11 124/1 pleased [4] 89/5 145/14 157/15 175/2 produce [1] 147/19 produced [1] 31/21 133/22 134/14 plenty [3] 48/17 148/23 161/8 provision [1] 77/2 productivity [1] 174/16 plus [1] 79/23 provisions [7] 23/19 23/23 23/24 36/14 point [22] 11/10 12/17 12/18 41/18 53/18 products [1] 106/10 39/18 163/12 163/24 57/23 58/7 62/5 62/9 62/10 64/5 96/9 116/6 professional [1] 106/16 PSNH [28] 15/5 40/12 40/17 40/18 40/24 117/17 140/3 148/19 149/14 165/10 165/20 41/20 44/13 48/2 48/9 48/12 48/20 50/3 program [283] program's [1] 48/22 52/9 52/18 99/3 101/8 101/9 101/9 101/11 165/22 166/22 178/16 programs [150] 1/8 5/5 15/5 15/16 17/2 pointed [1] 45/22 144/5 144/9 144/11 144/22 145/8 163/5 points [2] 34/8 43/12 17/9 19/10 25/9 25/13 25/17 31/2 32/6 32/6 163/21 167/17 171/18 policies [1] 177/13 34/11 37/22 38/10 38/12 38/13 38/16 38/18 PSNH's [3] 102/2 167/20 168/6 policy [3] 4/19 136/11 165/18 38/20 38/23 39/1 39/8 39/10 39/12 40/2 public [11] 1/2 1/15 5/11 14/23 15/1 portfolio [2] 14/17 123/16 40/23 42/10 42/11 42/24 49/2 49/15 49/16 128/10 165/18 166/18 169/8 172/9 173/9 49/21 52/21 55/16 56/20 57/2 57/6 57/19 portion [4] 31/24 36/4 37/21 39/3 publicly [1] 129/20 published [1] 129/15 PUC [4] 2/13 41/20 46/1 129/22 position [12] 14/11 14/14 15/1 15/3 15/11 58/9 58/14 60/1 61/23 63/19 76/18 79/2 44/8 47/8 103/22 142/17 166/20 166/22 88/11 88/12 93/13 94/24 95/11 95/22 96/5 167/20 97/3 97/20 98/6 98/22 99/7 99/9 99/11 pulled [1] 132/12 possibility [2] 115/24 146/5 99/12 99/19 99/21 102/18 103/1 104/18 pump [2] 91/21 91/23 possible [6] 81/10 116/1 154/18 154/19 105/16 108/8 108/13 108/17 109/6 109/7 pumps [1] 112/21 160/13 164/9 109/8 110/16 112/8 113/1 113/3 113/20 pun [1] 90/19 possibly [1] 68/16 114/3 114/9 114/11 115/2 116/16 116/18 purports [1] 167/12 potential [12] 94/20 95/9 98/5 128/22 118/4 120/15 121/2 121/6 123/13 123/14 purpose [5] 26/23 55/8 63/15 141/22 131/4 132/22 133/17 135/6 137/19 138/20 123/15 123/17 135/13 135/18 137/5 137/8 141/22 161/10 168/9 143/14 144/10 146/7 146/22 147/12 148/23 purposes [3] 35/2 46/13 60/6 potentially [2] 78/6 94/13 pursuant [2] 4/12 59/3 148/24 149/2 149/4 152/5 152/9 152/11 potentials [1] 138/16 push [1] 100/16 pushing [1] 74/14 155/22 161/4 161/7 161/11 164/6 164/11 Power [7] 34/15 34/23 35/5 43/13 83/6 165/2 165/4 165/13 165/15 165/17 165/22 97/15 176/8 165/24 166/3 166/4 166/7 166/17 166/24 put [22] 25/22 37/23 41/22 43/13 43/23 practices [1] 56/10 167/4 167/13 168/18 168/19 169/12 169/18 59/7 69/19 70/20 71/4 86/24 96/6 100/4 preamble [1] 103/23 170/2 171/10 171/17 171/18 171/19 171/22 100/6 105/3 108/3 111/4 114/22 124/7 171/23 172/21 173/1 173/5 173/17 174/20 127/15 134/3 136/18 139/23 predated [1] 148/13 puts [1] 43/16 preference [1] 168/3 175/13 175/23 176/6 178/2 prefiled [4] 45/16 105/9 130/11 149/7 prehearing [1] 172/24 project [16] 70/1 70/3 70/17 71/7 71/10 putting [3] 59/16 96/19 165/3 76/5 86/19 86/20 99/24 100/2 100/8 119/14 Q 134/20 137/1 140/6 150/20 premark [1] 7/3 premarked [1] 142/23 projected [2] 84/4 84/16 qualification [1] 65/10 premise [2] 59/2 83/19 projects [31] 33/22 40/21 40/22 46/4 qualified [5] 76/24 83/20 116/18 116/22 49/24 50/7 53/7 53/15 86/21 87/13 87/16 154/20 preparation [2] 124/3 124/4 prepare [1] 47/13 prepared [5] 4/21 20/4 20/5 27/14 47/13 qualify [2] 61/10 61/12 87/19 92/19 99/19 101/4 106/7 106/15 quality [1] 154/19 115/23 116/3 135/15 136/15 136/16 140/7 quarter [5] 33/2 33/4 33/5 35/6 43/17 prescribed [1] 150/4 140/8 145/5 145/8 145/12 145/12 146/20 quarterly [34] 31/10 32/15 32/18 32/21 present [9] 1/11 6/22 6/24 44/15 44/17 163/14 163/15 75/21 114/10 138/9 162/14 promise [2] 50/3 50/4 33/3 33/8 33/17 34/3 34/5 34/7 34/19 35/13 35/15 35/16 35/19 36/22 44/4 45/24 49/1 presentation [4] 25/22 147/16 147/20 promoting [1] 92/3 178/14 propane [1] 111/1 115/19 141/6 167/1 170/16 171/7 174/13 presented [6] 20/8 76/18 77/3 151/5 174/7 proponent [3] 167/10 167/17 167/19 174/16 174/18 174/23 175/2 176/22 177/7 proportional [2] 85/10 85/12 174/20 177/8 177/15 178/18 proposal [34] 19/13 36/16 37/18 38/8 question [57] 8/1 12/7 17/15 29/23 31/16 presenting [2] 45/10 88/9 preserved [1] 67/13 43/16 57/16 58/18 58/22 59/3 59/3 59/6 32/2 35/14 51/14 52/7 55/12 58/2 59/2 60/16 60/17 63/2 63/7 63/18 66/2 73/19 Presiding [1] 1/11 59/10 60/1 60/4 60/6 65/23 94/23 97/20 presumption [2] 94/16 117/10 98/7 106/19 121/12 135/3 136/3 145/18 74/6 74/7 75/24 76/23 80/19 81/17 81/20 pretty [4] 86/16 90/3 92/4 148/5 147/2 154/1 163/10 165/14 166/11 168/6 83/23 94/6 99/22 104/3 105/4 109/13 173/10 173/11 175/10 176/9 previous [1] 116/24 111/11 112/2 117/5 117/22 119/2 120/10 previously [4] 7/8 14/18 15/6 119/7 proposals [4] 76/2 87/1 107/2 170/3 125/1 126/9 126/24 127/2 151/11 151/20 price [1] 78/20 propose [3] 26/3 29/11 89/6 151/24 155/15 156/23 156/24 157/5 157/6 proposed [19] 17/20 25/9 52/4 73/6 73/23 157/8 157/15 157/24 160/10 163/18 177/23 primarily [1] 114/13 primary [1] 136/4 74/11 75/13 89/11 97/24 98/1 108/8 115/7 178/7 questioning [9] 12/12 62/22 74/20 93/11 prime [1] 83/9 116/20 120/18 143/23 152/14 165/18 94/8 148/12 148/17 149/6 152/4 print [1] 131/21 prior [4] 39/22 39/22 75/23 105/20 175/13 175/15 questions [51] 13/22 13/24 16/10 19/6 proposes [1] 48/10 priorities [2] 115/20 116/4 proposing [8] 12/15 17/16 42/11 43/3 31/9 36/5 41/6 41/9 49/17 51/7 51/9 52/8 52/12 52/17 53/22 54/1 54/3 54/5 56/24 priority [1] 115/22 112/19 112/20 136/2 146/24 probably [17] 9/6 29/24 50/23 66/15 82/10 prorated [2] 84/5 85/12 60/9 63/16 69/3 69/6 72/18 82/24 85/23 protect [2] 100/18 135/11 82/16 84/11 90/19 93/10 102/10 111/15 95/16 115/6 117/2 121/23 124/12 125/20 121/3 133/16 149/11 154/2 158/14 159/24 provide [30] 32/6 36/22 39/21 40/4 48/18 125/21 126/1 126/3 126/5 126/7 127/22 problem [3] 20/22 114/8 114/10 49/16 61/18 73/7 74/11 76/10 83/11 102/13 128/1 137/12 139/1 141/15 152/18 152/20 problematic [2] 102/22 151/4 106/9 110/1 110/7 111/15 111/19 111/23 152/22 152/24 153/2 153/5 153/7 156/8 problems [2] 50/9 150/8 112/11 113/15 113/15 115/2 123/23 130/15 158/6 proceed [4] 11/11 12/1 13/20 60/13 133/23 147/7 154/7 166/13 173/5 175/18 quick [5] 8/1 19/5 117/5 117/7 162/19 provided [16] 36/1 41/15 45/23 46/2 46/5 47/1 47/2 49/1 49/7 63/8 101/23 102/16 proceeding [12] 18/23 20/9 27/19 42/3 quickest [1] 140/7 46/11 46/12 123/19 123/21 123/22 124/2 quickly [5] 19/7 21/2 35/7 163/17 178/22 quite [6] 86/4 88/21 88/22 120/17 137/7 142/21 174/22 124/15 147/21 148/5 150/7 proceeds [2] 84/24 85/2 provides [6] 37/13 44/11 121/12 152/13 146/21 quo [2] 38/5 39/3 process [13] 6/21 67/24 80/15 84/22 169/10 174/10

R R25 [1] 71/13 R49 [4] 71/4 71/6 71/12 71/14 R5 [4] 70/18 71/2 71/6 71/12 Rachel [2] 1/20 5/19 raise [6] 11/18 34/9 145/1 146/5 165/20 177/14 raised [10] 12/9 48/15 48/15 96/2 103/8 144/20 145/4 172/10 177/5 178/18 raising [2] 90/8 104/4 ramp [4] 84/19 173/2 173/8 178/8 ramp-up [2] 173/2 173/8 ramping [3] 173/1 173/1 173/7 range [4] 98/20 98/21 136/21 137/10 rank [2] 101/3 148/3 rate [5] 42/10 42/15 110/6 115/6 115/9 ratepayer [2] 135/11 161/13 ratepayers [3] 2/10 6/17 72/10 rates [7] 42/13 42/14 42/15 42/16 42/17 42/20 140/13 rather [8] 17/24 32/10 64/17 88/23 90/14 122/10 135/1 140/7 rating [1] 90/4 ratings [1] 91/9 ratio [5] 58/6 98/19 99/4 99/5 176/1 RE [1] 1/6 reach [1] 165/10 reached [1] 149/13 reaching [1] 46/13 read [6] 24/19 52/2 66/23 101/18 107/17 127/8 readily [1] 102/7 reading [3] 66/2 80/6 89/16 reads [1] 17/20 ready [2] 83/9 161/24 real [5] 71/16 71/18 85/20 117/6 171/21 realize [1] 159/24 reallocate [1] 25/13 really [31] 91/6 91/7 92/4 93/20 95/20 99/22 109/12 109/20 110/1 114/14 114/16 117/18 127/17 136/19 140/18 145/14 150/21 160/6 165/7 165/14 165/19 165/21 166/2 166/5 166/14 168/17 170/15 170/22 171/24 178/13 178/16 reason [9] 58/4 83/8 104/12 108/2 108/12 136/5 159/4 164/9 174/1 reasonable [5] 43/6 115/8 169/8 172/8 175/15 reasonableness [1] 43/2 reasoning [1] 108/10 reasons [4] 114/12 145/22 169/21 169/22 rebate [26] 17/19 17/21 33/23 36/18 40/1 40/1 46/6 66/4 66/5 100/7 100/9 100/21 112/14 115/24 127/11 145/20 151/24 152/3 remember [10] 31/19 85/24 87/24 97/12 154/12 158/12 158/20 158/23 170/17 171/9 176/12 176/16 rebates [16] 17/20 17/24 18/2 22/16 57/13 66/1 77/15 94/24 95/21 95/22 96/5 96/13 111/23 146/6 152/13 158/11 Rebecca [7] 2/8 3/8 4/14 6/12 123/1 123/3 123/8 rebuttal [6] 4/10 10/11 45/4 150/6 150/17 164/14 recall [9] 12/9 31/15 31/22 34/16 64/17 136/7 149/7 149/9 153/21 receipts [1] 84/24 receive [5] 36/17 68/17 77/14 78/6 166/9 received [1] 164/15 recently [3] 114/4 147/16 147/19 Recess [1] 122/14 recite [1] 24/22 recognize [1] 168/23 recognizing [1] 68/1 recollection [2] 108/24 109/1

recommend [1] 172/12 recommendation [5] 25/23 105/8 115/16 141/4 176/11 recommendations [8] 44/23 47/4 54/12 55/11 55/23 56/5 171/12 177/22 recommended [6] 44/6 56/12 101/13 127/10 129/16 138/16 recommending [3] 40/2 127/19 154/12 reconciliation [1] 175/20 record [20] 14/6 14/8 14/22 15/11 16/17 59/23 60/15 63/23 64/1 122/5 122/6 122/9 123/7 148/15 159/12 166/16 172/8 173/19 176/14 176/17 Recovery [1] 111/21 redirect [10] 3/11 3/15 121/21 141/10 141/11 141/12 141/21 158/6 158/8 158/9 reduce [3] 130/20 141/23 173/14 reductions [1] 160/13 refer [5] 8/16 80/14 116/16 128/12 128/13 reference [12] 8/15 38/14 59/19 80/13 80/14 85/4 107/12 117/9 126/14 127/7 155/24 171/13 referenced [5] 36/21 128/15 128/16 129/15 156/3 referencing [1] 137/18 referred [3] 9/12 59/3 145/19 referring [10] 9/2 55/9 61/19 63/5 66/4 73/22 93/17 131/8 154/14 155/2 reflect [4] 22/15 107/22 116/8 175/15 reflected [5] 20/15 24/17 41/16 42/20 169/19 reflection [1] 46/16 refrigerator [1] 79/17 regard [2] 60/9 132/21 regarding [10] 49/17 67/12 89/10 94/1 94/6 144/7 168/6 168/8 169/5 175/12 regards [1] 170/17 Regional [3] 110/10 113/9 141/19 reinforce [1] 167/19 Reinvestment [1] 111/22 reiterate [1] 160/7 reject [1] 157/23 rejected [1] 101/5 relate [3] 48/2 148/21 149/16 related [5] 14/16 49/8 76/8 171/9 174/11 relates [2] 148/17 149/17 relationship [1] 30/1 relative [3] 30/1 40/12 47/12 relettered [1] 144/4 relevance [1] 148/12 relevant [1] 129/12 remain [1] 98/8 remained [1] 88/22 remaining [2] 121/15 178/14 113/6 144/17 152/4 153/12 153/16 153/17 remind [1] 149/12 remove [3] 16/21 97/16 107/23 removed [1] 27/1 Renewable [1] 123/16 Reno [2] 1/20 5/20 rephrase [1] 31/16 replace [3] 8/2 17/24 76/6 replaced [1] 82/13 replacement [1] 119/15 replacements [1] 79/24 replacing [7] 9/17 82/15 97/1 111/2 111/3 129/2 155/8 report [20] 4/12 4/17 29/5 41/19 42/7 55/19 55/24 56/12 102/8 102/11 102/12 105/13 128/20 132/12 137/17 145/8 148/5 175/9 176/15 177/2 reporter [6] 1/23 13/19 60/14 123/2 142/13 170/9 reporting [6] 26/3 26/10 102/21 108/13

108/14 175/3 reports [12] 32/16 33/3 33/5 33/9 35/15 35/16 35/19 41/17 41/17 46/1 49/1 171/13 represent [2] 7/22 7/23 representatives [2] 13/23 55/15 representing [4] 6/1 6/8 6/11 6/13 Reptg [11] 1/15 1/16 1/19 1/21 2/3 2/4 2/6 2/7 2/9 2/10 2/13 request [14] 28/13 55/19 89/14 91/2 105/8 123/23 153/16 153/17 153/18 163/6 164/10 169/3 169/23 177/17 requested [1] 31/14 requests [4] 31/22 49/9 122/21 174/6 required [4] 22/9 25/14 60/23 145/3 requirement [1] 103/17 requirements [2] 90/7 116/24 requires [3] 53/4 89/24 89/24 reservations [1] 160/22 reserved [1] 41/5 reside [1] 166/10 residential [23] 2/10 6/16 27/2 36/17 58/10 66/20 99/11 99/12 109/7 109/15 112/8 114/3 114/8 114/15 114/21 129/1 132/22 133/18 134/12 150/5 152/5 152/9 171/10 resolution [2] 35/4 89/12 resolved [1] 42/4 resolving [1] 46/12 resources [1] 62/9 respect [14] 34/8 35/11 37/12 38/1 39/8 42/24 45/20 46/18 47/5 120/3 137/17 173/9 174/13 176/11 respectfully [3] 169/3 174/6 177/17 respectively [1] 11/23 respond [3] 49/17 79/9 141/15 response [13] 13/13 30/4 31/21 74/17 74/18 80/18 81/23 87/20 89/16 124/7 159/13 159/16 163/17 responses [1] 124/13 responsibilities [3] 14/14 15/3 147/10 responsibility [2] 25/9 92/7 responsible [2] 14/15 15/4 responsive [1] 75/6 rest [3] 102/19 156/14 158/4 restart [1] 173/2 restate [1] 168/7 restructuring [2] 173/12 173/14 result [10] 19/21 35/16 41/22 55/22 115/11 117/16 133/23 168/10 169/8 172/24 results [11] 25/24 26/4 26/5 29/12 41/21 72/22 73/6 105/15 134/20 165/5 169/7 resume [1] 122/10 resumed [1] 122/15 retrofit [6] 48/19 70/20 70/24 130/12 134/19 140/22 retrofits [7] 33/22 128/23 129/4 133/18 133/20 133/24 134/14 retrofitted [1] 140/4 returning [1] 25/4 revenue [2] 84/1 177/4 revenues [1] 84/3 review [19] 19/21 34/22 35/4 35/13 37/19 40/7 42/18 43/15 43/17 45/2 106/7 106/14 124/1 124/2 136/9 148/2 148/4 165/4 175/22 reviewed [6] 16/5 45/15 55/18 106/15 124/4 175/13 reviews [5] 38/8 43/6 44/4 45/24 104/14 revised [2] 10/15 107/9 revisions [2] 107/10 107/11 revisit [3] 62/15 62/16 176/23 RFP [43] 12/14 12/18 12/23 40/11 44/6 44/13 45/13 47/5 47/8 48/3 48/9 48/20 50/10 50/14 52/17 67/12 75/9 76/2 76/18 77/2 85/22 86/24 89/18 98/14 99/5 99/20

99/24 100/1 110/11 110/18 111/18 140/10 sells [1] 84/15 R seminar [1] 89/21 140/12 RFP... [17] 101/24 102/22 103/1 103/2 saving [4] 26/24 53/7 53/15 70/7 Senate [2] 104/16 104/17 sense [4] 13/7 13/11 108/4 113/18 106/11 117/10 136/1 136/15 150/1 159/23 savings [109] 16/24 17/8 23/1 26/1 26/2 160/7 161/20 164/14 167/17 168/7 171/18 26/3 26/8 26/13 27/7 27/16 28/8 28/14 sentence [8] 17/15 17/20 21/4 23/13 173/10 28/16 28/17 28/19 28/21 28/22 29/18 32/1 101/16 101/23 105/12 107/18 RFPs [2] 86/15 87/3 32/6 32/7 32/9 32/10 32/11 32/12 35/20 sentiment [1] 171/4 RGGI [46] 4/7 16/23 25/15 25/18 26/9 35/22 40/3 53/4 53/6 62/16 66/11 66/13 separate [8] 26/21 34/19 50/23 50/23 26/11 28/1 28/2 28/9 29/1 29/4 29/10 30/2 66/22 67/10 67/18 68/17 69/11 69/23 70/6 76/11 88/16 107/19 177/9 35/23 38/22 40/19 84/1 84/3 84/10 84/11 70/10 70/13 71/6 71/13 72/11 72/14 72/17 September [2] 19/11 85/19 September 17th [1] 19/11 84/15 84/23 85/2 85/16 87/15 87/17 110/17 72/20 72/23 72/24 73/2 73/10 73/11 73/17 September/August [1] 85/19 111/19 117/23 118/1 118/15 120/23 121/6 74/2 74/10 74/12 74/13 74/14 74/21 74/23 123/15 141/22 142/3 144/8 144/13 160/11 74/24 75/11 76/16 79/7 81/23 82/3 82/8 sequence [1] 122/23 171/14 174/9 174/12 175/6 177/10 177/11 82/10 82/15 86/19 88/5 90/20 92/17 92/20 series [3] 8/7 8/10 9/12 93/3 93/6 93/7 94/3 94/10 94/14 94/20 177/13 seriously [1] 136/19 serves [2] 166/11 169/8 service [8] 1/15 5/11 14/23 15/1 101/9 RGGI-funded [1] 171/14 100/17 102/14 106/11 106/17 106/21 RGGI-SBC [1] 4/7 107/24 108/21 109/10 111/6 111/8 115/1 rid [1] 21/6 120/3 120/18 121/13 121/16 131/4 137/21 106/8 137/4 173/9 right [73] 5/2 7/21 9/19 9/23 11/13 13/15 147/23 167/3 171/24 171/24 175/4 175/5 services [10] 2/7 6/14 11/7 122/20 123/10 20/21 21/7 24/4 28/4 28/15 30/15 30/21 175/12 175/14 175/20 176/4 123/12 129/24 155/23 166/9 166/13 39/12 48/12 50/18 57/8 58/18 59/12 59/22 saw [1] 104/24 say [51] 16/22 17/3 23/19 23/20 24/19 serving [1] 109/3 62/3 64/4 67/10 67/12 69/3 70/1 72/3 72/4 session [1] 102/3 75/8 78/20 80/12 84/18 85/24 86/8 92/3 33/10 52/18 55/9 57/4 58/4 61/11 66/14 set [14] 25/19 33/7 34/21 35/2 40/16 41/1 93/20 94/22 95/4 95/14 96/12 97/9 97/17 46/7 52/21 79/1 79/24 115/20 144/9 144/13 67/14 67/17 67/21 68/2 70/16 70/20 70/20 97/22 98/11 99/16 101/23 102/6 102/8 71/1 73/3 73/8 73/24 78/11 78/16 79/7 82/5 173/12 102/19 106/3 107/1 107/1 108/8 108/24 82/9 83/8 84/8 85/1 100/6 100/8 101/7 set-aside [2] 40/16 144/13 109/1 116/15 118/19 119/17 120/6 122/3 106/1 106/23 107/13 110/23 117/15 121/15 set-asides [1] 41/1 122/8 122/9 125/20 126/19 129/5 132/6 136/13 138/12 141/17 153/19 154/8 156/16 set-back [1] 79/24 133/15 134/15 139/22 142/5 144/15 158/5 157/7 165/7 170/8 170/13 170/21 settled [5] 12/3 13/16 50/21 50/21 122/12 168/3 saying [5] 81/8 85/9 97/12 139/8 156/22 settlement [154] 4/3 4/5 5/6 6/22 7/7 7/15 right-hand [2] 20/21 30/21 says [11] 23/14 25/14 30/20 30/21 51/23 7/18 8/7 9/9 9/10 11/14 11/18 12/15 12/22 56/5 62/6 75/17 76/17 77/3 132/21 13/1 13/7 13/8 16/6 18/9 18/11 18/15 18/22 rigorous [1] 19/21 risk [3] 101/5 161/2 161/19 SB [1] 4/12 19/1 19/7 19/8 19/16 19/19 20/3 21/22 SBC [12] 4/7 25/19 26/6 30/2 35/23 38/23 risks [2] 135/7 135/9 23/10 23/11 24/2 24/5 24/11 24/16 32/18 Robert [1] 1/11 42/14 84/10 96/16 114/13 175/6 177/10 33/16 33/18 34/13 35/3 35/16 36/2 36/4 robust [1] 174/17 scale [3] 84/23 87/17 87/18 36/6 36/9 36/13 37/13 40/13 41/4 43/4 43/8 rocket [2] 46/11 174/21 scenario [2] 9/8 9/14 43/11 43/16 43/22 44/2 44/9 44/11 44/17 rockin' [1] 148/9 scheduled [1] 49/11 45/11 46/14 50/13 51/17 52/7 56/8 56/14 schedules [2] 9/12 48/20 science [1] 130/18 role [3] 33/10 33/12 50/7 56/18 57/15 59/4 59/11 60/3 60/3 60/6 60/8 rolled [3] 26/4 26/7 75/15 67/14 75/14 75/17 76/17 77/1 77/5 81/12 83/3 85/3 85/14 89/5 96/1 96/3 112/10 rolling [1] 176/3 scope [2] 154/11 167/18 room [9] 50/22 88/1 90/6 93/6 128/24 scoring [1] 100/23 115/7 115/11 115/18 116/17 126/13 126/19 Scott [7] 1/11 3/7 3/14 83/17 85/14 117/3 148/23 149/3 161/8 168/23 127/3 143/13 143/15 143/17 144/2 144/4 rough [1] 120/20 156/9 144/12 145/10 145/15 145/23 146/3 146/4 roughly [1] 29/3 screening [1] 161/14 148/14 148/16 148/18 148/22 149/14 scrutiny [2] 58/13 107/5 round [1] 107/10 149/15 149/21 156/15 156/18 156/21 157/1 RSA [6] 40/12 144/6 144/16 169/12 169/13 sealing [5] 70/5 78/3 79/21 79/21 155/8 157/11 157/18 157/23 158/4 159/19 159/21 seamlessly [2] 166/9 166/13 160/2 160/18 163/7 163/11 163/12 164/1 173/12 second [10] 17/6 18/1 28/24 43/21 81/4 164/20 166/8 166/19 167/12 167/13 167/16 rules [1] 169/5 run [4] 9/8 9/14 103/14 132/4 99/1 105/12 131/10 138/2 157/8 167/18 168/5 168/9 168/13 169/4 169/6 secondly [2] 52/22 80/22 169/6 169/7 169/20 169/23 170/15 171/6 running [5] 48/10 48/12 108/15 109/3 secretarial [1] 178/5 172/6 172/7 172/12 172/13 173/6 174/7 109/7 section [17] 17/19 19/20 23/13 25/8 31/10 32/15 37/6 37/6 37/12 38/1 79/20 126/16 rush [1] 163/21 174/9 177/18 Ryan [2] 2/3 6/2 settling [21] 6/21 10/9 11/4 13/12 36/15 144/3 144/4 144/5 144/6 171/7 44/12 50/20 52/3 59/4 59/5 59/6 59/14 S Section 2 [1] 38/1 59/16 59/24 60/7 83/10 95/24 96/3 116/12 safe [2] 86/9 121/15 sector [15] 27/2 58/10 58/11 86/10 109/16 159/20 162/13 129/1 129/18 130/23 130/23 131/2 132/22 safety [1] 80/1 Seven [2] 65/15 65/16 said [16] 17/23 57/15 60/1 69/15 82/23 96/22 98/15 103/5 104/24 106/22 112/1 132/24 133/18 134/12 136/12 several [9] 46/2 46/3 114/2 138/18 140/10 see [33] 21/16 22/10 28/15 33/18 44/10 143/16 144/5 144/7 145/22 112/17 113/8 151/3 169/21 177/23 51/23 59/20 84/5 85/3 86/22 87/9 88/17 shall [2] 44/15 75/21 sake [1] 29/14 88/18 89/5 90/16 91/13 91/16 93/10 100/19 share [3] 89/20 90/23 109/18 sales [2] 131/5 131/6 101/12 110/11 111/7 111/17 121/4 122/16 shared [1] 48/20 134/19 135/7 135/9 136/21 137/22 138/4 same [39] 8/18 16/11 21/4 22/18 25/11 she [2] 60/9 177/1 sheet [1] 100/24 shift [1] 150/13 26/10 30/6 32/12 40/20 41/2 46/22 47/1 150/7 151/3 58/13 61/4 78/1 83/19 83/24 85/1 86/16 seeing [2] 90/9 159/14 93/23 98/9 102/24 103/21 109/23 110/24 seeking [3] 112/9 137/8 165/1 short [3] 122/10 134/4 178/12 seemed [2] 104/3 147/7 should [28] 9/3 18/6 23/21 23/23 24/14 114/21 115/13 116/19 116/24 124/12 125/4 127/5 127/18 133/24 135/16 145/11 155/2 seems [2] 97/19 173/19 35/8 44/23 59/19 60/2 69/7 81/1 96/20 seen [6] 93/19 94/15 101/18 112/7 146/20 101/22 103/19 105/3 110/11 110/16 111/17 155/22 159/3 sample [4] 26/17 30/6 61/22 62/1 149/11 122/4 144/8 144/19 156/16 164/18 169/1 Sandy [1] 1/13 Sarah [2] 1/18 5/14 segue [3] 6/21 7/2 16/16 173/14 173/17 177/24 178/8 select [1] 87/8 shouldn't [3] 107/20 109/20 149/20 saturation [2] 109/19 110/6 selected [2] 87/10 87/15 show [12] 26/23 27/8 27/22 28/2 28/6 29/5 save [12] 66/16 69/15 70/21 71/23 72/10 selection [2] 48/21 105/14 54/11 109/8 126/19 128/5 129/11 149/3

91/5 96/1 107/14 111/18 120/8 134/16 state [14] 1/1 1/16 5/15 14/7 14/21 15/10 S 135/19 136/11 141/7 144/22 150/13 166/20 49/16 128/23 133/16 137/5 142/17 143/22 shower [1] 79/15 sometimes [3] 41/21 76/3 134/16 166/11 169/10 shows [9] 26/16 27/4 27/6 29/6 69/11 stated [10] 45/15 119/7 125/2 141/18 somewhat [2] 33/2 54/10 131/3 148/22 172/8 173/19 somewhere [1] 121/3 144/12 145/10 150/16 150/24 169/22 shut [1] 178/8 sooner [1] 135/1 169/23 sorry [21] 10/2 21/1 30/14 57/4 65/5 97/6 side [8] 21/21 21/21 68/11 114/15 114/21 statement [10] 57/18 68/14 93/13 93/16 134/12 177/3 177/4 99/13 116/22 117/13 119/22 122/11 126/23 94/9 117/12 154/18 160/4 162/5 168/7 side-by-side [1] 21/21 127/7 128/9 131/8 132/3 133/11 137/23 statements [4] 3/17 72/13 168/4 176/15 states [10] 17/7 17/15 25/8 25/10 110/23 sight [1] 165/21 144/17 154/19 167/22 sort [4] 46/11 104/7 144/22 178/7 147/12 147/14 147/24 148/2 148/7 signatories [1] 162/15 statistics [1] 149/10 signatory [7] 149/19 162/3 162/5 162/7 sought [1] 60/8 status [4] 38/5 39/3 46/18 46/19 163/3 167/11 172/6 sounds [2] 148/18 157/24 source [5] 25/16 91/22 93/18 112/21 signed [4] 5/6 96/3 157/17 171/3 statute [4] 144/21 173/12 173/24 177/14 significant [5] 40/3 79/5 130/24 150/7 130/24 statutorily [1] 145/3 stay [1] 12/16 stays [1] 115/13 175/20 sources [14] 27/5 27/15 29/13 29/17 significantly [1] 78/22 38/11 38/17 38/19 38/20 38/21 38/24 39/1 similar [2] 92/14 110/22 39/24 138/15 177/10 steadily [1] 140/24 similarly [2] 93/11 93/23 speak [3] 42/4 163/22 166/2 Steltzer [1] 112/1 simply [11] 25/8 26/6 26/23 28/23 29/2 specialized [1] 150/19 step [1] 105/13 29/10 34/21 58/22 98/4 144/14 161/3 specific [15] 23/20 23/21 40/10 48/11 70/1 Stephen [7] 2/11 3/12 4/13 65/18 142/12 142/14 142/19 since [15] 11/17 12/4 12/5 48/5 48/22 49/1 70/6 71/7 90/3 113/22 144/3 153/22 156/1 50/24 76/3 77/1 86/7 105/2 118/11 124/15 156/3 156/17 157/6 Steve [1] 6/17 160/1 178/1 specifically [9] 15/16 17/14 48/17 69/6 Steven [1] 1/23 single [8] 8/12 8/15 20/6 79/6 140/6 146/7 106/1 129/17 153/16 154/14 163/11 still [10] 13/9 56/20 56/20 61/4 92/18 specified [1] 116/9 160/1 177/3 100/15 108/15 110/18 140/23 177/13 specify [1] 144/18 spend [5] 74/1 74/1 78/24 114/14 165/19 stop [1] 105/3 sir [1] 22/5 straight [2] 77/13 120/13 sister [1] 142/7 stranded [2] 140/9 140/17 site [1] 115/14 spending [1] 67/1 strategic [1] 79/21 situation [2] 170/19 173/20 spent [3] 73/9 73/24 141/21 six [6] 41/14 79/8 104/20 131/14 147/23 split [10] 4/7 28/2 28/9 28/24 29/24 30/5 strict [1] 145/12 91/8 91/14 91/18 112/21 148/6 striking [1] 159/11 Sixty [2] 131/14 138/8 strongly [1] 160/7 splitting [1] 27/24 spokesperson [2] 159/21 160/1 struggles [1] 114/4 Sixty-six [1] 131/14 sponsored [1] 173/16 struggling [1] 68/3 Sixty-three million [1] 138/8 studies [4] 105/17 105/18 150/12 156/3 Springfield [1] 46/5 size [1] 86/20 staff [68] 2/13 4/8 6/19 10/5 11/8 11/20 study [17] 4/16 54/9 89/12 93/1 105/19 skimming [1] 141/1 skip [2] 12/13 40/10 13/23 13/24 19/22 28/13 31/13 31/22 32/2 105/19 128/8 128/24 129/21 131/3 131/10 33/10 33/12 33/14 34/2 34/2 36/15 40/15 133/14 136/6 136/9 155/24 165/5 176/24 skipped [2] 167/23 167/24 stuff [5] 88/14 88/19 88/19 102/4 102/23 slightly [1] 157/22 41/5 41/8 41/11 41/13 41/20 42/18 43/3 43/7 44/12 45/6 47/5 48/15 49/4 52/3 57/15 style [1] 174/21 sliver [2] 115/3 120/16 slow [1] 20/24 59/5 59/7 60/7 101/12 101/14 101/16 103/3 subject [6] 63/3 65/10 74/20 117/18 104/1 104/14 104/15 105/12 116/12 117/9 117/19 164/3 slowdown [1] 68/8 slowly [1] 134/24 122/3 125/3 125/6 132/11 137/15 138/22 subjective [1] 74/16 small [8] 8/21 8/21 9/1 99/4 112/13 112/24 submit [1] 87/7 153/18 156/6 160/22 168/12 174/6 174/17 submitted [7] 37/18 60/10 87/13 124/5 113/16 114/4 174/19 175/2 175/7 175/13 175/21 175/23 so [218] 176/5 176/7 149/9 149/18 163/7 Staff's [7] 10/24 44/19 44/20 47/8 48/14 so-called [1] 163/13 subscribe [1] 94/12 social [1] 92/7 61/21 174/10 subsection [2] 144/16 144/21 softball [1] 141/16 stakeholder [1] 141/6 subsequent [2] 124/22 125/5 subsequently [1] 145/9 solely [1] 48/2 stakeholders [1] 147/16 solicitation [2] 86/15 86/18 stamp [1] 9/21 substantial [3] 67/2 67/4 168/17 stand [3] 9/16 65/11 122/11 substitute [1] 105/19 standard [7] 62/23 63/10 73/4 79/13 96/24 successful [1] 174/14 solution [2] 95/3 160/9 Solutions [1] 15/2 solve [2] 50/9 53/14 97/2 123/16 successfully [2] 99/17 114/2 solved [1] 114/11 standards [2] 145/11 145/11 such [14] 17/19 17/20 38/7 39/5 41/1 STANLEY [50] 3/3 5/17 7/1 12/17 13/18 79/17 86/18 123/15 124/2 134/4 146/20 solving [1] 114/8 some [83] 5/6 7/16 11/6 11/17 19/6 20/18 14/2 14/7 14/9 14/9 14/12 14/15 14/20 36/5 150/13 155/12 164/5 31/19 34/10 34/11 34/11 41/5 41/8 43/12 36/6 36/8 36/11 36/15 37/2 65/1 77/19 78/1 sufficient [3] 44/7 74/12 161/21 suggest [1] 153/23 suggested [2] 146/24 154/7 44/21 57/6 61/13 61/14 61/18 73/16 73/20 78/13 78/18 78/22 83/5 83/10 84/22 85/11 74/20 76/7 80/2 81/13 85/20 85/23 88/18 85/21 93/17 93/22 94/5 94/17 95/3 95/9 89/7 89/10 91/1 91/1 91/2 91/12 92/4 92/8 96/7 96/11 96/18 96/21 97/16 97/23 98/4 suggesting [1] 95/5 92/11 92/19 93/2 93/5 94/8 94/13 98/2 98/11 98/13 108/5 113/18 113/22 114/1 suggestion [1] 116/2 106/21 107/3 108/22 108/22 109/20 110/7 116/23 151/24 suite [1] 169/11 STAR [32] 26/18 27/11 28/18 36/14 36/18 110/21 111/8 111/15 112/6 112/11 112/15 sum [3] 30/22 30/22 31/2 112/22 113/15 114/4 114/19 115/3 115/3 37/1 58/16 78/11 80/16 89/23 90/7 90/9 summarize [2] 27/4 38/3 summary [9] 4/11 4/22 39/21 54/12 55/23 118/2 118/3 118/4 118/9 118/14 129/12 90/11 91/4 99/14 108/1 109/15 109/19 134/4 139/7 139/19 145/6 146/9 146/10 56/3 129/16 136/6 175/18 109/20 109/22 109/24 109/24 110/12 146/18 148/9 149/10 149/13 154/8 156/17 110/14 110/15 111/13 112/18 119/2 119/8 summed [1] 74/22 163/9 168/21 170/2 175/9 177/11 119/11 145/17 155/4 summer [2] 90/16 94/4 start [8] 14/6 72/17 73/16 83/19 135/1 somebody [1] 69/7 supersede [1] 43/8 someone [5] 62/6 69/11 71/22 71/24 135/4 135/6 143/18 support [22] 52/3 78/7 103/22 130/12 130/15 133/17 136/3 136/4 143/22 145/21 started [3] 122/20 122/23 168/20 77/10 something [23] 24/20 30/18 30/23 68/15 starting [1] 97/21 146/14 150/1 150/13 156/14 159/19 160/7 75/23 76/8 78/12 84/12 85/5 89/21 90/23 starts [2] 101/15 125/2 167/20 168/5 168/6 172/7 173/11 174/1

S	171/22 tond [2] 77/4 124/22	124/20 127/19 130/14 131/9 133/19 142/10
supported [1] 78/4	tend [2] 77/4 134/22 term [6] 34/16 56/6 66/21 73/21 86/1	142/24 143/1 143/1 144/14 145/23 148/24 149/1 149/18 156/5 156/20 157/14 158/5
supporting [3] 88/21 150/12 155/24	116/19	159/6 163/7 164/7 164/8 166/14 168/3
supportive [5] 141/24 156/18 156/19	terms [16] 18/11 19/1 20/3 24/4 24/11	168/20 169/13 169/19 173/12 173/21
156/20 160/14	24/24 32/18 36/9 56/19 113/19 114/12	177/14 178/6
supports [3] 166/17 170/14 176/5	143/13 146/2 148/6 160/19 166/22 territory [1] 14/17	their [51] 14/12 14/16 14/17 19/24 36/19 41/16 55/18 67/23 68/6 68/9 76/6 76/7
supposed [1] 23/15 sure [32] 9/19 12/2 19/17 25/7 26/17 31/17	territory [1] 14/17 test [2] 40/21 135/16	77/15 77/15 77/17 77/18 78/7 85/7 86/24
31/17 45/7 48/9 52/3 52/13 59/23 61/20	tested [2] 117/13 172/1	87/1 92/6 93/14 93/18 94/3 96/16 100/5
63/2 76/1 79/10 80/8 83/16 83/23 89/19	testified [6] 14/18 15/6 15/19 15/21 15/24	100/13 100/19 108/5 111/2 127/11 127/12
95/18 105/1 114/9 133/6 135/21 143/10	31/19	127/13 132/12 134/19 134/20 134/23
151/8 154/14 155/21 156/16 158/22 168/18		135/17 135/20 135/23 137/9 145/12 147/21
surprised [1] 104/8 Susan [2] 2/11 6/15	testimony [99] 4/8 4/10 4/13 4/14 10/6 10/11 10/23 10/24 11/5 11/7 16/7 16/8	152/3 159/20 165/16 165/16 166/10 168/12 168/15 175/18
Sustainability [1] 55/10		them [33] 7/5 8/11 33/13 55/13 69/15 70/8
swing [1] 143/9	43/14 43/24 44/20 44/22 45/4 45/15 45/16	87/9 88/14 89/9 92/4 95/7 100/2 100/4
switched [1] 107/12	45/20 45/22 46/10 47/13 47/16 47/21 47/23	100/13 101/19 108/18 108/20 111/4 114/23
sworn [8] 13/19 14/1 14/2 14/3 123/2	48/2 48/7 48/14 48/16 57/16 61/21 63/5	116/13 116/18 118/12 118/18 126/15
123/3 142/13 142/14 system [27] 26/5 28/1 28/3 28/9 29/1 29/3	63/9 64/5 64/9 64/12 64/15 64/17 64/21 65/3 65/8 65/18 66/3 87/12 99/16 101/14	127/11 133/2 135/6 152/10 161/7 163/14 166/1 177/6 177/7
29/6 29/8 38/22 53/10 72/8 76/6 79/24		theme [3] 27/14 93/10 136/10
89/22 91/18 111/2 111/23 112/5 113/16	124/1 124/3 124/7 124/10 124/13 124/15	themes [1] 136/8
114/23 115/13 118/5 119/15 121/1 121/6		themselves [2] 57/7 96/6
138/14 176/19		then [56] 7/12 7/16 8/2 9/11 11/11 12/7
systems [22] 1/19 5/21 91/8 91/14 110/21 111/1 112/12 112/12 112/13 112/15 112/17	144/6 144/20 145/1 145/5 145/21 146/16 146/24 148/13 148/19 149/8 149/18 150/3	12/8 12/18 13/1 13/15 25/1 25/4 28/17 30/20 41/17 44/19 47/17 50/18 52/1 59/20
112/21 112/22 112/23 115/4 118/9 118/10	150/4 150/6 150/17 154/10 154/15 155/24	64/6 68/21 69/24 70/18 71/16 77/20 79/3
119/3 119/6 121/10 144/18 147/5	156/19 156/20 164/14 164/15	82/20 85/20 86/15 89/3 95/17 100/1 102/6
т	than [53] 20/11 20/12 23/3 36/24 53/9 58/6	
1	58/19 63/19 64/17 68/13 71/23 72/15 73/20	122/3 127/16 132/23 134/21 136/21 139/7
table [9] 59/6 59/14 59/15 137/18 137/18 137/23 138/1 161/7 167/5	74/18 78/20 81/1 81/6 82/1 82/16 82/17 84/4 84/16 85/2 85/7 87/7 87/19 88/23	141/2 143/19 156/24 159/8 159/19 161/3 162/13 173/2 173/8 178/8
Table 42 [2] 137/18 138/1		theories [1] 96/12
tables [2] 131/12 131/13		theory [1] 96/19
tail [1] 116/9	135/1 137/3 141/1 145/12 156/1 157/4	there [126] 7/16 8/20 9/11 11/14 11/16
take [35] 11/16 26/10 28/5 33/10 44/8		11/17 12/4 12/5 13/9 13/11 18/5 20/2 20/13
50/22 59/5 59/14 68/22 69/17 91/6 91/14 92/2 94/19 96/4 96/13 96/20 99/1 100/16	178/20 178/21 thank [127] 7/24 10/14 11/24 13/21 16/2	20/18 21/21 22/21 23/10 23/17 24/1 31/6 35/15 39/21 40/3 42/2 43/15 44/7 44/9
104/21 122/4 122/9 127/12 136/12 136/16	17/10 18/4 21/7 22/6 25/2 29/21 30/16	45/12 45/23 48/17 56/4 56/20 57/5 58/4
136/22 138/18 140/5 159/18 161/7 161/24	32/14 35/14 37/3 38/1 39/14 40/9 41/3	59/3 59/6 60/23 61/2 62/7 65/23 71/11 72/2
163/9 171/16 177/22 178/21	42/10 45/18 47/7 47/10 51/5 51/7 51/9	72/6 72/12 72/12 77/6 79/7 82/24 84/16
taken [7] 5/8 7/15 93/21 115/20 121/24	51/12 52/6 52/15 53/21 53/23 54/1 54/6	85/17 88/2 88/24 89/19 91/8 92/3 92/5 95/9
122/14 142/1 takers [1] 113/5	54/22 57/12 60/12 65/14 69/2 72/4 75/8 81/15 82/23 83/13 83/15 83/18 85/22 85/22	96/22 101/21 102/19 103/6 104/6 104/13 105/8 106/2 107/20 108/3 108/22 110/5
takes [3] 8/10 33/12 161/1	94/6 95/12 97/13 99/2 107/7 117/1 117/20	110/16 111/24 112/1 112/7 112/8 112/15
taking [2] 118/12 143/18	118/20 119/17 120/6 121/19 121/20 122/1	114/11 115/6 115/21 116/2 116/5 116/19
talk [6] 63/24 64/2 87/12 115/22 154/10	122/3 122/13 125/12 125/13 125/19 127/21	117/15 118/16 120/2 124/14 125/2 125/7
167/1	127/23 130/17 132/15 132/16 132/18 133/9	125/9 131/3 135/9 137/7 139/8 139/13
talked [2] 84/9 89/14 talking [20] 21/9 39/10 60/5 63/10 79/4	137/11 137/13 138/23 138/24 140/3 141/9 142/5 143/11 146/2 147/10 151/10 151/13	139/14 140/3 144/5 146/19 148/7 148/10 149/3 149/8 150/11 152/5 152/8 152/8
82/19 88/10 88/11 91/20 109/2 118/3	152/17 153/2 153/9 155/5 155/15 156/5	154/6 154/8 154/9 154/9 158/2 159/10
133/14 137/6 139/24 154/22 158/24 159/1	156/7 157/20 159/6 159/9 160/5 160/17	159/15 160/23 162/13 163/24 164/16 166/5
159/2 159/3 159/24	162/1 162/2 162/12 164/21 164/22 164/24	168/21 171/15 171/15 173/3 176/3 176/15
talks [6] 33/16 44/17 63/11 79/11 83/5	167/6 167/7 167/9 167/21 168/11 168/14 170/4 170/5 170/7 170/8 170/12 170/22	176/18 176/19 178/3
89/12 tandem [1] 12/12	170/4 170/5 170/7 170/8 170/13 170/23 170/24 172/2 172/3 172/5 174/2 174/3	there's [53] 22/22 23/12 24/20 38/10 48/14 49/5 56/5 56/20 56/22 61/1 63/1 66/24 68/7
tank [1] 79/15	174/5 177/16 177/18 177/19 177/21 178/10	72/2 73/20 77/6 78/4 79/11 84/7 84/8 84/8
target [1] 173/17	178/23	85/4 85/17 85/24 87/17 92/4 93/10 104/14
targeting [1] 53/8	thanks [2] 55/6 170/21	104/19 113/13 125/12 126/13 128/24 137/7
targets [5] 52/23 114/2 114/6 114/18 130/21	that [961] that's [125] 5/6 10/17 10/18 11/1 11/2	144/5 145/16 150/12 154/3 155/4 159/4 159/21 159/22 160/1 161/2 161/8 161/19
task [2] 4/19 169/17	that's [125] 5/6 10/17 10/18 11/1 11/3 11/12 13/4 19/12 19/14 20/10 22/18 22/20	159/21 159/22 160/1 161/2 161/8 161/19 163/9 163/12 171/14 171/21 172/21 172/23
team [1] 33/8	22/23 23/7 23/15 23/18 24/21 24/23 27/20	178/20
technical [1] 73/21	28/21 30/10 30/15 30/22 31/6 31/7 32/20	therefore [1] 86/8
technologies [1] 158/18		thermal [3] 79/20 97/10 97/12
technology [3] 92/11 158/20 158/21 teed [1] 33/17	58/24 59/9 60/21 61/7 62/1 62/13 62/18 67/3 67/13 67/16 68/19 69/1 71/1 71/7 71/9	thermostat [1] 79/23
tell [10] 57/20 69/12 74/18 80/3 87/14 92/5	71/15 71/19 72/4 76/5 76/8 76/11 77/19	29/12 32/12 32/21 33/11 33/17 34/3 34/8
100/13 106/6 146/14 154/16	78/13 78/14 78/18 79/4 80/9 81/12 82/22	38/13 42/11 42/19 42/21 42/24 43/5 50/6
telling [1] 59/17	82/23 83/13 89/19 89/19 91/7 93/1 93/24	50/8 56/19 57/6 62/9 66/10 67/5 67/17
tells [1] 130/19	95/5 96/1 96/7 96/18 97/2 97/23 98/6 98/11	69/24 71/10 77/16 80/23 88/4 91/13 92/19
ten [18] 48/10 48/13 49/10 67/15 86/7	98/14 98/18 99/22 104/12 106/2 106/24 112/2 112/8 114/16 115/7 115/17 119/13	92/22 112/24 115/3 122/17 124/12 128/22 129/19 130/17 133/15 133/20 136/15
87/13 103/3 103/4 103/24 104/9 130/3 130/4 153/19 153/23 154/6 161/20 164/7	120/21 121/13 121/14 121/18 123/24	138/16 147/3 149/2 149/3 149/10 161/12

140/11 140/14 145/14 146/11 147/8 149/17 truly [1] 100/21 Т 149/20 152/11 155/13 157/4 157/17 159/18 truncated [1] 168/16 these... [23] 161/13 161/14 163/13 164/6 163/15 166/7 167/13 174/24 175/1 175/21 try [10] 53/10 68/8 81/18 87/6 110/21 though [8] 8/2 19/4 64/16 84/22 117/18 165/4 165/14 165/17 165/22 166/2 166/24 111/17 114/23 118/13 146/18 173/2 168/15 169/1 169/18 170/2 171/11 171/16 120/11 150/23 158/21 trying [18] 31/23 53/9 53/11 70/14 71/8 171/19 171/22 171/23 174/18 174/22 thought [9] 13/7 81/17 84/22 93/24 105/2 71/19 76/15 77/13 84/7 91/11 107/22 112/6 111/12 114/7 157/18 162/23 113/6 113/11 114/7 120/13 124/18 149/3 176/21 177/4 they [123] 9/12 11/5 11/19 12/8 16/12 thoughtful [3] 19/24 20/1 165/3 turn [6] 44/20 56/2 61/20 65/2 92/15 thoughts [1] 94/22 thousand [1] 79/8 21/10 21/11 24/5 32/24 42/3 42/12 44/20 162/13 44/21 55/18 55/22 57/6 57/11 57/12 58/13 turning [6] 23/9 36/4 37/5 39/16 40/9 three [9] 13/15 19/18 19/23 23/12 35/22 59/24 61/5 62/11 64/16 67/5 67/10 68/8 61/20 turns [2] 8/11 161/1 68/13 70/10 72/15 73/10 73/11 76/3 76/5 93/6 103/15 104/1 138/8 76/6 76/7 76/10 77/10 77/20 78/22 80/2 through [34] 4/3 6/21 7/4 9/16 10/4 11/22 twice [1] 125/4 13/1 23/22 24/4 27/11 35/7 50/22 52/5 two [27] 5/7 7/18 13/23 28/4 28/23 29/5 80/3 81/4 87/10 90/1 90/1 90/2 94/19 95/23 96/6 96/8 96/8 96/20 99/17 100/6 100/6 52/12 66/1 67/23 70/4 90/11 92/6 93/8 29/12 34/8 52/2 52/8 52/17 73/12 82/7 100/7 100/8 100/8 100/15 100/20 100/21 101/19 116/4 116/4 118/1 124/19 130/18 94/11 95/1 100/4 113/4 116/11 130/17 137/5 139/7 139/9 146/21 164/14 164/15 100/23 100/24 100/24 101/1 101/2 101/2 131/12 131/13 133/15 137/24 147/3 162/9 101/3 105/20 106/22 108/14 110/2 114/22 167/3 178/12 162/13 165/2 throw [2] 110/20 141/16 type [6] 92/20 93/18 93/23 150/19 150/20 116/13 116/16 116/17 118/8 124/7 124/14 125/3 127/10 127/13 127/16 132/4 134/3 Thus [1] 176/4 150/21 134/16 134/17 134/17 134/18 134/18 tied [1] 42/20 types [2] 78/1 155/22 typical [3] 70/23 70/23 71/2 134/21 135/14 135/16 135/17 135/19 tight [1] 164/8 136/16 136/18 137/5 137/6 137/9 139/20 time [38] 7/5 7/6 10/22 11/19 24/2 24/14 typically [2] 33/6 106/13 140/10 144/12 144/12 145/2 145/9 145/10 27/13 34/22 38/7 46/8 46/9 58/5 67/1 67/6 U 146/23 147/5 147/19 147/20 147/21 149/2 68/22 81/14 83/9 83/14 91/12 103/4 103/5 UES [3] 35/9 43/13 83/5 152/2 152/6 154/23 164/11 166/10 169/1 103/11 104/15 104/23 112/1 139/20 140/9 169/18 171/13 174/14 177/12 140/12 140/12 140/14 140/23 164/8 165/10 Uh [4] 43/5 56/7 97/14 119/4 they're [27] 55/4 67/19 67/19 67/21 67/22 165/20 165/23 177/17 178/3 178/13 Uh-huh [4] 43/5 56/7 97/14 119/4 times [5] 49/4 69/21 69/22 70/11 70/22 71/22 76/3 76/4 83/20 88/13 92/3 96/19 uncertainty [2] 96/22 172/24 98/24 101/5 106/10 106/21 114/22 116/4 timing [1] 162/10 uncover [1] 104/15 119/10 129/21 137/7 144/23 144/24 144/24 title [1] 56/5 under [26] 9/8 20/5 24/11 28/15 37/6 147/5 155/12 162/15 47/13 58/12 58/13 97/10 99/19 100/9 titled [2] 4/16 4/19 today [34] 5/8 5/14 5/16 6/17 6/19 16/10 thing [17] 9/6 31/3 41/2 49/20 77/13 81/16 102/21 105/17 108/16 119/8 119/11 119/11 86/17 89/8 102/24 106/12 111/20 114/21 42/12 43/1 44/16 47/21 47/24 59/8 97/16 127/5 127/6 127/8 130/12 132/23 155/10 116/19 141/5 159/3 163/17 178/7 98/1 98/14 124/13 135/14 145/17 146/13 156/21 176/13 178/21 things [26] 32/21 39/23 51/1 53/11 66/15 149/1 163/7 164/16 165/1 165/11 165/20 undergo [2] 58/13 58/13 68/8 82/7 84/9 101/21 102/20 108/21 166/15 166/17 168/19 168/22 169/14 174/ underneath [4] 28/17 70/10 131/12 131/13 108/22 109/13 109/18 111/19 117/24 118/6 174/20 177/17 178/13 understand [13] 5/5 29/24 60/9 63/18 81/24 97/17 104/10 134/17 134/18 135/5 118/14 118/17 139/10 143/17 148/8 149/17 today's [1] 66/19 150/14 155/12 178/8 together [10] 25/23 49/14 50/9 53/14 148/13 148/16 150/9 think [120] 13/10 22/11 24/20 27/13 31/20 94/11 127/15 134/4 165/4 165/24 171/8 understanding [10] 64/8 73/18 108/12 31/23 32/4 52/22 56/22 57/19 57/22 59/13 124/15 125/1 125/5 134/21 140/20 152/11 Tom [2] 6/20 10/11 59/21 59/22 62/21 63/15 64/3 64/13 68/5 too [4] 50/23 89/16 93/16 101/2 153/24 68/7 69/18 72/5 72/19 73/6 73/12 73/18 took [4] 109/17 110/9 110/12 118/17 understood [2] 94/21 163/1 undertake [2] 57/6 134/19 74/5 74/11 74/16 74/16 75/1 75/2 75/17 tools [1] 161/14 78/19 80/8 80/20 81/20 83/10 87/4 87/20 top [7] 21/5 52/1 77/20 78/10 141/2 144/23 undertaken [2] 60/20 61/24 undertaking [2] 135/15 139/15 unfavorable [1] 160/20 88/6 89/9 91/5 91/6 91/11 92/10 95/12 97/4 148/9 97/7 97/11 98/18 98/24 98/24 99/23 100/15 total [8] 27/1 28/16 30/20 31/6 74/23 84/14 102/19 102/23 104/1 104/10 105/23 106/2 84/16 121/3 unfold [1] 104/15 108/11 109/1 111/10 113/7 113/7 113/12 totals [2] 28/15 30/20 unfounded [1] 160/22 unintentionally [1] 173/1 113/13 114/18 115/18 117/14 120/23 121/1 Tough [1] 141/11 133/4 134/23 138/10 140/24 141/15 142/2 towards [3] 143/9 150/18 150/19 unique [2] 146/23 150/17 town [1] 166/10 track [4] 25/18 35/3 43/17 133/11 Unitil [7] 1/19 5/21 17/15 34/13 168/3 144/15 144/21 146/17 147/1 147/15 149/2 169/24 176/8 149/5 149/9 150/5 151/6 153/23 154/5 155/1 155/1 155/13 155/18 156/22 157/4 tracked [1] 72/21 units [2] 90/17 112/18 157/6 158/2 158/14 158/15 165/9 166/1 tracking [5] 27/5 73/7 73/12 73/20 174/11 universe [1] 150/15 trades [4] 50/8 53/12 76/4 86/13 unless [4] 41/5 59/17 69/6 178/20 166/2 166/14 168/22 171/20 171/24 172/1 unresolved [1] 12/13 172/11 172/15 172/17 173/7 173/11 174/21 traditional [1] 99/19 unsupported [1] 90/22 until [8] 37/22 38/7 48/14 64/6 116/3 176/20 177/6 177/14 178/16 178/20 train [1] 93/24 training [2] 102/3 161/17 transform [2] 161/4 161/21 thinking [1] 136/19 thinks [1] 175/21 172/21 172/21 176/5 third [7] 29/6 47/2 49/12 79/20 103/15 transformation [1] 158/16 up [51] 5/8 11/16 24/16 26/4 26/7 30/18 30/20 31/5 31/9 33/7 33/17 34/21 42/7 105/9 106/16 transforms [1] 158/19 54/19 66/1 68/21 71/3 71/4 74/21 74/22 transition [1] 150/13 this [238] transitioning [1] 150/22 transitions [1] 150/10 Thomas [7] 2/14 3/3 4/10 5/22 13/17 14/1 75/1 75/18 79/1 81/15 81/19 81/20 84/23 14/23 87/18 92/11 94/21 99/24 100/1 103/7 thorough [1] 19/21 transparency [1] 45/21 114/20 115/20 118/12 127/9 131/16 132/12 those [72] 7/18 8/24 9/14 9/17 11/10 16/10 Transportation [1] 123/13 138/2 140/10 140/12 140/13 152/7 152/13 20/17 20/19 20/20 22/2 23/3 27/8 28/3 28/5 TRC [1] 162/16 169/17 173/2 173/8 175/16 177/22 178/8 28/9 31/2 33/18 34/18 35/22 38/24 38/24 treatment [1] 107/19 up-to-date [1] 175/16 trick [1] 58/2 tried [3] 89/7 150/4 156/17 39/23 40/19 47/4 57/9 63/24 64/2 80/1 81/5 update [2] 83/7 85/15 updated [7] 4/5 9/4 19/18 20/22 22/23 81/6 82/7 86/13 87/13 92/8 92/9 99/19 100/15 103/21 104/23 109/17 110/17 113/3 trip [1] 81/24 22/24 85/18 113/19 115/1 116/5 116/11 117/11 118/4 trouble [1] 113/4 updates [8] 8/10 19/20 20/2 20/14 23/11 118/6 118/11 118/12 135/12 139/10 140/8 true [2] 47/23 67/16 24/1 41/16 47/20

U	W	112/18 112/19 112/19 112/20 112/21 113/7
upgrades [1] 78/5	wait [3] 11/10 64/6 82/24	113/11 113/12 121/10 121/11 121/12 121/14 122/9 133/5 133/5 136/21 145/14
upon [10] 12/6 24/11 25/5 46/16 84/23	waiting [2] 109/9 113/3	149/3 155/21 157/15 159/1 159/2 159/3
145/6 148/4 150/5 156/19 163/24	waive [1] 164/2	165/1 165/22 170/3 170/15 178/1
urge [2] 50/9 167/15	walk [3] 27/11 91/15 124/18	we've [36] 6/22 16/16 19/4 24/19 26/19
us [13] 43/1 69/12 73/23 80/3 80/3 81/13 93/2 100/13 130/19 157/23 160/24 175/11	walking [1] 90/15 wall [2] 79/22 108/19	40/14 40/14 40/16 45/10 48/5 48/10 48/24 49/9 69/14 73/14 91/1 91/2 92/5 94/7 95/16
178/15	want [51] 11/19 17/23 32/9 32/11 32/11	102/4 104/16 104/17 104/18 104/19 112/7
usage [2] 108/23 114/12	44/10 44/19 45/8 52/12 55/13 59/1 61/11	114/1 114/3 114/4 114/5 120/14 157/12
use [15] 9/3 25/11 40/20 51/19 51/20 84/12 93/14 93/15 93/18 99/17 109/5	70/3 76/12 77/6 80/14 81/2 83/23 84/2 86/22 88/17 88/18 95/17 106/22 108/10	158/23 177/10 177/10 178/6 weak [1] 68/2
114/13 135/17 142/2 145/11	109/9 112/15 112/16 117/23 118/22 119/5	weak[1] 00/2 weatherization [11] 56/15 57/21 70/21
used [14] 38/23 39/4 57/9 72/10 77/22	120/7 120/9 122/12 125/9 134/16 141/5	76/7 77/18 77/23 78/3 78/10 82/14 118/6
78/1 78/9 78/11 86/1 105/15 107/13 110/17	141/14 149/12 156/13 158/22 161/7 161/8	143/21
120/24 135/13 useful [4] 46/5 48/18 102/9 154/8	163/21 165/20 165/21 167/19 170/21 176/23 177/21 178/10	weatherization/insulation/air [1] 78/3 weatherize [7] 66/14 66/18 67/1 69/14
usefulness [2] 34/5 34/7	wanted [16] 28/5 28/5 59/23 60/4 62/19	69/15 70/4 93/4
uses [1] 132/22	63/10 82/23 89/8 111/11 113/14 115/2	weatherizing [1] 70/13
using [5] 35/24 70/22 74/12 87/17 135/16 usual [1] 83/19	116/12 118/13 118/17 163/2 163/16 wanting [2] 113/17 115/5	website [6] 48/24 80/17 102/2 109/23 129/22 129/24
usually [2] 33/1 105/16	wants [2] 12/17 43/18	weeks [2] 33/8 162/9
utilities [63] 1/2 1/17 1/19 5/16 5/21 9/8	was [171] 7/8 7/17 10/15 11/14 13/5 13/6	welcome [1] 17/11
9/13 13/22 13/23 14/10 14/11 22/16 23/14 25/8 25/11 25/15 26/3 26/20 26/24 27/14	13/6 19/2 20/4 20/8 20/22 21/5 21/20 22/12 22/12 24/10 24/21 25/5 26/18 26/23 27/18	well [60] 12/5 23/19 24/14 27/13 31/4 31/23 34/7 40/14 45/10 47/12 48/24 50/13
25/8 25/11 25/15 26/3 26/20 26/24 27/14 29/11 31/21 35/9 36/19 37/20 39/19 40/4	28/11 30/7 30/8 31/20 34/21 35/2 35/18	50/20 61/20 63/4 63/12 64/4 64/13 64/20
57/10 72/13 85/6 85/15 89/6 96/10 96/14	35/19 36/1 36/10 42/8 42/19 43/21 43/22	65/6 71/21 77/9 82/4 86/8 88/19 89/15
96/14 102/9 107/14 107/17 107/23 108/5	44/7 45/20 45/21 46/8 47/1 47/13 47/15	89/18 90/13 90/18 94/21 99/15 100/20
108/13 108/14 113/22 118/13 124/5 128/10 135/18 135/22 136/1 142/1 146/13 147/2	47/16 47/16 49/23 54/23 55/19 56/24 57/14 57/24 58/4 58/5 59/23 60/10 60/17 63/18	104/3 108/23 114/24 122/5 122/19 127/4 131/10 134/10 146/14 146/16 147/5 147/22
163/21 163/22 165/1 166/12 168/5 168/24	64/9 65/19 65/23 66/2 66/3 69/10 71/19	149/5 150/3 150/15 152/14 153/19 154/16
169/15 169/23 172/20 173/4 175/17	72/4 72/6 72/9 72/10 72/12 72/14 72/14	157/4 157/7 157/9 158/1 158/14 162/19
utilities' [4] 5/4 19/12 52/4 134/11 utility [17] 15/13 15/14 23/20 23/21 27/24	73/9 73/15 74/6 74/8 74/20 79/1 81/12 81/13 81/20 81/23 82/24 83/3 83/8 88/2	175/4 177/15 178/10 178/19 went [8] 52/12 71/12 71/13 73/9 73/10
31/3 40/10 43/18 48/11 77/15 78/4 78/7	88/5 89/4 89/8 89/10 89/13 90/18 94/18	84/11 166/1 178/11
79/2 88/21 135/3 144/3 173/16	94/23 95/5 96/22 98/15 98/16 103/2 103/5	were [92] 7/16 8/22 8/24 11/21 13/19
utility-specific [5] 23/20 23/21 40/10	103/14 105/2 105/10 107/16 108/2 108/12	16/10 17/24 18/18 19/17 19/21 20/2 20/18
48/11 144/3 utility-sponsored [1] 173/16	108/13 110/3 110/5 110/10 110/19 110/19 110/20 111/20 111/24 112/1 114/14 115/8	29/9 31/23 43/24 44/12 44/19 45/21 60/5 70/4 72/12 73/10 73/11 74/2 77/4 78/2 78/4
utilize [1] 107/15	117/10 118/16 118/18 120/2 120/4 121/5	81/17 87/24 96/4 96/4 97/24 98/12 101/13
V	121/19 123/1 124/5 124/7 125/1 125/16	102/19 103/6 104/4 105/20 106/21 107/21
valuable [1] 146/17	128/9 129/7 129/13 130/7 133/12 133/14 134/10 136/5 136/6 139/24 140/3 142/12	107/22 108/11 108/13 108/14 108/14 108/18 108/22 109/3 109/14 109/21 111/14
value [1] 157/18	142/23 144/4 144/8 144/21 145/3 145/18	112/5 113/3 113/4 113/10 114/7 114/18
variable [1] 42/16	146/17 146/22 147/1 148/4 148/5 151/10	115/6 116/11 116/11 117/24 118/2 118/4
variance [2] 40/4 40/5 VEIC [5] 55/19 56/12 136/6 165/5 171/13	152/4 153/17 154/1 155/2 156/24 157/14 157/16 158/2 162/4 162/4 162/20 162/21	118/8 118/14 119/1 121/23 121/24 124/12 135/15 135/19 135/20 137/18 137/21 139/8
vendors [1] 49/14	163/3 165/9 167/10 176/2 176/3 176/24	139/9 139/20 146/23 148/1 148/9 153/19
ventilate [1] 35/12	177/1	153/19 153/24 154/6 154/6 156/18 162/3
verbal [4] 13/13 30/4 159/13 159/16	wasn't [14] 24/20 43/15 52/11 58/7 73/5 83/9 105/9 120/17 138/12 144/20 149/7	162/14 162/23 167/16 173/3 177/13
verification [1] 56/10 verify [1] 106/16	149/7 155/21 162/10	weren't [5] 46/14 72/11 108/17 111/16 117/15
Vermont [2] 54/8 155/19	watching [1] 92/6	what [153] 12/3 12/20 14/11 14/14 15/1
version [6] 9/4 10/15 27/8 89/24 132/4	water [5] 70/7 79/14 79/24 112/23 118/10	15/3 15/14 18/14 19/8 19/15 21/2 21/9 21/9 21/16 21/17 22/2 22/12 24/6 24/10 25/5
152/15 versions [1] 129/19	way [22] 2/6 6/8 14/6 24/20 26/10 28/14 34/21 40/24 61/21 79/1 81/13 118/10	21/16 21/17 22/2 22/12 24/6 24/10 25/5 25/20 26/15 27/8 27/18 27/18 27/21 28/4
versus [4] 26/22 27/6 28/3 72/20	127/14 135/9 139/23 154/1 157/22 158/2	29/1 29/6 29/9 29/16 30/22 32/24 35/1
very [60] 8/24 11/17 19/7 19/15 21/2 24/15		37/10 37/11 38/3 38/13 38/18 39/17 40/5
25/20 26/15 27/7 27/21 34/24 36/12 40/11 45/5 45/20 46/5 48/5 48/6 51/18 51/22	ways [2] 68/6 168/18 we [377]	40/12 43/16 44/24 53/2 55/9 59/24 60/5 60/8 60/10 61/19 63/20 63/23 63/24 66/6
51/22 61/1 61/14 72/14 73/8 75/6 86/12	we [377] we'd [7] 6/23 19/23 33/6 33/7 84/12	70/14 71/4 71/5 71/7 71/11 71/19 72/4
86/14 90/18 99/14 104/21 128/24 131/11	163/22 166/18	73/21 74/2 75/6 75/17 76/3 79/12 80/2 80/3
133/17 134/4 135/22 141/24 146/22 147/19 150/19 161/18 161/18 161/19 163/17	we'll [28] 7/4 10/3 11/10 11/19 12/24 14/6 25/10 29/24 35/21 35/24 35/24 39/20 40/10	80/6 80/20 80/21 81/3 81/4 82/5 82/16 82/17 82/22 82/23 84/13 86/23 87/7 88/22
165/11 165/15 165/15 166/23 168/16	85/20 89/18 92/8 106/14 106/17 106/18	89/20 90/6 90/9 90/10 95/19 96/24 99/20
168/24 168/24 171/19 172/1 172/2 172/15	106/20 107/4 110/21 111/4 111/5 111/6	99/23 100/6 100/7 100/13 100/23 102/11
172/15 174/2 174/14 178/12 178/13	122/18 129/5 130/5	104/7 105/23 106/2 106/9 106/11 106/13
vet [3] 174/22 177/7 177/15 vetted [1] 176/21	we're [82] 9/19 12/15 22/1 23/9 24/23 26/14 29/1 29/2 29/4 29/23 35/12 39/10	106/22 107/1 107/3 107/21 110/2 110/3 110/19 110/19 111/5 111/6 113/8 113/11
view [3] 62/6 87/2 139/13	41/2 42/11 45/12 45/13 53/6 53/7 53/11	114/7 115/9 115/14 115/17 117/24 118/2
views [1] 159/23	57/22 60/5 64/3 71/3 71/3 73/1 76/15 79/4	118/8 121/14 121/18 122/17 123/11 123/21
visibility [1] 116/13 visit [3] 81/19 81/19 81/21	80/21 83/23 88/9 88/10 88/11 88/14 89/20 90/9 90/11 90/12 91/11 91/13 92/17 92/24	124/1 124/2 125/6 127/2 127/4 127/19 128/14 128/21 134/17 134/18 135/5 135/19
void [1] 77/5	93/1 93/8 93/9 93/23 95/19 102/3 102/23	136/7 142/3 144/9 148/22 150/20 154/11
voids [1] 163/20	102/24 102/24 109/2 109/18 111/5 112/17	154/14 154/24 157/14 158/23 164/7 166/22

w	withdrawn [1] 157/16	127/20 128/3 128/7 128/21 129/12 129/21
	within [9] 98/9 100/5 100/12 134/15	130/14 130/17 131/15 132/3 132/9 133/4
what [2] 177/9 177/23 what's [13] 10/23 29/19 34/5 45/2 80/22	136/20 143/14 155/14 158/3 160/19 without [5] 11/15 72/16 114/15 140/4	133/7 133/8 136/4 137/15 138/3 138/7 138/9 139/24 140/3 142/22 143/1 143/2
86/24 87/2 87/9 91/17 100/20 110/22	177/4	143/16 146/9 146/13 147/13 152/4 155/18
145/19 147/13	witness [13] 3/3 3/8 3/12 8/24 13/24 17/12	156/10 156/16 156/22 157/15 163/4 170/11
whatever [7] 12/8 70/18 120/16 144/16	63/2 122/21 126/22 132/19 133/10 142/9	171/2
163/23 164/9 178/3	157/3	yesterday [1] 20/19
whatsoever [1] 88/24	witnesses [10] 7/4 8/8 9/16 10/4 12/4 12/8	
when [41] 9/2 15/22 15/24 17/23 27/2	13/15 64/14 64/20 122/3	83/9 89/18 93/21 134/5 176/15
33/10 44/17 55/8 63/24 65/11 66/14 68/9 69/13 69/15 71/1 71/2 76/2 77/10 84/8	won't [5] 11/10 13/1 40/18 91/14 157/8	you [556] you'll [5], 20/20, 22/40, 28/45, 82/7, 01/42
84/18 85/18 93/3 94/10 100/16 101/3	wonder [1] 61/18 wondering [1] 154/22	you'll [5] 20/20 22/10 28/15 83/7 91/13 you're [43] 12/2 17/11 19/1 21/9 55/12
103/14 104/11 106/7 107/2 109/6 109/16	word [9] 5/8 16/21 17/14 17/19 18/1 18/2	59/17 61/19 63/4 63/10 66/6 67/1 67/3 68/1
114/13 117/23 119/1 122/12 132/3 133/5	55/10 73/20 166/5	69/17 70/18 70/22 73/18 81/8 82/4 82/7
144/19 150/9 176/23 178/9	wording [2] 22/15 22/15	82/10 82/11 82/12 82/14 82/19 84/13 85/9
where [25] 17/7 22/24 30/19 42/7 49/12	words [2] 17/6 165/14	86/23 93/17 99/7 109/1 109/12 110/1 112/9
62/11 71/12 95/6 97/24 104/24 108/11	work [23] 20/1 46/3 50/8 53/14 55/18	115/14 115/17 125/10 127/19 142/7 154/14
111/13 113/18 131/7 132/17 133/12 139/24 141/2 146/6 148/3 148/16 161/6 165/10	55/22 57/21 67/1 84/4 84/6 100/22 102/22 104/6 106/9 125/4 127/13 137/4 137/9	154/22 157/7 159/8 you've [13] 15/21 15/24 23/3 45/14 45/15
167/2 178/17	166/1 168/12 168/15 170/1 178/11	94/15 97/15 113/18 116/3 163/9 164/16
Whereas [1] 136/19	worked [5] 165/9 168/24 169/16 169/19	168/22 169/14
Wherein [1] 85/15	176/9	your [80] 14/7 14/11 14/14 14/21 15/1
Whereupon [4] 13/17 123/1 142/12	working [14] 37/7 37/8 37/10 37/12 37/15	15/3 15/10 15/14 16/2 16/11 16/17 20/5
178/24	37/23 38/8 41/20 55/15 90/11 93/9 175/7	30/6 32/14 38/9 43/9 43/9 45/16 47/13
whether [18] 41/11 42/19 61/4 75/18	175/8 176/7 werks [4], 133/7	47/24 48/2 48/7 48/7 52/13 56/8 60/18
75/20 93/12 109/16 109/23 115/8 144/8 153/17 159/21 163/19 163/24 166/10 167/3	works [1] 133/7 worthwhile [1] 154/2	63/15 63/18 66/19 68/22 70/16 80/5 80/18 81/23 86/15 86/19 87/2 89/9 91/1 91/12
171/23 178/8	world world [1]	94/2 94/23 94/24 95/5 98/16 99/8 99/16
which [49] 7/16 9/10 10/11 17/15 18/18	wouldn't [2] 96/9 135/18	103/5 103/22 105/9 108/10 108/20 109/1
25/24 28/6 39/4 42/3 45/3 45/21 54/11	wrap [1] 68/21	111/11 123/6 123/6 123/21 124/1 124/3
55/13 55/19 57/13 59/2 59/20 63/9 63/11	wraps [1] 79/15	124/12 124/23 127/19 128/12 130/11 139/6
63/15 64/5 65/4 69/20 71/4 74/20 79/14	wrinkle [1] 176/5	139/6 139/15 142/6 142/17 143/3 147/10
83/4 89/3 107/11 109/4 110/19 110/19	written [2] 59/20 128/13	148/2 154/10 155/24 157/15 158/1 163/7
127/11 136/6 137/23 143/20 144/2 146/4 147/17 148/8 150/6 152/13 155/9 155/11	wrong [1] 162/24	165/1 168/3 177/17 yours [1] 133/7
155/22 156/24 165/21 167/12 173/13	Y	yours [1] 150/1
while [14] 13/8 23/9 26/14 29/23 50/5 68/7	year [46] 18/6 19/11 35/6 39/20 40/17	
86/4 88/21 88/22 92/17 108/21 140/10	46/17 49/10 49/11 53/6 70/5 70/7 70/22	
141/20 165/19	71/24 73/7 73/16 73/23 82/9 84/21 85/16	
white [3] 110/4 111/14 132/4 who [19] 11/17 77/14 96/2 96/15 99/17	85/19 86/17 86/23 87/1 87/11 92/8 97/21 99/24 100/3 136/15 136/16 138/13 138/21	
109/8 109/9 112/1 136/14 146/11 146/12	166/24 168/16 170/4 170/20 172/14 172/19	
147/8 152/1 154/6 159/18 162/14 162/14	173/3 173/6 174/15 174/17 175/11 176/4	
171/16 177/23	177/2 178/4	
whoever [2] 69/7 83/19	year-old [1] 71/24	
whole [3] 49/13 61/15 107/19	yearly [2] 86/16 105/13	
whose [1] 10/22 why [22] 9/16 11/16 13/15 31/13 32/2	years [34] 48/11 48/13 49/10 60/2 67/7 67/15 69/20 69/22 70/11 70/22 80/24 85/17	
52/10 52/13 58/4 65/9 81/12 83/8 83/8 95/5		
96/12 99/19 103/7 107/19 108/2 108/10	103/15 103/24 104/9 104/13 108/10 113/4	
146/14 159/18 162/17	114/2 138/18 140/10 140/17 141/1 141/2	
will [78] 7/2 7/22 7/23 8/8 9/15 11/8 12/6	161/21 165/2 171/23	
12/9 13/24 25/11 26/5 26/24 27/1 33/17	years' [1] 113/7	
35/9 35/9 36/20 37/18 37/20 38/6 38/22 39/1 39/4 40/4 40/20 43/19 44/4 44/12	yellow [1] 23/2 yes [174] 7/11 9/5 9/6 9/22 10/16 10/17	
50/22 57/20 68/21 69/15 70/21 73/23 84/16		
85/10 85/15 85/18 87/14 88/3 88/5 88/16	16/1 16/4 16/8 16/12 16/15 16/20 17/5 18/3	
89/14 90/14 92/5 93/2 93/5 93/7 106/6	18/10 18/13 18/17 18/20 18/24 19/3 20/7	
106/8 106/14 107/14 117/6 122/10 122/24	20/16 20/18 21/4 21/12 22/5 23/12 27/9	
126/14 134/21 134/24 141/16 142/17	27/17 27/20 29/20 31/1 32/17 32/20 32/23	
144/12 145/10 149/22 159/14 160/24	33/12 33/15 33/20 34/1 34/4 34/17 35/18 26/9 26/11 26/15 27/2 27/0 27/12 20/10	
161/12 161/13 161/14 161/22 166/9 166/21 171/7 175/10 175/17 175/22 176/4 178/21	36/8 36/11 36/15 37/2 37/9 37/13 39/19 40/14 42/5 42/14 43/5 43/11 45/5 45/17	
178/22	47/15 47/19 48/1 48/4 51/24 52/20 52/21	
willing [2] 24/23 113/5	53/1 53/20 54/10 54/14 54/21 55/4 55/17	
window [6] 82/14 90/16 90/17 90/19 90/21	55/21 56/1 56/11 58/15 59/9 61/8 61/11	
91/15	62/4 64/22 64/24 65/1 66/7 66/8 66/9 67/9	
windows [4] 82/13 82/15 93/7 155/9	67/11 71/18 74/5 74/5 76/21 78/1 78/22 81/24 82/21 85/6 85/11 85/21 86/5 86/18	
winning [1] 169/11 wish [4] 7/3 7/19 100/19 164/4	81/24 82/21 85/6 85/11 85/21 86/5 86/18 87/23 89/2 90/24 91/23 93/17 93/22 95/11	
wished [1] 157/18	96/18 96/21 97/10 98/13 101/6 101/17	
withdraw [4] 83/6 156/24 157/7 157/9	101/19 103/19 106/5 109/3 113/2 113/24	
withdrawal [2] 157/9 157/10	114/1 115/15 115/16 117/7 117/19 118/23	
withdrawing [1] 59/18	119/21 121/7 121/17 123/20 124/24 125/15	