

**STATE OF NEW HAMPSHIRE
BEFORE THE
NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION**

Docket No. DE 12-295

POWER NEW ENGLAND, LLC

**Petition for Review of the Reasonableness of Certain Charges of Public Service Company
of New Hampshire for Services to Competitive Suppliers**

Petition to Intervene on Behalf of Electricity N.H., LLC d/b/a/ E.N.H. Power

Electricity N.H., LLC d/b/a E.N.H. Power ("ENH Power") respectfully petitions the New Hampshire Public Utilities Commission ("Commission") for leave to intervene as a full party in the above-captioned proceeding pursuant to Rule Puc 203.17 and RSA 541-A:32. In support of this petition, ENH Power states as follows:

1. Power New England, LLC d/b/a Power New England ("PNE") filed a petition dated October 1, 2012, requesting that the Commission review the reasonableness and appropriateness of Public Service Company of New Hampshire's ("PSNH") approved charges for selection, billing, and payment and collection services to competitive electricity suppliers. On November 21, 2012 the Commission issued an Order of Notice in the above-captioned docket opening a proceeding to review the reasonableness and appropriateness of those charges.

2. In the Order of Notice the Commission established a deadline of January 9, 2013 for the submission of petitions to intervene and set a prehearing conference for January 15, 2013.

3. ENH Power is a licensed competitive electricity supplier in New Hampshire providing retail electric supply to residential and small commercial customers in PSNH's service territory. As such, ENH Power is subject to the charges at issue in the above referenced docket, and has a substantial and specific interest in ensuring that any charges to competitive suppliers

by PSNH are reasonable and appropriate and do not inhibit competition. As a competitive supplier in New Hampshire with over 30,000 customers, ENH Power has knowledge and experience that is likely to be of value to the Commission in this proceeding.

4. Pursuant to RSA 541-A:32, Admin. Rule 203.17, and established Commission precedent, the Commission must grant a petition to intervene if: (a) the petition is submitted in writing at least three days before the hearing; (b) the petition states facts demonstrating how the petitioner is substantially and specifically affected by the proceeding; and (c) the intervention would be in the interests of justice and would not impair the orderly conduct of the proceeding. The Commission also has the discretion to grant a petition to intervene "at any time, upon determining that such intervention would be in the interests of justice and would not impair the orderly and prompt conduct of the proceedings." RSA 541-A:32,II.

5. The appropriateness of utility charges for services to competitive suppliers are an important factor in the development of retail electric markets, and unreasonably high charges can be a barrier to entry for competitive suppliers. As a competitive retail supplier in New Hampshire, ENH Power is directly impacted by the charges imposed on competitive suppliers by PSNH. Therefore, the rights, duties, privileges and/or substantial interests of ENH Power may be affected by this proceeding. ENH Power believes it must intervene in this proceeding to protect these rights. Granting this petition for intervention would be in the interest of justice, and ENH Power's intervention will not impair the orderly conduct of this proceeding.

6. In addition to the relief requested by PNE, ENH Power further requests that the Commission require PSNH to amend the Terms and Conditions for Suppliers set forth in PSNH's Electricity Delivery Service Tariff, reducing the charges imposed on competitive suppliers by PSNH to reasonable and appropriate levels that reflect PSNH's actual incremental


costs of providing services to suppliers. In addition, ENH Power believes that related issues associated with the nascent development of residential electric service competition would be properly addressed in this docket. These issues include: the allocation of customer payments between the utility and the competitive supplier, especially when a customer has remitted only a partial payment or is participating in a payment plan; responsiveness and support for electronic data interchange issues; and customer difficulties in signing up for competitive supply. Accordingly, ENH Power would support the inclusions of these issues within the scope of this docket.

WHEREFORE, ENH Power respectfully requests that the Commission grant it full intervenor status in the proceeding or grant such other relief as the Commission deems fair and just.

Respectfully submitted,

Electricity N.H., LLC d/b/a/ E.N.H. Power
By Its Attorneys
Bernstein, Shur, Sawyer & Nelson, P.A.

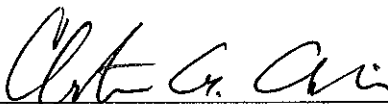
Dated: January 9, 2013



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Certificate of Service

I hereby certify that a copy of the foregoing Petition has on this 9th day of January, 2013, been sent by email to the service list in DE 12-295.



Christopher G. Aslin