

STATE OF NEW HAMPSHIRE
BEFORE THE
PUBLIC UTILITIES COMMISSION

RE: LIBERTY UTILITIES (ENERGYNORTH NATURAL GAS) CORP. D/B/A LIBERTY
UTILITIES

DOCKET NO. DG 14-380

**OBJECTION TO PETITION FOR INTERVENTION OF PIPE LINE
AWARENESS NETWORK OF THE NORTHEAST, INC.**

Liberty Utilities (EnergyNorth Natural Gas) Corp. d/b/a Liberty Utilities (“EnergyNorth” or the “Company”), in accordance with Puc 203.07 and RSA 541-A, hereby objects to the petition to intervene filed by Pipeline Awareness Network for the Northeast, Inc. In support of this objection, the Company states as follows:

1. On December 31, 2014, EnergyNorth filed a Petition for Approval of Firm Transportation Agreement in which it seeks the Commission’s approval to enter into a twenty year agreement with Tennessee Gas Pipeline Company, LLC (“Tennessee”) to purchase firm capacity on a gas pipeline that would be operated by Tennessee and would connect to EnergyNorth’s distribution system in or around Milford, New Hampshire.

2. On February 11, 2015, Pipeline Awareness Network for the Northeast, Inc. (“Plan”) filed a Petition to Intervene in this docket on the basis that its members include “customers and ratepayers of Liberty in New Hampshire...and private landowners whose property will be adversely impacted (affecting their community, environment and safety) and taken by Tennessee to construct the natural gas pipeline that will provide the capacity Liberty seeks to purchase...” Petition to Intervene at ¶ 10. The Commission should deny Plan’s requested intervention on the basis that it has failed to satisfy the legal standard for intervention.

3. RSA 541-A:32 provides that a petition to intervene shall be granted where “(b) [t]he petition states facts demonstrating that the petitioner's rights, duties, privileges, immunities or other substantial interests may be affected by the proceeding or that the petitioner qualifies as an intervenor under any provision of law and (c) The presiding officer determines that the interests of justice and the orderly and prompt conduct of the proceedings would not be impaired by allowing the intervention.”

4. Plan has not met its burden of proof under RSA 541-A:32 as it has failed to state how its rights, duties, privileges, immunities or other substantial interests would be affected by this proceeding. In this docket, the Commission will be determining whether it is prudent and in the public interest for EnergyNorth to enter into a long term contract to purchase capacity from Tennessee in order to supply natural gas to its retail distribution customers in New Hampshire. In essence, this docket involves consideration of a financial transaction to be entered into by EnergyNorth, and the impact of that transaction on the Company’s customers.

5. This docket does not involve issues regarding where the pipeline should be built, how private landowners may be affected by its construction, environmental or safety issues. Thus, to the extent that Plan seeks to address those issues in this docket, this is the wrong venue. Plan should pursue those issues before the Federal Energy Regulatory Commission.

6. Plan also claims that its members are customers of the Company. However, Plan’s petition does not provide any facts in support that assertion, such as how many of its members are customers, and whether those customers are residential or commercial and industrial customers of the Company. The Company attempted to determine whether Plan has any nexus to New Hampshire, and was unable to verify that it is authorized to do business in the

State, as it does not appear to be registered with the Secretary of State's office. *See* attached print out from the Secretary of State's website.

7. Given that Plan has failed to adequately justify how its rights, duties, privileges, immunities and interest are legitimately affected by this docket, the Commission should deny its Petition to Intervene. Should the Commission grant Plan's intervention, Plan should be required to coordinate its participation through the Office of Consumer Advocate to the extent it is representing customer interests.

8. For these reasons, the Company requests that the Commission deny Plan's petition to intervene.

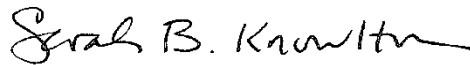
WHEREFORE, EnergyNorth respectfully requests that the Commission:

- A. Deny Plan's Petition for Intervention, or in the alternative, limit its intervention;
- B. Such other relief as is just and equitable.

Respectfully submitted,

LIBERTY UTILITIES (ENERGYNORTH NATURAL GAS) CORP. D/B/A LIBERTY UTILITIES

By its Attorney,

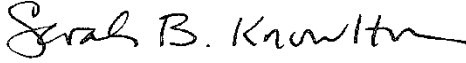


Date: February 12, 2015

By: _____
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Certificate of Service

I hereby certify that on February 12, 2015, a copy of this Objection to Petition to Intervene has been forwarded to the service list in this docket.



Sarah B. Knowlton