

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

**NORTHERN UTILITIES, INC.  
2015 Summer Cost of Gas**

Docket No. DG 15-090

**Objection to Petition to Intervene**

Commission Staff, through counsel, respectfully objects to the petition to intervene of Express Energy, Inc. d/b/a Metromedia Energy, Inc. (Energy Express) because the petition is untimely.

In support of this objection, Staff represents as follows:

1. The March 25, 2015, Order of Notice included notice that the Commission would consider the PNGTS refund as part of this docket: “Northern proposed to flow the refund to customers over a three year period and stated it will update its filing to reflect the PNGTS refund later in this docket.”
2. The Order of Notice set an April 20 deadline for petitions to intervene. The first hearing was held on April 22 and the second hearing, focused solely on the PNGTS refund issue, was held on June 2.
3. On August 7, 2015, almost four months after the intervention deadline and more than two months after the hearing that specifically addressed the PNGTS refund issue, Energy Express filed its petition to intervene.
4. Energy Express states that it is a registered natural gas marketer that left the New Hampshire market in September 2014. Petition at ¶¶1-2.
5. The only reason given for Energy Express’s late filing is that it “did not recognize the potential impact of the Commission’s contemplated course of action until it became aware of Northern’s proposed refund methodology through Maine PUC Docket No. 2015-00041.” Petition at ¶6

6. A review of Maine PUC Docket 2015-0041,<sup>1</sup> however, reveals that Northern proposed the same three year refund in Maine that it proposed here in a revised filing dated April 9, 2015, [linked here](#), with the dated cover letter [here](#).
7. Energy Express filed a similar petition to intervene in the Maine docket on August 5, 2015. The reason Energy Express gave for its late filing in Maine is that “Energy Express did not recognize the severity or impact of the Commission staff’s contemplated course of action until the Examiner’s Report dated August 3, 2015 was issued.” [Maine Petition to Intervene](#) at ¶6. Note that Energy Express did not say it was unaware of Northern’s proposal in Maine, undermining its reason for late filing here.<sup>2</sup>
8. Energy Express’s reason for its late filing is thus without merit and its petition to intervene should be denied.

WHEREFORE, Staff respectfully asks the Commission to:

- a. Deny Energy Express’s petition to intervene;
- b. Grant any further relief deemed just and proper.

Staff of the New Hampshire Public Utilities Commission

By: /s/ Michael Sheehan  
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I certify that today, August 11, 2015, I have electronically provided a copy of this objection to the service list.

/s/ Michael Sheehan  
Michael Sheehan, Esq.

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<sup>1</sup> The Maine docket sheet is [here](#).

<sup>2</sup> Note that Energy Express’s petition to intervene was [granted](#) in Maine.

**SERVICE LIST - EMAIL ADDRESSES - DOCKET RELATED**

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**Pursuant to N.H. Admin Rule Puc 203.11 (a) (1): Serve an electronic copy on each person identified on the service list.**

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**FILING INSTRUCTIONS:**

- a) Pursuant to N.H. Admin Rule Puc 203.02 (a), with the exception of Discovery, file 7 copies, as well as an electronic copy, of all documents including cover letter with:**

DEBRA A HOWLAND  
EXECUTIVE DIRECTOR  
NHPUC  
21 S. FRUIT ST, SUITE 10  
CONCORD NH 03301-2429

- b) Serve an electronic copy with each person identified on the Commission's service list and with the Office of Consumer Advocate.**
- c) Serve a written copy on each person on the service list not able to receive electronic mail.**