

STATE OF NEW HAMPSHIRE  
BEFORE THE  
NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION

DG 15-289

LIBERTY UTILITIES (ENERGYNORTH NATURAL GAS) CORP.  
d/b/a LIBERTY UTILITIES

Petition for Franchise Approval

**PROMETHEUS ENERGY GROUP INC'S PETITION TO INTERVENE**

NOW COMES Prometheus Energy Group, Inc. ("Prometheus Energy"), and, pursuant to New Hampshire Revised Statute Annotated 541-A:32 and NH Code of Administrative Rules PUC 203 .17, respectfully petitions the New Hampshire Public Utilities Commission (the "Commission") for intervention as a full party in the above-captioned proceeding. In support of this petition, Prometheus Energy states as follows:

1. The Commission's Order of Notice dated August 6, 2015 in this docket states, inter alia, that Liberty Utilities (EnergyNorth Natural Gas) Corp., d/b/a Liberty Utilities ("Liberty") filed a petition to provide gas utility service in Hanover and Lebanon, New Hampshire, and that Liberty's proposal includes providing re-gasified liquefied natural gas ("LNG") and/or compressed natural gas ("CNG") through a pipeline distribution system to customers in Hanover and Lebanon. Order of Notice, p. 1.
2. The Order of Notice also states that Liberty's filing raises, inter alia, issues related to: "adequacy of LNG/CNG supply"; whether Liberty could offer its proposed service "at just and reasonable rates"; "whether approval of Liberty's franchise petition would be for the public good, and whether terms and conditions for the franchise privilege should be applied for the public interest... ." Order of Notice, p. 2.
3. The Order of Notice established a deadline of September 7, 2015 for the submission of petitions to intervene and scheduled a prehearing conference for September 9, 2015. While in attendance at the September 9, 2015 prehearing conference, Prometheus Energy was made aware of the option to submit a late petition to intervene for consideration by the commission and Liberty. Accordingly, this petition is being submitted.
4. The statutory standards for intervention are set forth in RSA 541-A:32, I and II. First, a petition for intervention must be granted if the petitioner states facts demonstrating how its rights, duties, privileges, immunities or other substantial interests may be affected by the proceeding (or the petitioner qualifies under any provision of law) and the interests of justice and orderly and prompt conduct of the proceedings would not be impaired by allowing intervention. See RSA 541-A:32, I(b) and (c). Second, the Commission may grant a petition to intervene "at any time, upon determining that such intervention would be in the interests of justice and would

not impair the orderly conduct of the proceedings." RSA 541-A:32, II. See also N.H. Admin. R. PUC 203.17 (requiring the Commission to grant one or more petitions to intervene in accordance with the standards of RSA 541-A:32).

5. Prometheus Energy is a leading supplier of liquefied natural gas to the industrial and high-horsepower markets of North America. The company has developed a core competency in the complete industrial LNG value chain: building, owning and operating LNG production facilities; designing, deploying and maintaining onsite LNG storage and vaporization equipment; and managing the logistics, sourcing and transportation of LNG to its portfolio of customers throughout North America. In early 2010, Prometheus Energy developed and deployed a first-of-its-kind turnkey mobile LNG solution to allow replacement of dedicated diesel powered generation sets with dedicated natural gas powered generation sets on large 1 MW to 4 MW drilling rigs. This allowed many operators to realize material economic savings and reduce pollution in air emissions. Prometheus Energy has continued to rapidly grow related services of stationary, mobile and heavy-duty LNG customers across North America, offering an optimized equipment configuration, onsite technician support and LNG fueling solution for each application. The company has also serviced numerous stationary applications throughout North America, including a turnkey seasonal LNG operation for a central heating plant in Massachusetts, multiple large stationary food processing sites for processing heat in the Rockies, and a smaller year-round operation at a remote dry cleaning facility in Lebanon NH. In addition to the above, Prometheus Energy is active in providing LNG solutions for transportation applications involving heavy-duty mine haul vehicles, over-the-road Class 8 tractor trailers and even school buses. As demonstrated above, the company is vertically integrated from LNG production through distribution, onsite storage, and vaporization. The company is privately held by two strategic shareholders: Shell Technology Ventures Fund 1 B.V. and Black River Asset Management LLC, a wholly owned but independently managed subsidiary of Cargill. If Liberty, or any other entity, is awarded a franchise for the Lebanon and Hanover area, Prometheus Energy would be able to deliver LNG and/or related LNG equipment and/or operational services for the LDC or directly to customers who are not connected to the LDC pipeline.
6. Liberty's Petition for Franchise Approval ("the Petition") indicates that Liberty intends to use a competitive bidding process to procure both LNG and CNG for customers in Hanover and Lebanon. Liberty's Petition, paragraph 8 and 14.
7. Substantial interests of Prometheus Energy are likely to be affected by this proceeding because Prometheus Energy is a potential supplier of natural gas to the proposed franchise area. Prometheus Energy is well positioned to play a valuable role in Liberty's proposal, and will likely participate in the competitive bid process for Liberty's gas supply. Prometheus Energy believes its bid would be cost effective and competitive.
8. As a supplier of natural gas to off-pipeline customers throughout North America, including the equipment design, project management, and turnkey LNG supply for an off-grid LNG facility at an industrial dry cleaning plant in Lebanon, NH, Prometheus Energy possesses substantial information and experience that would be of value to the Commission and other parties in this proceeding. For example, Prometheus Energy can provide information, based off its firsthand experience, of design, deployment and operations of the LNG storage and regasification

systems, managing the required logistics and fleet of transportation assets, and the procurement of the needed firm and flexible LNG supply positions to match the variable load profiles. Thus, granting this petition for intervention would be in the interest of justice.

9. Prometheus Energy's intervention will not impair the orderly conduct of this proceeding. If allowed to intervene, Prometheus Energy will abide by the Commission's rules and the procedural schedule in this docket.

WHEREFORE, Prometheus Energy Group, Inc., respectfully requests that the Commission grant it full intervenor status in the proceeding and grant such other relief as the Commission deems just and equitable.

Respectfully Submitted,

**Prometheus Energy Group, Inc.**

By: 

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Dated: September 11, 2015

*The structure and generic content of this Petition to Intervene was based off a petition submitted by Susan S. Geiger at Orr and Reno on September 03, 2015 for docket number DG 15-289.*

Certificate of Service

I hereby certify that a copy of the foregoing Petition has on this 11<sup>th</sup> day of September, 2015 been either sent by electronic mail or hand delivered to persons listed on the Service List.

By:   
Michael Fradette