

**STATE OF NEW HAMPSHIRE  
PUBLIC UTILITIES COMMISSION**

**DE 15-489**

**LIBERTY UTILITIES (GRANITE STATE ELECTRIC) CORP. D/B/A LIBERTY UTILITIES**

**Proposed Tariff Amendment to Allow Resale of  
Electricity for Electric Vehicle Charging Stations**

**Order Suspending Tariff Amendment**

**ORDER NO. 25,852**

**December 18, 2015**

In this Order, the Commission suspends a tariff amendment filed by Liberty Utilities (Granite State Electric) Corp. d/b/a Liberty Utilities (Liberty) to permit the resale of electricity for electric vehicle charging (EVC) stations. The Liberty tariff filing raises legal and regulatory issues that affect other electric distribution utilities and EVC station operators. Consequently, we will address these issues first through an investigation conducted in Docket No. IR 15-510, in which all electric distribution utilities will be mandatory parties. Liberty's revised tariff pages and supporting documents, as well as subsequent docket filings, other than information for which confidential treatment is requested or granted, is posted to the Commission's website at <http://www.puc.nh.gov/Regulatory/Docketbk/2015/15-489.html>.

On November 20, 2015, Liberty filed proposed amended pages of its tariff, NHPUC No. 19, pursuant to N.H. RSA 378:3 and N.H. Code Admin Rule Puc 1605. Specifically, Liberty proposed to amend the terms of its tariff relating to General Service Time-of-Use Rate G-1, General Long Hour Service Rate G-2, and General Service Rate G-3 on pages 41, 45, and 49, respectively. Liberty included annotated and clean tariff pages showing the proposed changes,

and a supporting technical statement of Heather M. Tebbetts, a Liberty Utility Analyst. Liberty requested that the proposed changes become effective January 1, 2016.

Liberty noted that its tariff language currently prohibits the resale of electricity by customers who receive delivery service under these customer rate classes. The new language would exclude from the definition of “resale,” and thus permit, the “sale of electricity to a third party from an electric vehicle charging station.” Liberty asserted that electric vehicles are a growing sector in the New Hampshire marketplace. Liberty stated that the company wants to enhance the opportunities for EVC in its service territory in order to further state and regional initiatives supportive of electric vehicle usage.

This filing raises, *inter alia*, issues related to the legal and regulatory status of EVC station operators as public utilities under RSA 362:2 or as competitive electric power suppliers under RSA 374-F: 2 and 7 and N.H. Code Admin. Rules Chapter Puc 2000, the design and implementation of rates charged to and potentially by EVC station operators, the Commission’s jurisdiction over such rates and terms and conditions of service, and whether the proposed changes to Liberty’s tariff are just and reasonable and in the public interest.

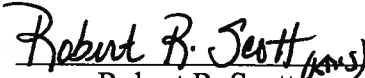
Pursuant to RSA 378:6, I(b), the Commission will suspend Liberty’s tariff amendments to allow for completion of the investigation in Docket No. IR 15-510. In the absence of such suspension, the tariff amendments would become effective 30 days after filing under RSA 378:3.

**Based upon the foregoing, it is hereby**

**ORDERED**, that Liberty’s proposed tariff pages relating to General Service Time-of-Use Rate G-1, General Long Hour Service Rate G-2, and General Service Rate G-3 on pages 41, 45, and 49, be and hereby are suspended under RSA 378:6, I(b), pending completion of the investigation of related legal and regulatory issues in Docket No. IR 15-510.

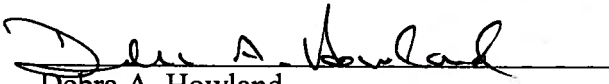
By order of the Public Utilities Commission of New Hampshire this eighteenth day of  
December, 2015.

  
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Martin P. Honigberg  
Chairman

  
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Robert R. Scott  
Commissioner

  
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Kathryn M. Bailey  
Commissioner

Attested by:

  
\_\_\_\_\_  
Debra A. Howland  
Executive Director

**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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Docket #: 15-489-1      Printed: December 18, 2015

**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  
EXEC 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.