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STATE OF NEW HAMPSHIRE



TDD Access: Relay NH
1-800-735-2964

Tel. (603) 271-2431

FAX No. 271-3878

Website:
www.puc.nh.gov

PUBLIC UTILITIES COMMISSION

21 S. Fruit St., Suite 10
Concord, N.H. 03301-2429

February 16, 2016

Re: DG 15-494 Liberty Utilities (EnergyNorth Natural Gas, Inc.) Corp. d/b/a Liberty Utilities
Petition for Approval of Supply Path Precedent Agreement
Clarification of Ruling on Municipal Coalition Intervention

To the Parties:

On January 22, 2016, the Commission issued Order No. 25,861 that, among other things, granted in part and denied in part the intervention request of the New Hampshire Municipal Pipeline Coalition ("Coalition"). On January 26, 2016, Liberty Utilities (EnergyNorth Natural Gas) Corp. d/b/a Liberty Utilities ("EnergyNorth") filed a Motion to Clarify Order 25,861, to which the Coalition responded on February 8, 2016. In its motion, EnergyNorth asked the Commission to clarify that the term "EnergyNorth-customer members" means "only those towns in the Coalition that are customers of the Company (Milford and Merrimack¹), as opposed to those members of the Coalition that have residents who are customers of the Company."

In its response, the Coalition asked that Order No. 25,861 be clarified to allow the Coalition to represent Litchfield inasmuch as its residents are customers of EnergyNorth and their participation is not only consistent with the Commission's ruling in that it would "not impair the orderly and prompt conduct of the proceeding" but would "actually promote efficiency within the proceeding."

The Commission granted the Coalition's intervention to advocate on behalf of the interests of EnergyNorth customers within member towns. This includes advocacy by member towns on behalf of the Town as a customer and on behalf of any other town citizens that are customers. The scope of intervention granted is consistent with the Coalition's stated purpose, *see* Coalition Petition at 1 ("the Coalition is a voluntary unincorporated association of municipalities with the purpose of preserving and protecting the interests of [its] residents"), and RSA 541:32, I and II, which require a direct interest in the outcome of the proceeding or benefits to the proceeding or in the interests of justice. *See* City of Nashua, Order No. 24,379 at 10 (October 1, 2004). Specifically, based on the existing record, the Commission grants the Coalition's intervention on behalf of the towns of Milford and Litchfield, and, if the town becomes a member of the Coalition before non-company testimony is filed, the town of Merrimack.

Sincerely,

A handwritten signature in cursive script that reads "Debra A. Howland".

Debra A. Howland
Executive Director

cc: Docket File/Service List (Electronically)

¹ At the time of the prehearing conference, the Coalition represented that the Town of Merrimack was not yet a member of the Coalition, and that the Coalition needed to clarify their future membership. *See* Transcript at pp. pp. 15-19 and pp. 27-28. Also, the Company did not object to the intervention of the Town of Merrimack. *Id.*

SERVICE LIST - EMAIL ADDRESSES - DOCKET RELATED

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

Executive.Director@puc.nh.gov
al-azad.iqbal@puc.nh.gov
amanda.noonan@puc.nh.gov
chico.dafonte@libertyutilities.com
karen.sinville@libertyutilities.com
mark.naylor@puc.nh.gov
maureen.karpf@libertyutilities.com
michael.licata@libertyutilities.com
nicholas.cicale@oca.nh.gov
ocalitigation@oca.nh.gov
pradip.chattopadhyay@oca.nh.gov
rkanoff@burnslev.com
rorie.patterson@puc.nh.gov
sbk@rathlaw.com
Stephen.Hall@libertyutilities.com
steve.frink@puc.nh.gov
steven.mullen@libertyutilities.com
susan.chamberlin@oca.nh.gov

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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
EXEC DIRECTOR
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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.**