

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

**DE 18-142**

**ENERNOC, INC.**

**Petition for Approval of Use of Live, Online Reverse Auction**

**ORDER OF NOTICE**

On September 10, 2018, EnerNOC Inc. (EnerNOC) filed a petition with the Commission to approve Public Service Company of New Hampshire d/b/a Eversource Energy's (Eversource) utilization of live, online reverse auctions to competitively procure energy service for its customers. In Order No. 26,092, entered in Docket No. DE 17-113, the Commission approved the process by which Eversource solicits power from the competitive market following divestiture of its generation assets. Pursuant to the terms of the settlement agreement approved by Order No. 26,092, any party to the settlement agreement may petition the Commission to amend the way Eversource procures energy service. EnerNOC, a multinational power company and subsidiary of Enel, is one of the settling parties that signed that agreement.

EnerNOC offers a service whereby it provides for the use of live, online reverse auctions to procure energy service requirements for any party that procures such service. EnerNOC claims that its live, online reverse auction platform would assist Eversource in providing electric service to its customers at the lowest reasonable cost. EnerNOC asserts that its service would provide outcomes consistent with public policy objectives enunciated in RSA 374-F and RSA 378:87, New Hampshire's electric industry restructuring and energy policy statutes. To achieve these policy objectives, EnerNOC said the Commission should direct Eversource to use EnerNOC's services to procure energy service for the periods beginning February 1, 2019, August 1, 2019, and February 1, 2020.

The petition and subsequent docket filings, other than any information for which confidential treatment is requested of or granted by the Commission, will be posted to the Commission's website at <http://www.puc.nh.gov/Regulatory/Docketbk/2018/18-142.html>.

The filing raises, *inter alia*, issues related to the efficacy of Eversource's RFP procurement process in obtaining energy service at just and reasonable rates for its default energy service customers; whether any situation has developed that would merit a change to that RFP process; whether the use of live, online reverse auctions can be offered within the terms of the settlement agreement approved by the Commission in Docket No. DE 17-113; whether the procurement of power through EnerNOC's auction service with the inclusion of those costs in default energy service rates results in just and reasonable rates as required by RSA 378; whether the EnerNOC proposal is timely considering the limited number of solicitations Eversource has conducted since divestiture of its assets and Staff's memorandum in DE 18-002 recommending that Eversource conduct at least two more solicitations before considering alternative procurement processes; and whether it is just and reasonable, in the public interest, and consistent with the principles of restructuring to direct one distribution utility in New Hampshire to use live, online reverse auctions on a pilot basis to procure default energy service while the remaining two electric distribution utilities use an RFP process to secure supply in the competitive market. Each party has the right to have an attorney represent the party at the party's own expense.

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

**ORDERED**, that a Prehearing Conference, pursuant to N.H. Code Admin. Rules Puc 203.15, be held before the Commission located at 21 S. Fruit Street, Suite 10, Concord, New Hampshire on November 8, 2018 at 9:30 a.m., at which each party will provide a preliminary

statement of its position with regard to the petition and any of the issues set forth in N.H. Code Admin. Rules Puc 203.15; and it is

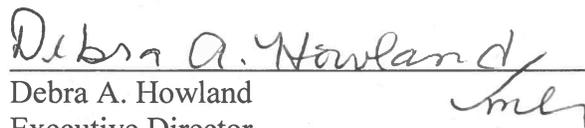
**FURTHER ORDERED**, that, immediately following the Prehearing Conference, EnerNOC, the Staff of the Commission and any Intervenors hold a Technical Session to review the petition; and it is

**FURTHER ORDERED**, that pursuant to N.H. Code Admin. Rules Puc 203.12, EnerNOC shall notify all persons desiring to be heard at this hearing by publishing a copy of this Order of Notice no later than October 25, 2018, in a newspaper with general circulation in those portions of the state in which operations are conducted, publication to be documented by affidavit filed with the Commission on or before November 5, 2018; and it is

**FURTHER ORDERED**, that consistent with N.H. Code Admin. Rules Puc 203.17 and Puc 203.02, any party seeking to intervene in the proceeding shall submit to the Commission seven copies of a Petition to Intervene with copies sent to EnerNOC and the Office of the Consumer Advocate on or before November 5, 2018, such Petition stating the facts demonstrating how its rights, duties, privileges, immunities or other substantial interest may be affected by the proceeding, consistent with N.H. Code Admin. Rule Puc 203.17; and it is

**FURTHER ORDERED**, that any party objecting to a Petition to Intervene make said Objection on or before November 8, 2018.

By order of the Public Utilities Commission of New Hampshire this eighteenth day of October, 2018.

  
Debra A. Howland  
Executive Director

Individuals needing assistance or auxiliary communication aids due to sensory impairment or other disability should contact the Americans with Disabilities Act Coordinator, NHPUC, 21 S. Fruit St., Suite 10, Concord, New Hampshire 03301-2429; 603-271-2431; TDD Access: Relay N.H. 1-800-735-2964. Notification of the need for assistance should be made one week prior to the scheduled event.

**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.**

Executive.Director@puc.nh.gov  
amanda.noonan@puc.nh.gov  
brian.buckley@oca.nh.gov  
leszek.stachow@puc.nh.gov  
mab@nhbrownlaw.com  
ocalitigation@oca.nh.gov  
pradip.chattopadhyay@oca.nh.gov  
suzanne.amidon@puc.nh.gov  
tom.frantz@puc.nh.gov

Docket #: 18-142-1      Printed: October 18, 2018

**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.**