

**STATE OF NEW HAMPSHIRE**  
**before the**  
**PUBLIC UTILITIES COMMISSION**

**Electric Distribution Utilities**  
**Consideration of Changes to the Current Net Metering Tariff Structure**  
**DOCKET NO. DE 22-060**

**PETITION TO INTERVENE OF**  
**WALMART INC.**

Walmart Inc. (“Walmart”) moves to intervene as a full party intervenor in this proceeding pursuant to the N.H. Admin. Rules Puc 203.17 and RSA § 541-A:32. In support of this petition, Walmart states as follows:

1. Walmart Inc. is a Delaware corporation registered to do business in New Hampshire. Its business address is 2608 J Street SE, Bentonville, AR 72716-0550. Walmart requests that copies of all notices, pleadings, orders, correspondence, and other communications be directed to and served upon the undersigned counsel, who is admitted to practice and is in good standing as an attorney in Rhode Island, Massachusetts, and Michigan.

2. The New Hampshire Public Utilities Commission (the “Commission”) opened this docket to consider amendments to net metering tariffs applicable to customer-generators.

3. Walmart is a large retail customer of the three regulated investor-owned electric distribution utilities operating in New Hampshire. Walmart owns and operates approximately 28 retail stores, a distribution center, and related facilities and employs 8,129 associates in New Hampshire.<sup>1</sup> Collectively, these facilities consume over 84 million kWh of electricity on an annual basis.

4. Walmart currently has approximately 400 on-site solar energy systems deployed throughout the United States. Because Walmart is committed to expanding its use of on-site solar

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<sup>1</sup> <https://corporate.walmart.com/about/new-hampshire>

energy systems, its sites in New Hampshire may be candidates for solar installations if conditions support such installations.

5. Walmart will be directly and substantially impacted by the issues and potential tariffs to be considered in this proceeding. To the extent amendments to the net metering tariffs modify existing rate structures/tariffs or create new ones, Walmart is interested in ensuring that they are cost-based and properly structured. Therefore, Walmart is a party within the zone of interests protected by RSA § 541-A:32 and has a direct interest in participating in this proceeding. Walmart is entitled as a matter of right to intervene in this proceeding to assure that its interests in changes to the current net metering tariff structure and/or potential new net metering tariffs, as well as any other appropriate considerations, are addressed and protected in this proceeding.

6. Walmart's interests are not adequately represented by the present parties, and, therefore, it would be detrimental to the public interest to deny this Petition to Intervene.

7. Walmart's intervention in this proceeding will further the interests of justice and will not impair the orderly and prompt conduct of the proceedings.

8. Walmart's participation in this proceeding will assist the Commission in understanding the impact of this proceeding on Walmart's significant interests in it, as well as other issues presented by this proceeding. Because of its interests in energy efficiency and demand side management technology, Walmart employs a sizeable number of employees focusing on energy and environmental issues. Many of these employees previously worked in the energy industry and can provide testimony that will assist in resolving the issues presented in this proceeding.

9. If its intervention is granted, Walmart anticipates taking the position that any

amendments to the existing net metering tariffs must be cost-based and properly structured. Walmart reserves the right to take other positions and seek other relief based upon a review of the various filings, the responses to discovery, or positions taken in the testimony or briefs of other parties.

WHEREFORE, for all the above and foregoing reasons, Walmart Inc. respectfully requests that the Commission grant it intervenor status as a full party of record and allow it to fully participate in this proceeding including, without limitation, filing and presenting testimony, cross examination of witnesses, participation in all formal and informal conferences and hearings, and filings of briefs and any other pleadings, to the extent they deem necessary for its full participation herein.

Respectfully submitted,

WALMART INC.,  
By its Attorney,

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December 7, 2022

**CERTIFICATION OF SERVICE**

I certify that on the 7<sup>th</sup> day of December 2022, a true and accurate copy of this document was served via electronic mail to the persons shown in the attached service list in this docket pursuant to N.H. Admin. Rules Puc 203.17.

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Melissa M. Horne