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June 8, 2009

Luly E. Massaro, Clerk
Rhode Island Public Utilities Commission
89 Jefferson Boulevard
Warwick, RI 02888

Re: Docket No. 4050 – Commission’s Review into the Adequacy of Renewable Energy
Supplies pursuant to R.I.G.L. § 39-26-6(d)

Dear Luly:

This office represents Constellation Energy Commodities Group, Inc. and Constellation
NewEnergy, Inc. (Constellation).

On behalf of Constellation, enclosed please find an original and nine copies of my Entry of
Appearance and a Motion to Intervene in the above-referenced proceeding.

Please also add the following to the service list:

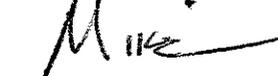
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If you have any questions regarding this filing, please do not hesitate to contact me.

Very truly yours,

A handwritten signature in black ink, appearing to read "Mike" with a stylized flourish extending to the right.

Michael R. McElroy

cc: Service List

STATE OF RHODE ISLAND
AND PROVIDENCE PLANTATIONS
PUBLIC UTILITIES COMMISSION

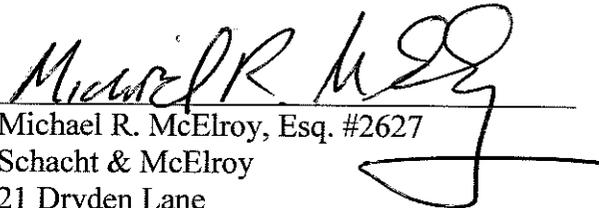
IN RE: COMMISSION'S REVIEW INTO THE :
ADEQUACY OF RENEWABLE ENERGY :
SUPPLIES PURSUANT TO R.I.G.L. § 39-26-6(d) : Docket No. 4050

ENTRY OF APPEARANCE OF MICHAEL R. McELROY ON BEHALF OF
CONSTELLATION ENERGY

Michael R. McElroy, 21 Dryden Lane, P.O. Box 6721, Providence, RI 02940-6721, telephone (401) 351-4100, fax (401) 421-5696, email: Michael@McElroyLawOffice.com, hereby enters his appearance in this matter as counsel for intervenors Constellation Energy Commodities Group, Inc. and Constellation NewEnergy, Inc. (collectively "Constellation Energy").

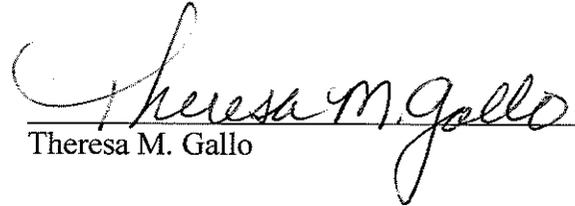
Respectfully submitted,
Constellation Energy Commodities Group, Inc.
and Constellation NewEnergy, Inc.
By their attorney

Dated: June 8, 2009


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CERTIFICATE OF SERVICE

I certify that on this 8th day of June I have served the aforesaid Entry of Appearance on those listed on the attached service list.


Theresa M. Gallo

Constellation/Entry of Appearance - 4050

Docket No. 4050 – Commission’s Review Into the Adequacy of Renewable Energy Supplies Pursuant to RIGL 39-26-6(d)
Service list updated on 5/15/09

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STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
PUBLIC UTILITIES COMMISSION

IN RE: COMMISSION'S REVIEW INTO THE :
ADEQUACY OF RENEWABLE ENERGY :
SUPPLIES PURSUANT TO R.I.G.L. § 39-26-6(d) : Docket No. 4050

MOTION TO INTERVENE OF CONSTELLATION ENERGY COMMODITIES GROUP, INC.,
AND CONSTELLATION NEWENERGY, INC.

Pursuant to Rule 1.13 of the Rhode Island Public Utilities Commission's ("Commission") Rules of Practice and Procedure, and the Commission's May 12, 2009 procedural schedule, Constellation Energy Commodities Group, Inc. ("CCG") and Constellation NewEnergy, Inc. ("CNE"), both collectively referred to herein as "Constellation," respectfully move to intervene as a full party in the above captioned proceeding, Docket 4050. In support of this Motion to Intervene, Constellation states as follows:

1. Constellation is a wholesale supplier of electric power to many of New England's electric utilities in connection with either their default or standard offer service obligations. In particular, CCG is a regular participant in default and standard offer service power supply solicitations, including those related to the Narragansett Electric Company d/b/a National Grid ("NEC"). In the past, CCG has been a successful bidder in NEC solicitations, and has an interest in potentially bidding for future standard offer service and renewable energy procurement.

2. CNE is a leading competitive supplier of electricity in the United States and is an electric retail supplier in 17 states, including Rhode Island, and two Canadian provinces.

3. CNE and CCG are subsidiaries of Constellation Energy Group, Inc., a North American energy company headquartered in Baltimore, Maryland which also owns Baltimore Gas and Electric Company, a regulated utility.

4. Service of any correspondence or pleadings in connection with this proceeding should be directed to:

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5. Rule 1.13(b) of the Commission’s Rules provides that “any person claiming a right to intervene or an interest of such nature that intervention is necessary or appropriate may intervene in any proceeding before the Commission.”

6. Rule 1.13(b)(2) explains that intervention is necessary or appropriate for a person when, for example, such person has “[a]n interest which may be directly affected and which is not adequately represented by existing parties and as to which movants may be bound by the Commission’s action in the proceeding.”

7. R.I.G.L. § 39-26-6(d) provides that:

“The commission shall:

* * *

Determine, on or before January 1, 2010, the adequacy, or potential adequacy, of renewable energy supplies to meet the increase in the percentage requirement of energy from renewable energy resources to go into effect in 2011 and determine on or before January 1, 2014, the adequacy or potential adequacy, of renewable energy supplies to meet the increase in the percentage requirement of energy from renewable energy resources to go into effect in 2015. In making such determinations the commission shall consider among other factors the historical use of alternative compliance payments in Rhode Island and other states in the NEPOOL region. In the event that the commission determines an inadequacy or potential inadequacy of supplies for scheduled percentage increases, the commission shall delay the

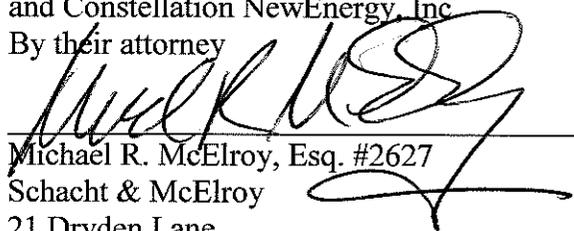
implementation of the scheduled percentage increase for a period of one year or recommend to the general assembly a revised schedule of percentage increases, if any, to achieve the purposes of this chapter.”

8. As an active wholesale supplier of electric power to many of New England’s electric utilities, including NEC here in Rhode Island, and as a competitive electric supplier in Rhode Island, Constellation has unique interests in this proceeding that cannot be adequately represented by another party. As a result, Constellation has interests that may be directly affected by the outcome of this proceeding. Furthermore, Constellation’s intervention and participation is in the public interest. Therefore, Constellation should be permitted to intervene and participate in these proceedings.

9. Accordingly, Constellation’s intervention is necessary and appropriate pursuant to Rule 1.13(b)(2). Consistent with Rule 1.13(f) of the Commission’s Rules of Practice and Procedure, Constellation agrees to be bound by the agreements reached and orders entered in the proceeding prior to this Motion to Intervene.

Wherefore, Constellation requests that the Commission grant this Motion to Intervene, and designate CCG and CNE as full parties to this proceeding with all the rights appropriate to that status.

Respectfully submitted,
Constellation Energy Commodities Group, Inc.
and Constellation NewEnergy, Inc.
By their attorney

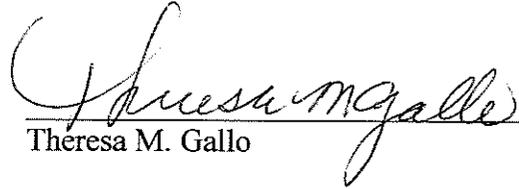


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Dated: June 8, 2009

CERTIFICATE OF SERVICE

I hereby certify that on the 8th day of June, 2009, I served a true copy of the foregoing on the service list.



Theresa M. Gallo

Docket No. 4050 – Commission’s Review Into the Adequacy of Renewable Energy Supplies Pursuant to RIGL 39-26-6(d)
Service list updated on 5/15/09

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