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October 19, 2009

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

Re: National Grid – Review of Proposed Town of New Shoreham Project
RIPUC Docket No. 4111

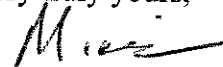
Dear Luly:

This office represents Block Island Power Company (BIPCo).

Enclosed are an original and nine copies of BIPCo's Motion to Intervene in this matter. Copies have been sent to the service list.

If you need any further information, please feel free to call.

Very truly yours,



Michael R. McElroy

MRMc:tmg
cc: BIPCo owners
Service List

STATE OF RHODE ISLAND
PUBLIC UTILITIES COMMISSION

IN RE: NATIONAL GRID – REVIEW OF PROPOSED :
TOWN OF NEW SHOREHAM PROJECT : DOCKET No. 4111
PURSUANT TO R.I.G.L. § 39-26.1-7 :

MOTION TO INTERVENE OF BLOCK ISLAND POWER COMPANY

Now comes Block Island Power Company (BIPCo), by and through its undersigned counsel, and pursuant to Rule 1.13 of the Commission’s Rules of Practice and Procedure, hereby moves that it be allowed to intervene as a full party in this docket.

Rule 1.13(b) provides that a party may intervene when the party has an interest of such nature that intervention is necessary or appropriate. The interest may be one in which the proposed intervenor is directly affected by the docket, but is not adequately represented by the existing parties, and as to which the intervenor may be bound by the Commission’s action in the proceeding. In addition, Rule 1.13 provides that intervention may be granted when the proposed intervenor’s participation is in the public interest.

This docket is a review of a filing made by National Grid pursuant to R.I.G.L. § 39-26.1-7 regarding the statutorily designated “Town of New Shoreham project.” BIPCo is the electric utility that serves the Town of New Shoreham.

There are specific references in R.I.G.L. § 39-26.1-7 to not only BIPCo, but to the supply of electricity to the Town of New Shoreham. These references include:

1. A requirement that the Commission find that the proposal “enhance the electric reliability and environmental quality of the Town of New Shoreham.”
2. A requirement that the Commission examine whether “there are benefits for customers of the Block Island Power Company,” and if so, the Commission “shall determine an

allocation of cost responsibility between customers of [National Grid] and customers of Block Island Power Company.”

3. A requirement that “the allocation of cost shall assure that individual customers of the Town of New Shoreham pay higher charges related to the project”

4. A requirement that “the Commission shall provide for an appropriate rate design and billing method between [National Grid] and Block Island Power Company”


5. A requirement that if National Grid owns, operates, and maintains the cable between the Town of New Shoreham and the mainland, the costs incurred “shall be recovered annually through a fully reconciling rate adjustment from the customers of [National Grid] and/or from the Block Island Power Company”

6. A statutory provision that requires that “any charges incurred by the Block Island Power Company . . . pursuant to this section shall be recovered annually in rates”

Therefore, interests of BIPCo and the ratepayers it serves in the Town of New Shoreham will be directly affected by the Commission’s statutory review and its actions in this matter, and the interests described above will not be adequately represented by the existing parties.

Accordingly, BIPCo respectfully moves that the Commission grant BIPCo full party intervenor status in this docket.

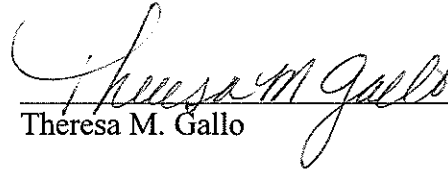
Respectfully submitted,
BLOCK ISLAND POWER COMPANY
By its attorney



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CERTIFICATE OF SERVICE

I hereby certify that on the 19th day of October, 2009, I sent a true copy of the foregoing to the attached service list.



Theresa M. Gallo

BIPCo/DeepwaterProject/MotionToIntervene

National Grid – Review of Proposed Town of New Shoreham Project
Docket No. 4111 Service List Updated 10/16/09

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