

# *Schacht & McElroy*

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December 22, 2009

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

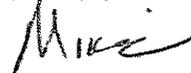
Re: Block Island Power Company -- Surcharge Rate Filing  
Docket No. 4135

Dear Luly:

Enclosed are an original and nine copies of Block Island Power Company's Response to the Motion to Intervene of the Town of New Shoreham.

If you have any questions, please feel free to call.

Very truly yours,



Michael R. McElroy

MRMc:tmg  
cc: Service List

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
PUBLIC UTILITIES COMMISSION

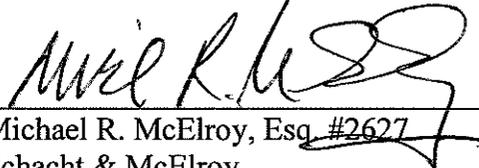
BLOCK ISLAND POWER COMPANY : DOCKET No. 4135  
SURCHARGE RATE FILING :

BLOCK ISLAND POWER COMPANY'S RESPONSE TO THE MOTION TO INTERVENE  
OF THE TOWN OF NEW SHOREHAM

Block Island Power Company (BIPCo), by its undersigned counsel, notifies the Commission that it has no objection to the Commission granting intervention status to the Town of New Shoreham.

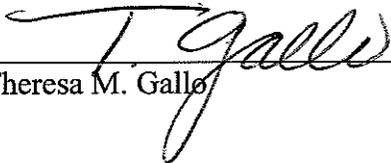
However, BIPCo strongly opposes the arguments set forth in the Town's Motion to Intervene regarding the Town's separately filed Motion for Summary Disposition. BIPCo will be filing a separate objection and memorandum in support of its opposition to the Motion for Summary Disposition before the deadline established in the procedural schedule for filing such an objection.

Respectfully submitted,  
BLOCK ISLAND POWER COMPANY  
By its attorney

  
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CERTIFICATE OF SERVICE

I hereby certify that on the 22<sup>nd</sup> day of December, 2009, I sent a true copy of the foregoing to the attached service list:

  
Theresa M. Gallo

**Docket No. 4135 – Block Island Power Co. – Request for a \$0.01 per kWh Summer Only  
 Surcharge as a Fully Reconciling Rate Adjustment Pursuant to RIGL 39-26.1-7  
 Service List as of 12/11/09**

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<b>File an original &amp; nine (9) copies w/:</b> Luly E. Massaro, Commission Clerk Public Utilities Commission 89 Jefferson Blvd. Warwick RI 02888	<a href="mailto:lmassaro@puc.state.ri.us">lmassaro@puc.state.ri.us</a> <a href="mailto:cwilson@puc.state.ri.us">cwilson@puc.state.ri.us</a> <a href="mailto:anault@puc.state.ri.us">anault@puc.state.ri.us</a> <a href="mailto:nucci@puc.state.ri.us">nucci@puc.state.ri.us</a>	401-780-2107 401-941-1691