

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
PUBLIC UTILITIES COMMISSION

IN RE: BLOCK ISLAND POWER COMPANY
SUMMER-TIME ONLY SURCHARGE TARIFF
FILING PURSUANT TO R.I.G.L. 39-26.1-7

DOCKET NO. 4135

NOTICE OF HEARING

Pursuant to the provisions of §§42-46-6 (a) and (b) and 39-1-1 et seq. of the Rhode Island General Laws, as amended, the Public Utilities Commission ("Commission") will conduct a public hearing on **Wednesday, January 6, 2010 @ 9:30 A.M.** in Hearing Room A of the Public Utilities Commission, located at 89 Jefferson Boulevard, Warwick, Rhode Island. The hearing may continue thereafter from day to day and time to time as required.

On December 7, 2009, the Block Island Power Co. ("BIPCo") filed a request to implement a summer-time only surcharge of \$0.01 per kWh that will be effect from June 1 to September 30. BIPCo maintains that the proposed surcharge is authorized under R.I.G.L. §39-26.1-7. BIPCo proposes that the revenues from the surcharge will be used to establish a funding mechanism to cover BIPCo's legal and other professional costs incurred by BIPCo with respect to its participation in Docket No. 4111 and any related dockets or other proceeding regarding the Town of New Shoreham Project for newly developed renewable energy resources. The Town of New Shoreham intervened in the docket and filed a Motion for Summary Disposition of BIPCo's proposal maintaining that BIPCo's proposed surcharge is not authorized under R.I.G.L. §39-26.1-7. At this hearing, the Commission will take oral arguments on the Town's Motion for Summary Disposition of BIPCo's proposed surcharge tariff.

The filing is on file for examination at the Commission's office and at the office of Block Island Power Company, 100 Ocean Drive, Block Island, Rhode Island. The application can also be accessed at www.ripuc.org, under the Commission's Docket Menu, Docket No. 4135.

Reference is made to Chapters 39-1, 39-3 and 42-35 of the Rhode Island General Laws; specifically Sections 39-1-7, 39-1-8, 39-1-11, 39-1-12, 39-1-16, 39-1-18, 39-1-20, 42-35-8 and 42-35-10.

THE PUBLIC UTILITIES COMMISSION IS ACCESSIBLE TO THE HANDICAPPED. INDIVIDUALS REQUESTING INTERPRETER SERVICES FOR THE HEARING IMPAIRED MUST NOTIFY THE COMMISSION CLERK'S OFFICE AT 401-780-2107, SEVENTY-TWO HOURS IN ADVANCE OF HEARING DATE.

Luly E. Massaro
Commission Clerk
December 31, 2009