

# Schacht & McElroy

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March 22, 2010

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

Re: 2011 Standard Offer Service Procurement Plan and  
2011 Renewable Energy Standard Procurement Plan  
Docket No. 4149

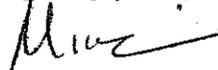
Dear Luly:

This office represents Constellation Energy Commodities Group, Inc. ("CCG") and Constellation NewEnergy, Inc. ("CNE") (collectively, "Constellation") in the above docketed proceeding.

Enclosed are an original and nine copies of Constellation's Motion to Intervene.

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

IN RE: 2011 STANDARD OFFER SERVICE :  
PROCUREMENT PLAN :  
2011 RENEWABLE ENERGY STANDARD : Docket No. 4149  
PROCUREMENT PLAN :

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 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 4149. 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. 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.

8. Counsel for the Division of Public Utilities and Carriers and for National Grid have stated that they have no objection to Constellation's intervention.

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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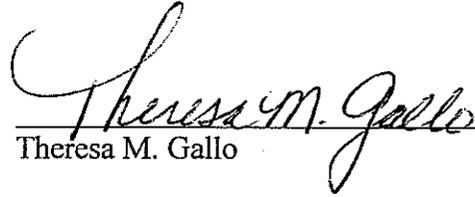
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Dated: March 22, 2010

CERTIFICATE OF SERVICE

I hereby certify that on the 22<sup>nd</sup> day of March, 2010, I served a true copy of the foregoing on the service list.

  
\_\_\_\_\_  
Theresa M. Gallo

Constellation/4149/MotiontoIntervene

Docket No. 4149 National Grid – 2011 SOS and RES Procurement Plans  
 Service List updated 3/19/10

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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>	401-780-2017
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