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Via First Class Mail and E-mail

December 1, 2010

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

Rockport, ME
Portland, ME
Boston, MA
Providence, RI
Hartford, CT
Charlottetown, PE
Canada

Re: Docket 4206: National Grid Revenue Decoupling Proposal

Dear Ms. Massaro:

Enclosed for filing in the above-referenced matter, please find the Motion to Intervene of Environment Northeast ("ENE") and associated Appearances of Counsel (one original and 10 copies).

Kindly date stamp the enclosed extra copy and return it in the enclosed self-addressed stamped envelope. If you have any questions or concerns, please do not hesitate to contact me at 617-742-0054 x102.

Sincerely,

/s/ Jeremy C. McDiarmid

Jeremy C. McDiarmid
Staff Attorney

Enclosures

cc: Amy K. D'Alessandro, Esq., Public Utilities Commission
Thomas R. Teehan, Esq., National Grid
Seth H. Handy, Esq., Chace Ruttenberg & Freedman, LLP
Service List (via e-mail)

**STATE OF RHODE ISLAND
PUBLIC UTILITIES COMMISSION**

IN RE: NATIONAL GRID REVENUE DECOUPLING MECHANISM PROPOSAL)))))	DOCKET NO. 4206
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MOTION TO INTERVENE OF ENVIRONMENT NORTHEAST

By its attorney, Environment Northeast (“ENE”), hereby moves pursuant to Rule 1.13 of the Rhode Island Public Utilities Commission’s (“Commission”) Rules of Practice and Procedure (“Rules”) to intervene in the above-captioned proceeding and, in support of its motion, states:

1. ENE is a non-profit organization which researches and addresses environmental problems that threaten regional ecosystems, human health and the management of natural resources.
2. Rule 1.13(b) of the Commission Rules of Practice and Procedure states “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.”
3. Further, Rule 1.13(b)(2) goes on to state that such a right or interest may be “an interest which may be directly affected and which is not adequately represented by existing parties.”
4. On October 18, 2010, National Grid (the “Company”) filed a “Revenue Decoupling Mechanism Proposal” pursuant to R.I.G.L. §39-1-27.7.1. The Company’s application contains a proposed revenue decoupling mechanisms for its natural gas and electric distribution operations. The proposals appear to contain “a reconciliation between actual revenue and the revenue requirement

resulting from the Company's last general rate case for its gas and its electric distribution operations.”¹

5. According to the Company, the reconciliation “removes a barrier to the Company's more fully embracing and implementing wider scale energy efficiency programs beyond levels that have traditionally been performed by the Company.”²
6. ENE has been active in Rhode Island and other New England states in researching and promoting energy efficiency and other demand side measures to mitigate environmental harm and reduce costs for energy consumers.
7. ENE has considerable experience and expertise in matters relating to Rhode Island energy policy as well as the close relationship between decoupling and energy efficiency program delivery. ENE has a staff member who has been appointed to the RI Energy Efficiency and Resources Management Council and is an active participant in the collaborative planning process for Rhode Island electric and natural gas efficiency programs.
8. ENE has a staff member who is an appointed member of the Energy Conservation Management Board which reviews the planning and implementation of gas and electric utility energy efficiency programs for the State of Connecticut, and also has a staff member who has been appointed to Massachusetts's Energy Efficiency Advisory Council.
9. ENE has participated in public utility dockets relating to revenue decoupling in Rhode Island, including dockets R.I.P.U.C. 3943 and R.I.P.U.C. 4065. ENE has also actively participated in decoupling dockets in Connecticut, Massachusetts and New Hampshire. Its expertise relating to decoupling has provided these commissions with valuable input, which helped to shape policies that affect the delivery of energy efficiency resources.

¹ Transmittal Letter of National Grid Counsel Thomas R. Teehan, October 18, 2010.

² Id.

10. ENE experts have written extensively about energy efficiency programs and decoupling mechanisms, including its 2009 Report “Energy Efficiency: Engine of Economic Growth”³ and its 2006 Climate Change Roadmap for New England and Eastern Canada.⁴ This expertise will be of considerable benefit to the Commission in this docket.
11. ENE’s interests are directly affected by the issues in this proceeding and cannot be adequately represented by any other party. To mitigate environmental harm and reduce costs for energy consumers, ENE spends considerable time, effort, and monetary resources working to ensure that all least cost energy efficiency resources are procured in Rhode Island, Massachusetts, Connecticut, and Maine.
12. Rule 1.13(b)(3) states that such a right or interest to intervene may be “any other interest of such nature that movant’s participation may be in the public interest.” ENE’s staff has a combined several decades of experience on the close relationship between decoupling and energy efficiency program delivery and has the capacity and organizational commitment to ensure such procurements in Rhode Island maximize environmental, climate, public health, and consumer benefits. As such, ENE’s participation in this proceeding is in the public interest.
13. In an October 19, 2010 Order in Supreme Court Case No. 10-356-M.P., ENE attorney Jeremy C. McDiarmid has been admitted *pro hac vice* to “represent Environment Northeast in proceedings before the Public Utilities Commission in Docket 4202 and subsequent related dockets.”
14. Accordingly, ENE’s intervention is necessary and appropriate under Rule 1.13(b)(2) and Rule 1.13(b)(3) of the Rules.

Service of any correspondence or pleadings in connection with these matters should be directed to:

³ See http://www.env-ne.org/public/resources/pdf/ENE_EnergyEfficiencyEngineofEconomicGrowth_FINAL.pdf

⁴ See <http://www.env-ne.org/public/resources/pdf/RoadmapSummary.pdf>

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and

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Providence, RI 02903
Tel. 401.453.6400 x 18
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WHEREFORE, based on the foregoing reasons, ENE asks that the Commission grant its Motion to Intervene.

Respectfully submitted,

ENVIRONMENT NORTHEAST

By its attorneys,

/s/ Jeremy C. McDiarmid

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Dated: December 1, 2010

**STATE OF RHODE ISLAND
PUBLIC UTILITIES COMMISSION**

IN RE: NATIONAL GRID REVENUE)
DECOUPLING MECHANISM PROPOSALS)

DOCKET NO. 4206

NOTICE OF APPEARANCE OF COUNSEL

Pursuant to Rule 1.4 of the Rhode Island Public Utilities Commission's Rules of Practice and Procedure, please enter my appearance on behalf of Environment Northeast, in the above-captioned proceeding.

Respectfully submitted,

/s/ Seth H. Handy

Seth H. Handy (RI # 5554)
CHACE RUTTENBERG & FREEDMAN, LLP
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Dated: December 1, 2010

**STATE OF RHODE ISLAND
PUBLIC UTILITIES COMMISSION**

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Respectfully submitted,

/s/ Jeremy C. McDiarmid

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Dated: December 1, 2010

CERTIFICATE OF SERVICE

I hereby certify that on December 1, 2010, I delivered a true copy of the foregoing documents either by first class mail or by electronic mail to the Docket 4206 Service List as of December 1, 2010.

/s/ Jeremy C. McDiarmid

Jeremy C. McDiarmid