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December 11, 2014

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

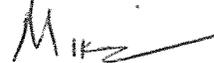
In Re: 2014 Standard Offer Service Procurement Plan and 2014 Renewable Energy
Standard Procurement Plan – Docket No. 4393

Dear Luly:

Enclosed for filing are an original and 10 copies of Daniel J. McKee's Objection to the Motion of the Narragansett Electric Company d/b/a National Grid to Assert Objections to Lt. Governor-Elect Daniel McKee's 2nd Set of Data Requests.

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

Very truly yours,



Michael R. McElroy

MRMc:tmg
cc: Service List

McKee/Objection

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
RHODE ISLAND PUBLIC UTILITIES COMMISSION

IN RE: 2014 STANDARD OFFER SERVICE :
PROCUREMENT PLAN AND : DOCKET No.: 4393
2014 RENEWABLE ENERGY :
STANDARD PROCUREMENT PLAN :

**DANIEL J. MCKEE'S OBJECTION TO THE MOTION OF
THE NARRAGANSETT ELECTRIC COMPANY D/B/A NATIONAL GRID
TO ASSERT OBJECTIONS TO LIEUTENANT GOVERNOR-ELECT
DANIEL MCKEE'S 2nd SET OF DATA REQUESTS**

Now comes Daniel J. McKee (McKee), by his undersigned counsel, and Objects to the Motion of the Narragansett Electric Company d/b/a National Grid to Assert Objections to Lieutenant Governor-Elect Daniel McKee's 2nd Set of Data Requests.

1. McKee is the Lieutenant Governor-Elect of the State of Rhode Island and will be assuming office in early January, 2015.

2. As the Lieutenant Governor, McKee will serve as the Chairperson of the Small Business Advisory Council pursuant to R.I.G.L. § 42-91-2(a).

3. As set forth in R.I.G.L. § 42-91-3(a): "The purpose of the council shall be to develop those specific and comprehensive recommendations for executive and legislative action as may be necessary and proper to maintain and encourage the continued viability of small businesses in the state."

4. The rate increase sought by National Grid in this matter would result in approximately a **46% increase** in the fixed price standard offer rate available to small businesses in Rhode Island. This increase would have a profoundly negative effect on existing small businesses in Rhode Island. An increase of this size could cause a number of small businesses in Rhode Island to fail. In addition, an increase of this size could discourage new small businesses from forming in Rhode Island.

5. Small businesses are the backbone of the Rhode Island economy. According to the Small Business Profile for Rhode Island published in February of 2013 by the United States Small Business Administration, Office of Advocacy:

“Small businesses significantly impact Rhode Island’s economy. They represent 95.9 percent of all employers and employ 55.4 percent of the private-sector labor force. Small businesses are crucial to the fiscal condition of the state and numbered 95,471 in 2010.”

6. As an intervenor, McKee intends (a) to present arguments from the perspective of small businesses, (b) to let the Commission know that small businesses simply cannot sustain a rate increase of the magnitude proposed in this docket, and (c) to propose ways to mitigate the impact of the proposed rate increase.

7. McKee intends to file testimony in this docket from John Farley, a utility ratemaking expert, who is the former Executive Director of TEC-RI. Mr. Farley will present suggestions for mitigation of this proposed rate increase.

8. In order for Mr. Farley to effectively evaluate the procurement issues in this case, McKee asked National Grid to provide final bid prices received on May 14, 2014, August 13, 2014, and November 12, 2014 (McKee 2-1). National Grid has objected to providing this information on the grounds that “public disclosure” would violate the confidentiality provisions of the company’s contracts. Instead, the company provided McKee “with the average winning price.”

9. In addition, McKee asked for unredacted versions of the Docket No. 4393 Standard Offer Procurement Plan summary of bids dated May 15, 2014, August 14, 2014, and November 13, 2014, as well as the results of competitive procurements for January, 2015 through December, 2016 (residential), January, 2015 through December, 2015 (commercial), and January, 2015 to March, 2015 (industrial). National Grid has objected to providing the

unredacted version of these documents, even though unredacted versions have been provided to staff for both the Commission and the Division.

10. In McKee's letter requesting this information dated December 3, 2014, counsel for McKee stated: "We recognize that we are requesting confidential information, but it is essential that we have access to this information to properly evaluate the filing. We would be happy to sign an appropriate confidentiality agreement."

11. Therefore, contrary to National Grid's assertions in its Objection and its Motion, McKee is not requesting "public disclosure" of this information. McKee is requesting limited, confidential disclosure to an intervenor in this case, who is also the Lieutenant Governor-Elect of the State of Rhode Island and the incoming Chair of the Small Business Policy Council. Of course, the limited confidential disclosure would also extend to the undersigned attorney for McKee and McKee's expert witness, John Farley.

12. McKee, McElroy, and Farley would all sign confidentiality agreements or make a confidentiality commitment on the record.

13. National Grid is confident that the Commission and Division staff who already have access to this information will not publicly disclose it. Similarly, there is no reason to believe that McKee, the incoming Lieutenant Governor, McElroy, or Farley would violate a confidentiality commitment. The viewing of the information would be strictly for evaluating the issues in this case.

14. The Rules of Practice and Procedure of the Commission (Rules) specifically contemplate that a confidentiality agreement may be used in order to allow access to confidential documentation. Rule 1.18(c)(5) provides in pertinent part that: ". . . copies of all data requests shall be served on parties, unless a protective order has been granted, and the party has declined to execute a confidentiality agreement."

15. The bottom line is that intervenor McKee and his attorney and consultant are simply seeking access to information that has been previously provided to the Commission and the Division and their staff.

16. Accordingly, McKee objects to National Grid's Motion and respectfully asks the Commission to order National Grid to make the information requested in Lieutenant Governor-Elect Daniel McKee's 2nd Set of Data Requests available to McKee, McElroy, and Farley, provided they make a confidentiality commitment satisfactory to the Commission.

Respectfully submitted,
Daniel J. McKee
By his attorney

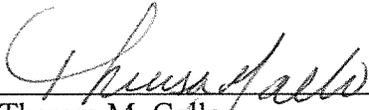
Date: December 11, 2014



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CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of December, 2014, I sent a true copy of the foregoing to the attached service list.



Theresa M. Gallo

McKee/Objection

Docket No. 4393 - National Grid – 2014 SOS and RES Procurement Plans
Service List updated 12/3/14

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