



# The Commonwealth of Massachusetts

## DEPARTMENT OF PUBLIC UTILITIES

### NOTICE OF FILING, PUBLIC HEARING, AND PROCEDURAL CONFERENCE

D.P.U. 09-73

September 14, 2009

Request of NSTAR Electric Company, for approval of a net metering tariff, M.D.P.U. No. 163, and an interconnection tariff, M.D.P.U. No. 162B.

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On August 20, 2009, the Department of Public Utilities ("Department") approved a model net metering tariff and revisions to the Model Tariff to Accompany Standards for Interconnecting Distributed Generation ("Model Interconnection Tariff"). Order Adopting Model Net Metering Tariff, D.P.U. 09-03-A (2009). Pursuant to the Department's directives in D.P.U. 09-03-A, on August 28, 2009, NSTAR Electric Company ("NSTAR" or "Company") submitted for approval a net metering tariff, M.D.P.U. No. 163, and a revised interconnection tariff, M.D.P.U. No. 162B, cancelling M.D.T.E. No. 162A. On September 10, 2009, the Department suspended implementation of the Company's proposed tariffs until December 1, 2009.

In its net metering tariff, the Company proposes to follow the content of the model net metering tariff. In its interconnection tariff, the Company proposes certain changes from its existing interconnection tariff consistent with the requirements of the Department's Model Interconnection Tariff. In addition, the Company has included, in section 11.1(g) of its proposed interconnection tariff, a change to the insurance provisions applicable to interconnecting customers who are subject to the claim limits of the Massachusetts Tort Claims Act, G.L. c. 258. The Department understands that, in the interest of administrative efficiency, the Company proposes this change, which is the result of an agreement between the Department of Energy Resources, the Office of the Attorney General, Fitchburg Gas and Electric Light Company, d/b/a Unitil, Massachusetts Electric Company and Nantucket Electric Company, d/b/a National Grid, NSTAR, and Western Massachusetts Electric Company.

The Department will conduct a public hearing to receive comments on the Company's proposal on **Wednesday, October 14, 2009 at 2:00 p.m.** at the Department's offices, One South Station, 2<sup>nd</sup> Floor, Boston, Massachusetts. The public hearing will be immediately followed by a procedural conference. Any person interested in commenting on this matter may appear at the public hearing or submit written comments to the Department no later than the close of business (5:00 p.m.) on **Wednesday, October 14, 2009**. Any person interested in participating in the evidentiary phase of this proceeding must file a written petition for leave to intervene no later than the close of business (5:00 p.m.) on **Monday, October 5, 2009**. Those

persons seeking to intervene should be prepared to discuss, at the procedural conference, the nature of their participation and the relief sought.

A petition to intervene must satisfy the timing and substantive requirements of 220 C.M.R. § 1.03. Receipt by the Department, not mailing, constitutes filing and determines whether a petition is timely filed. A late-filed petition may be disallowed as untimely, unless good cause is shown for a waiver under 220 C.M.R. § 1.01(4). Pursuant to 220 C.M.R. § 1.03(1), a petition must satisfy the standing requirements of G.L. c. 30A, § 10 to be allowed.

One original and two (2) copies of all written documents should be filed with Mark D. Marini, Secretary, Department of Public Utilities, One South Station, Boston, Massachusetts, 02110. In addition, one (1) copy of all written documents must be filed with the Company's counsel, John K. Habib, Esq., Keegan Werlin, LLP, 265 Franklin Street, Boston, MA, 02110-3113.

All documents also should be submitted to the Department in electronic format using one of the following methods: (1) by e-mail attachment to [dpu.efiling@state.ma.us](mailto:dpu.efiling@state.ma.us) and [shaela.collins@state.ma.us](mailto:shaela.collins@state.ma.us); or (2) on 3.5" disk or CD-ROM. The text of the email, disk label, or CD-ROM must specify: (1) the docket number of the proceeding (D.P.U. 09-73); (2) name of the person or company submitting the filing; and (3) a brief descriptive title of the person to contact in the event of questions about the filing. All documents submitted in electronic format will be posted on the Department's website: <http://www.mass.gov/dpu>.

Copies of the filing are available for inspection during regular business hours at the offices of NSTAR Electric Company, 800 Boylston Street, Boston, Massachusetts, and on the Company's website: [www.nstar.com](http://www.nstar.com). Copies are also available for inspection during regular business hours at the Department's offices, One South Station - 2<sup>nd</sup> Floor, Boston, Massachusetts 02110, and on the Department's website. For further information regarding the Company's filing, please contact the Company's counsel, John K. Habib, at (617) 951-1400. For further information regarding this notice, please contact the Department Hearing Officer assigned to this case, Shaela Collins, at (617) 305-3500.