

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC UTILITY CONTROL

SEMI-ANNUAL RECONCILIATION OF THE : DOCKET NO. 10-08-01
CONNECTICUT LIGHT AND POWER :
COMPANY'S AND THE UNITED :
ILLUMINATING COMPANY'S FEDERALLY :
MANDATED CONGESTION COSTS AND :
GENERATION SERVICES CHARGE : DECEMBER 21, 2010

PETITION OF RETAIL ENERGY SUPPLY ASSOCIATION TO INTERVENE

The Retail Energy Supply Association (“RESA”)¹ hereby petitions the Connecticut Department of Public Utility Control (“Department”) pursuant to Connecticut General Statutes Section 4-177a and the Regulations of Connecticut State Agencies Section 16-1-18 *et seq.*, to be designated as an intervenor in the above-captioned proceeding. In support of this petition, RESA states as follows:

1. Connecticut General Statutes Section 4-177a authorizes the Department to grant a petitioner status as an intervenor in a contested case if “the petition states facts that demonstrate that petitioner’s participation is in the interests of justice and will not impair the orderly conduct of the proceedings.” Conn. Gen. Stat. § 4-177a(b). For the reasons discussed below, RESA’s participation as an intervenor meets the criteria set forth in Connecticut General Statutes Section 4-177a.

2. This proceeding concerns the reconciliation of the electric distribution companies’ (“EDCs”) Federally Mandated Congestion Charges (“FMCCs”) and Generation Services Charge

¹ RESA’s members include ConEdison Solutions; Constellation NewEnergy, Inc.; Direct Energy Services, LLC; Energy Plus Holdings, LLC; Exelon Energy Company; GDF SUEZ Energy Resources NA, Inc.; Green Mountain Energy Company; Hess Corporation; Integrys Energy Services, Inc.; Just Energy; Liberty Power; NextEra Energy Services; Noble Americas Energy Solutions LLC; PPL EnergyPlus; Reliant Energy Northeast LLC. The comments expressed in this filing represent the position of RESA as an organization but may not represent the views of any particular member of RESA.

("GSC"). In response to the brief filed by The United Illuminating Company ("UI"), the Department may change the allocation of the recovery of various costs from the Supplier Services portion of the bill to the Distribution Services portion of the bill in a manner that would adversely impact the competitive retail electric market in Connecticut. *See* UI Letter Brief, dated December 3, 2010 ("UI Brief").

3. RESA members are active participants in the retail markets for electricity, including the Connecticut retail electric market. Several RESA member companies are licensed by the Department to serve residential, commercial and industrial customers in Connecticut and are presently providing electricity service to customers in the State. As such, RESA has an interest in the outcome of this proceeding because the Department's decision may impact the allocation of costs included in the generation services portion of the rates charged by the EDCs and, as result, adversely affect the competitive retail electric market in Connecticut. Accordingly, RESA's participation is in the interests of justice as its members' legal rights, duties or privileges may be specifically affected.

4. RESA recognizes that a request to participate as an intervenor must typically be filed prior to the commencement of a hearing in a matter. *See* Conn. Agencies Regs. § 16-1-18(a). However, in this case, neither the Department's letter acknowledging the electric distribution companies' semi-annual filings nor its hearing notice provided *any* indication that the Department would consider the re-allocation of costs as part of this proceeding. *See* Department Acknowledgement Letter, dated September 16, 2010; Notice of Hearing, dated October 19, 2010. In fact, RESA only became aware of such potential impact once Dominion Retail, Inc. filed its objection to the request contained in the UI brief.

5. RESA proposes to fully participate in the remainder of the proceeding, including but not limited to taking some or all of the following actions: submitting the objection filed herewith, filing written exceptions and participating in oral argument, if any. Accordingly, RESA's participation will not impair the orderly conduct of this proceeding.

6. Moreover, because RESA's interests are not adequately represented by another party to this proceeding, the Department should grant RESA intervenor status pursuant to its authority under Connecticut General Statutes Section 4-177a(b).

7. Correspondence and other communication in regard to this matter should be served upon the following parties:

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WHEREFORE, for the foregoing reasons, RESA requests that it be designated an intervenor in this proceeding.

Respectfully submitted,
RETAIL ENERGY SUPPLY ASSOCIATION



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CERTIFICATION

I hereby certify that, a copy of the foregoing was sent via electronic mail or first-class mail, postage pre-paid to all participants of record, on this 21st day of December 2010.

A handwritten signature in black ink that reads "Joey Lee Miranda". The signature is written in a cursive style with a large initial "JL" and a stylized "M".

Joey Lee Miranda