



**THE COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF PUBLIC UTILITIES**

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**ANNUAL REPORT
2011**

Introduction

The Department of Public Utilities (“Department”) has a dual role of ensuring that regulated industries provide quality service at reasonable rates and promoting public safety. Public safety, particularly in the natural gas pipeline and transportation industries, is the Department’s most important responsibility.

The Department is overseen by a three-person Commission appointed by the Governor. The Governor designates one of the Commissioners as Chair. The Department's responsibilities include establishing rates and ensuring service quality for the investor-owned electric power, natural gas, and water industries; regulating safety in the transportation and gas pipeline areas; and for the siting of energy facilities. The Department does not regulate municipal electric companies or public water authorities.

In 2008, Governor Patrick signed the Green Communities Act into law, which significantly advanced the Commonwealth's commitment to the development of energy efficiency, demand response, and renewable resources. The Department's implementation of many of these new provisions is making Massachusetts a national leader in the clean energy revolution.

The Department has also increased its involvement in the federal policy-making process by establishing a new division, known as the Division of Federal and Regional Affairs (DRFA). In an effort to continue protecting Massachusetts ratepayers, DRFA directly participates in activities and decisions taking place at the regional and federal levels and also in conjunction with New England Conference of Public Utility Commissioners, National Association of Regulatory Utility Commissioners, and New England.

This report summarizes the responsibilities of the various staff divisions within the Department, provides information regarding the day-to-day functions of the agency, and outlines the major activities and accomplishments during 2011.

Division of Regional and Federal Affairs

Overview

Wholesale electricity and transmission costs constitute roughly two-thirds of the retail price of electricity, and commodity prices for natural gas similarly constitute the majority of prices paid by natural gas customers in Massachusetts. The Division of Regional and Federal Affairs (“DRFA”) supports the Department by collecting, synthesizing, and evaluating the technical and legal factors driving wholesale energy costs in Massachusetts and seeks to influence changes in underlying federal policy, market rules, and regional energy infrastructure planning and operations that are in the best interest of Massachusetts consumers. DRFA also helps to coordinate with other energy and environmental agencies within and outside Massachusetts to influence regional and federal developments.

DRFA actively monitors ISO New England Inc. (“ISO-NE”) planning and operations, and participates in ISO-NE’s stakeholder processes; monitoring and participating in various New England Power Pool (“NEPOOL”) Committees, and participating in the transmission planning process through ISO-NE’s Planning Advisory Committee. These committees held approximately 80 meetings in 2011. DRFA also participates in national and regional policy groups including the National Association of Regulatory Utility Commissioners (“NARUC”), the Eastern Interconnection States’ Planning Council (“EISPC”), the New England Conference of Public Utility Commissioners (“NECPUC”), the New England States Committee on Electricity (“NESCOE”), and the Power Planning Committee of the New England Governor’s Conference (“NEGC PPC”). DRFA monitors and regularly participates in proceedings before the Federal Energy Regulatory Commission (“FERC”), as well as other federal agencies that take action relative to system reliability and/or issues with cost implications for Massachusetts electric and gas consumers.

Filings

Over the course of 2011, on behalf of the Department, DRFA filed written comments with FERC, other federal agencies, and ISO-NE on a variety of matters, representing Massachusetts’ view on issues affecting system reliability and consumer costs. DRFA’s written comments include:

- Approximately ten filings with FERC, including a protest led by the Department on behalf of NECPUC;
- Filings with the U.S. Department of Energy (“DOE”) and the North American Electric Reliability Corporation (“NERC”); and
- Comments to ISO-NE on its 2011 Regional System Plan.

Representative Matters

The following is a sampling of some of the major issues DRFA was engaged in during 2011 to protect Massachusetts ratepayers:

- **Energy Efficiency Resources Classified as Out-of-Market (FERC Docket No. ER11 3034)**
- **ISO-NE's Strategic Planning Initiative**
- **Complaint on Transmission Base Return on Equity (FERC Docket No. EL11-66)**
- **FERC Order 1000**
- **Forward Capacity Market Modifications (FERC Docket Nos. ER10-787; EL10-50; EL10-57) (consolidated)**
- **Notice of Inquiry on Transmission Incentives (RM11-26)**
- **Capturing Energy Efficiency in Regional Planning and Forecasting**

Electric Power Division

Overview

The Electric Power Division (“EPD”) provides technical support to the Department in the regulation of the state’s five investor-owned electric distribution companies: Fitchburg Gas and Electric Light Company, doing business as Unitil (“Unitil”); Massachusetts Electric Company (“MECo”) and Nantucket Electric Company (“Nantucket Electric”), together doing business as National Grid (“National Grid”)¹; NSTAR Electric Company (“NSTAR Electric”); and Western Massachusetts Electric Company (“WMECo”). EPD’s responsibilities fall into five general categories: (1) energy efficiency; (2) renewable energy resources; (3) “smart grid;” (4) the retail power supply markets in Massachusetts; and (5) safe and reliable electric service. While EPD has had many of these responsibilities for some time, several of these areas are new or have been expanded through recent legislation, particularly, An Act Relative to Green Communities, Chapter 169 of the Acts of 2008 (“Green Communities Act” or “GCA”), enacted on July 2, 2008. In addition to these specific categories, EPD staff work with other Department divisions on larger cases such as distribution company rate cases and merger proposals.

Energy Efficiency

Massachusetts electric distribution companies have administered and implemented ratepayer-funded energy efficiency (“EE”) programs for over 20 years. The Green Communities Act includes provisions that significantly change the manner in which the program administrators (“PAs”)² provide EE services. The GCA requires PAs to develop, in consultation with the newly-formed Energy Efficiency Advisory Council, three-year plans that acquire all available cost effective EE resources.

On January 28, 2010, the Department approved the initial Electric and Gas Three-Year EE Plans, covering the years 2010 through 2012. On a statewide basis, the Three-Year Plans are expected to provide net benefits of approximately \$3.9 billion, resulting in almost three dollars in benefits for every dollar spent, over the lifetime of the efficiency measures installed. On the electric side, total lifetime savings associated with the approved EE programs will cost roughly 4.6 cents/kWh, well below the cost of the traditional electricity resources that would otherwise need to be purchased by consumers. In addition, the EE programs in the Three-Year Plans are expected to reduce statewide greenhouse gas emissions by roughly 15 million tons and create nearly 3,900 local jobs throughout the lifetime of the measures installed in Massachusetts.

On November 21, 2011, the Department issued a Notice of Investigation to examine issues associated with the Three-Year Plans, in particular the benefits that are included in the

¹ MECo and Nantucket Electric frequently make joint filings.

² Program Administrators are those entities that administer energy efficiency programs, including the distribution companies and municipal aggregators.

determination of program cost-effectiveness. Among other things, the Department is investigating issues associated with the benefits connected to avoided greenhouse gas emissions.

Renewable Energy Resources

Introduction

The Green Communities Act includes provisions on the following policies related to renewable energy resources: (1) net metering; (2) long-term contracts; (3) ownership by electric distribution companies of solar generation facilities; and (4) interconnection.

Net Metering

Section 78 of the Green Communities Act requires the Department to adopt rules and regulations necessary to implement the provisions relating to net metering. Net metering refers to the process of measuring the difference between (1) the electricity generated by a customer-owned generator and fed back to the grid, and (2) the electricity delivered to the customer by its distribution company. On October 15, 2010, Governor Patrick signed into law Chapter 359 of the Acts of 2010, An Act Making Appropriations for the Fiscal Years 2010 and 2011 to Provide for Supplementing Certain Existing Appropriations and for Certain Other Activities and Projects (“2010 Act”). The 2010 Act requires the Department to adopt rules and regulations implementing certain changes to the net metering provisions of G.L. c. 164, §§ 138 and 139. St. 2010, c. 359, §§ 25-30. In regard to net metering in 2011, the Department: (1) began a net metering rulemaking; (2) opened a multi-faceted docket to address issues associated with net metering, including (a) creation of a net metering system of assurance, (b) net metering billing issues, (c) competitive supply issues, and (d) issues associated with net metering in the Nantucket Electric service territory; (3) began review of a petition for an exemption from the net metering regulations; (4) conducted multiple public education presentations and/or discussions; and (5) answered many implementation questions.

Long-Term Contracts

Section 83 of the Green Communities Act requires the Department to adopt rules and regulations necessary to implement the provision relating to long-term contracts between electric distribution companies and renewable energy project developers. Pursuant to the Department’s long-term contract regulations, the Department adjudicated the following filings in 2011: (1) three long-term contracts proposed by NSTAR Electric; (2) a long-term contract proposed by Western Massachusetts Electric Company; and (3) a long-term contract proposed by Unitil.

Utility Ownership of Solar Facilities

Section 58 of the Green Communities Act provides that electric distribution companies may construct, own, and operate solar generation facilities.

Interconnection

Interconnection is the process by which distributed generation is electrically integrated into the electric power system. In 2011, the Massachusetts Department of Energy Resources (“DOER”) filed a petition with the Department requesting that the Department open a proceeding on the interconnection of distributed generation. DOER’s petition was accompanied by a report entitled “Massachusetts Distributed Generation Interconnection Report,” which identified various issues associated with the current distributed generation interconnection standards and application procedure. As a result of DOER’s petition, the Department issued a notice of investigation and opened a generic proceeding. The purpose of the ongoing investigation is to (1) review the current standards and procedures by which distributed generation projects are interconnected to the electric distribution system, (2) determine what issues should be resolved regarding the current distributed generation interconnection standards and application procedure to ensure an efficient and effective interconnection process, and (3) determine what changes should be implemented to ensure an efficient and effective interconnection process that will foster continued growth of distributed generation in Massachusetts.

Smart Grid

Section 85 of the Green Communities Act requires each electric company to file a plan with the Department to establish a Smart Grid pilot program. Each pilot program must include advanced technology that provides for (1) real-time measurement and communication of energy consumption, (2) automated load management systems, and (3) remote status detection and operation of distribution system equipment

In 2009, the distribution companies submitted their proposed Smart Grid pilots to the Department. In 2010, the Department issued an order on National Grid’s smart grid pilot proposal, wherein we supported certain elements of the proposal but directed National Grid to make additional filings to address certain issues. In February 2011, National Grid filed a motion to withdraw its pilot proposal, stating that technology had matured since their original proposal and that National Grid determined it could deliver the pilot in a more cost-effective manner with a refreshed proposal. National Grid resubmitted its pilot in December 2011.

In 2010, the Department convened a Smart Grid Pilot Program Evaluation Working Group (“Working Group”) to ensure that certain elements of the pilot programs would be conducted in comparable way by each company so as to maximize the value of results from the pilot programs on a statewide level. In March 2011, the Working Group submitted a Common Evaluation Framework report that included standardized methodologies and demographic sampling approaches to ensure that the quantitative and qualitative information collected by the various pilot programs will be consistent and that the results will be reliable and comparable where appropriate.

Retail Power Supply Markets

Introduction

Prior to the enactment of Chapter 164 of the Acts of 1997 (the “Electric Restructuring Act”), customers had no choice but to purchase electricity from their electric company. The Electric Restructuring Act introduced competition in Massachusetts by giving consumers the option to buy electricity from a competitive retail supplier or to continue receiving electricity procured by their electric company.

Competitive Power Supply

Consistent with the objectives of the Electric Restructuring Act, the Department’s goal is to provide electricity customers with a broad choice of competitive supply options to allow customers to fully realize the benefits of the restructured electric industry. The Department grants licenses to qualified entities to serve as competitive suppliers³ and electricity brokers⁴ in the restructured industry. EPD staff review license applications to determine whether the applicant has demonstrated, among other things, the financial and technical capability to provide the applicable services. During 2011, the Department approved licenses for eight competitive suppliers and 40 electricity brokers. As of year-end 2011, there were 88 licensed competitive suppliers and 214 licensed electricity brokers in Massachusetts. While these suppliers and brokers provide services primarily to large and medium-sized commercial customers, they are increasingly serving residential customers as well.

The Electric Restructuring Act included provisions that allow a municipality (or group of municipalities) to aggregate the electrical load of customers located within its municipal boundary for the purpose of purchasing competitive power supply. A municipality that seeks to implement a “municipal aggregation” plan must receive Department approval. In 2011, the Department received petitions from the Hampshire Council of Governments, the Town of Ashland, the Town of Lanesborough, and the Town of Lunenburg for approval of municipal aggregation plans.

Section 60 of the Green Communities Act requires the electric distribution companies to implement a Purchase of Receivables program, through which they pay to competitive suppliers the full amount due from customers for generation service, less a percentage that accounts for uncollectible bills and other reasonable costs. On June 6, 2011, the Department issued model terms and conditions for the Purchase of Receivables program.

³ Competitive suppliers are entities that procure electricity from generation facilities at the wholesale level and sell the electricity to consumers at retail cost.

⁴ Electricity brokers are entities that facilitate or arrange for the sale of electricity to customers, acting as "middlemen" between suppliers and customers.

Basic Service

Basic service, formerly known as “default service,” is the retail power supply service that each electric distribution company provides to customers not receiving such service from the competitive market. Each distribution company procures power supply for its basic service customers from the wholesale electricity markets through competitive solicitation processes.

For its residential and small commercial and industrial (“C&I”) customers, each distribution company issues a Request For Proposals (“RFP”) for basic service supply on a semi-annual basis. Each solicitation procures 50 percent of the company’s basic service supply requirement for these customers for a twelve-month term. As such, at any point in time, basic service rates for residential and small C&I customers are based on the winning bid prices from the two most recent solicitations.

For its medium and large C&I customers, a distribution company issues an RFP solicitation for basic service supply on a quarterly basis. Each solicitation procures 100 percent of the company’s basic service supply requirement for these customers for a three-month term.

In addition to procuring power supply for its basic service customers, each distribution company must comply with the state’s Renewable Portfolio Standards (“RPS”). The RPS requires that competitive suppliers and distribution companies providing basic service provide Renewable Energy Certificates for certain percentages of sales for various classes of renewable energy resources.

EPD staff reviews each company’s solicitations to ensure that they (1) comply with the Department’s rules and regulations, and (2) are sufficiently competitive such that the results of the solicitations are consistent with prevailing market conditions.

Distribution Service Quality and Reliability

The Electric Power Division is responsible for ensuring that the Massachusetts electric companies provide their customers with safe and reliable distribution service. EPD discharges this responsibility through three primary tools. First, the Department requires electric companies to submit periodic reports on issues related to distribution service quality and reliability. Some of the periodic reports are described below. Second, the Department requires that the companies maintain an outage reporting website, which allows the Department to access real-time information regarding significant power outages that occur on their distribution systems. Finally, the Department reviews the companies’ annual service quality reports to determine if a penalty is warranted.

Reporting Requirements

The Department requires each electric distribution company to periodically file reports on issues related to distribution service quality and reliability. EPD staff review these reports and meet with the companies, as necessary, to ensure that the companies’ actions are consistent with

Department requirements. Some of the periodic reports filed with the Department are described below.

Annual Planning and Reliability Report - The report includes an analysis of the company's distribution system, including (1) a ten-year load growth forecast capable of identifying high-growth areas/zones; (2) a description of the company's transmission and distribution design and planning criteria and an explanation of how those criteria are applied; (3) a distribution system operating study focused on contingency analysis and management; and (4) an update to corrective actions and significant capital investments planned for the next five years.

Annual Storm and Emergency Restoration Report - The report details the company's storm and emergency plans ("ERPs") to respond to any emergency event such as hurricanes or snowstorms. The companies are required to file their ERPs annually, including actions taken to prepare for an emergency event. The ERPs are established consistent with the Department's Regulations 220 C.M.R. § 19.00, Standards of Performance for Emergency Preparation and Restoration of Service for Electric Distribution and Gas Companies, and Emergency Response Plan Guidelines for electric companies. Consistent with the ERPs, the Department opened an investigation on responses to the August 28, 2011 thunderstorm Irene, and the October 29, 2011 snowstorm.

Quarterly Outage Report - The report summarizes all significant outages that occurred in a company's electric system, within the reporting quarter, including the actions taken or planned to mitigate the outage causes.

Quarterly Stray Voltage and Manhole Safety Report -The report describes each company's practices with regard to stray voltage and manhole issues, including systematic testing/inspection and corrective actions performed consistent with the approved distribution safety plans. In addition, the companies are required to report stray voltage and manhole incidents as soon as they occur, including corrective actions. EPD continues to track those corrective actions and related activities.

Semi-Annual Double Pole Reports - The report details the companies' efforts to address the double pole issue, including removal of poles and transfer of wires owned by various attachers. The double pole reports are filed pursuant to the Department's regulations relative to reducing the number of double utility poles in the Commonwealth, as required by Chapter 46 of the Acts of 2003. The source of the double pole data comes from a pole life-cycle management system ("PLM") database jointly developed by the utilities. The Department continues to monitor the semi-annual double pole reports.

Reporting of Outage Events

Each electric distribution company is required to maintain, on a real-time basis, information regarding outages that occur on its distribution system. Each company's outage report can be accessed by Department staff via a secure internet-based Outage Reporting

Protocol (“ORP”) system. The ORP information includes, for example, (1) the location of the outage; (2) number of customers affected; (3) number of circuits affected or out-of-service; (4) likely cause; (5) any bodily injury; and (6) whether a critical facility, such as a hospital, is involved. EPD staff monitors the ORP data, and responds to reports of significant and/or frequent interruptions to customers, and when a reliability trend is observed. In addition, each company files, annually, a report of all customer outages that occurred on its system in the prior year.

Service Quality Standards

The Department requires that each electric distribution company submit an annual service quality report that details how the company has performed with respect to standards established in the Department’s Service Quality Guidelines. A major component of these guidelines relates to companies’ performance regarding the frequency and duration of outages during the previous year, both on a system-wide and circuit-specific level, and performance relating to customer billing and other complaints. EPD staff reviews each electric company’s service quality report to evaluate the companies’ performance. A company can incur a penalty of up to 2.5 percent of its distribution and transmission revenue if its service quality performance degrades in comparison to historic benchmark performance levels.

Other Cases

In 2011, EPD staff also assisted in the base rate case for Fitchburg Gas and Electric Company, and the proposed merger between Northeast Utilities (the parent company of WMECo) and NSTAR.

Natural Gas Division

Overview

The Natural Gas Division (“Gas Division”) provides technical support to the Department in the regulation of the state’s eight investor-owned natural gas companies (also called “local distribution companies” or “LDCs”): Bay State Gas Company (“Bay State”); The Berkshire Gas Company (“Berkshire”); Blackstone Gas Company (“Blackstone Gas”); Until; Boston Gas Company (“Boston Gas”) and Colonial Gas Company (“Colonial”), together doing business as National Grid (“National Grid”); New England Gas Company (“NEGC”); and NSTAR Gas Company (“NSTAR Gas”). In total, these companies serve approximately 1.51 million gas customers, and have combined operating revenues of approximately \$2.49 billion.

Over the last several years, the Gas Division has worked to promote competition in the local gas distribution industry through the “unbundling” of rates. The Gas Division has brought about regulatory changes that provide gas customers with opportunities to participate in a competitive gas market, while maintaining traditional consumer protections.

The Gas Division has the authority and the responsibility to:

- Review LDCs’ forecast and supply plans and long-term gas supply contracts;
- Review non-tariff contracts for the sale and transportation of natural gas;
- Review the appropriateness and accuracy of LDC filings made pursuant to the Cost of Gas Adjustment Clause (“CGAC”) and the Local Distribution Adjustment Clause (“LDAC”);
- Review LDCs’ energy efficiency plans;
- Assist the Rates and Revenue Requirements Division in base rate, merger, and financing filings;
- Review LDCs’ service quality filings;
- License gas suppliers and retail agents; and
- Review and, where appropriate, intervene in federal regulatory proceedings and activities that affect the interests of gas consumers in the Commonwealth.

Natural Gas Division Responsibilities

Review of Forecast and Supply Plans

LDCs must submit a five-year Forecast and Supply Plan to the Department for approval every two years. In its review of the forecast component, the Gas Division determines whether the company has accurately projected the gas requirements of the company's service area. A forecast must contain accurate and complete historical data and employ reasonable statistical projection methods. In its review of the supply plan, the Gas Division must determine whether the plan is adequate to meet projected customer demand under a range of contingencies. During 2011, the Gas Division reviewed five forecast and supply plans.

Review of Long-Term Gas Supply Contracts

LDCs must submit all supply contracts with terms longer than one year to the Department for review and approval. Long-term supply contracts include both gas commodity (the natural gas itself) and capacity (the pipeline required to transport the natural gas from the production areas to the LDC's distribution system). In evaluating a gas company's proposed contract for commodity or capacity, the Gas Division examines whether acquisition of the resource would be consistent with the public interest. To do so, the Gas Division determines whether the LDC has shown that the acquisition (1) would be consistent with the company's portfolio objectives, and (2) would compare favorably to the range of options reasonably available to the company and its customers. During 2011, the Gas Division reviewed four long-term supply contracts.

Review of Non-Tariff Contracts

Large commercial and industrial gas customers capable of burning alternative fuels, such as oil or coal, sometimes find that their gas companies' Department-approved tariffs are not competitive with alternative fuel options. To retain these customers and assure a continued stream of revenue, LDCs may offer them non-tariff contracts, subject to Department approval. In its review, Gas Division staff ensures that (1) the customer is capable of burning an alternative fuel; (2) the price charged under the contract exceeds the marginal cost of providing this service; and (3) the company's existing ratepayers are not responsible for any of the costs associated with providing the specified service. In 2011, the Gas Division reviewed 28 non-tariff contracts.

Review of Requests for Cost Adjustments

Department regulations allow gas companies to recover costs incurred for the purchase, storage, and interstate transportation of gas (referred to as "gas supply costs"). Gas commodity costs typically fluctuate seasonally. Through semi-annual cost-of-gas adjustment filings, LDCs request billing changes that enable them to reconcile these fluctuations. The Gas Division reviews these filings to ensure accounting accuracy and prudent company practices, and approves adjustments to billings via the Cost of Gas Adjustment Factor. In 2001, the Department amended its regulations to require gas companies to make interim filings for recovery of gas supply costs, when projected under- or over-collections exceed five percent.

These adjustments help reduce the impact on customers' bills when there are significant changes in gas supply costs. During 2011, the Gas Division reviewed 19 requests for cost adjustments.

Similarly, Department regulations allow a gas company to recover or credit, on a reconciling basis, a variety of costs that have been determined to be distribution-related but are not included in base distribution rates.⁵ The charge used to recover all of these costs is referred to as the Local Distribution Adjustment Factor ("LDAF"). Examples of recoverable expenses include the costs of energy efficiency programs and costs related to the federal restructuring of the gas industry. LDCs can also recover costs associated with federal and state-mandated cleanups of past contamination at sites polluted by wastes from gas manufacturing plants. Although most gas manufacturing plants in Massachusetts ceased operations by the early 1950s, their wastes continue to present environmental hazards. The Gas Division reviews all company requests for adjustments via the LDAF to ensure accounting accuracy and prudent company practices. During 2011, the Gas Division reviewed twelve LDAF requests.

Review of Energy Efficiency Plans

Since 1992, the Department has required LDCs to develop energy efficiency plans that bring cost savings to consumers and reduce the overall need for gas. The companies' plans typically include weatherization service programs (e.g., offering energy audits, attic insulation, wall insulation, air sealing, and heating system repairs) and rebates for the installation of clock thermostats or for the replacement of boilers, furnaces, and water heaters with high-efficiency units. Gas companies must submit energy efficiency plans to the Gas Division, which reviews the proposed programs to ensure cost effectiveness. The companies can then recover energy efficiency-related costs via the LDAF. In 2011, the Gas Division reviewed eight energy efficiency plans.

Cooperation with the Rates and Revenue Requirements Division

The Gas Division works closely with the Rates and Revenue Requirements Division to review various rate case filings and merger and acquisition petitions. In traditional rate cases, Gas Division staff is responsible for reviewing the terms and conditions of distribution service, the allocation of local production and storage costs, weather normalization, gas-related cash working capital, marginal costs, and the treatment of revenues from off-tariff contracts. In 2011, the Gas Division participated in the Department's review of three rate case related filings.

Review of Service Quality Filings

In June 2001, the Department issued an order finalizing service quality standards for all electric and gas distribution companies. The order established performance measures for customer service, billing, customer satisfaction, staffing levels, safety, and reliability. Pursuant

⁵ Base distribution rates are designed to recover distribution-related costs (i.e., the costs to operate the LDC), including plant and equipment, labor, taxes, interest on borrowed funds, return on investment, billing, metering, and customer service.

to this order, the LDCs filed company-specific service quality plans for Department review, which the Department approved in Spring 2002. Each gas company filed a service quality report in March 2006 (and must do so every March), comparing its actual performance against the service quality standards established by the Department. The Gas Division is responsible for the review of all gas service quality plans to ensure that the companies maintain a minimum quality of service. During 2011, the Gas Division reviewed nine service quality plans.

Licensing of Gas Suppliers and Retail Agents

Massachusetts customers may choose a gas supplier other than the LDC serving the customer's neighborhood. This allows customers to comparison shop and negotiate for the best value in gas commodity from competitive suppliers. The price charged by these competitive suppliers for natural gas, however, is not regulated. Instead, competitive gas suppliers set their own prices, just like the sellers of most goods and services in the marketplace.

Gas suppliers and retail agents wishing to sell natural gas to Massachusetts retail customers must be certified by the Department on an annual basis. The Gas Division reviews the applications for these licenses and conducts interviews with the applicants. Staff determines whether the applicants have the technical ability to procure and deliver natural gas, and whether they are familiar with the Department's rules and the gas industry in general. The Gas Division also evaluates documentation of the applicant's financial capability, such as the level of capitalization or corporate backing, to provide the proposed services. In 2011, the Department reviewed 54 applications and approved 18 gas suppliers and 36 retail agents.

Participation in Federal Policy-Making

Over the past decade, actions taken by FERC, the U.S. Department of Energy, and Congress have dramatically changed federal regulation of the natural gas industry. These changes directly affect the interests of Massachusetts customers who are served by federally regulated pipelines and liquefied natural gas ("LNG") import terminals. Gas Division staff works with other state agencies and regional organizations to stay informed regarding current federal statutory and regulatory proposals, and to develop public positions on issues that may affect Commonwealth interests.

Public Information and Review of Consumer Complaints

Gas Division staff provides information and assistance on a daily basis to consumers, government officials, marketers, regulated companies, consultants, and financial analysts. In addition, Gas Division staff assists the Department's Consumer Division in addressing gas-related consumer issues.

2011 Gas Division Accomplishments

During 2011, the Gas Division reviewed:

- Five forecast and supply plan filings;
- Four long-term gas supply contracts;
- 28 non-tariff contracts for the sale and transportation of natural gas (firm service, quasi-firm service);
- 19 gas-cost-recovery filings pursuant to the CGAC;
- Twelve cost recovery filings pursuant to the LDAC;
- Nine energy efficiency filings, as well as nine residential energy conservation service program filings;
- Nine service quality reports; and
- 54 applications for the licensing of gas suppliers and gas retail agents.

Legal Division

Overview

The Legal Division staff serves as the chief legal and policy advisor to the Commission and provides legal support to all divisions of the Department.

Legal Division Responsibilities

Formal Adjudications

The Legal Division's primary duty is presiding over adjudicatory proceedings conducted under the Massachusetts Administrative Procedures Act (G.L. c. 30A) and the Department's procedural regulations (220 C.M.R. § 1.00). During 2011, the Legal Division participated in the issuance of 249 Orders. A list of the Department's 2011 Orders is attached at Appendix 2.

Adjudications are the formal determination of parties' rights through a quasi-judicial process. All parties — both the party filing the action and any intervenors — are entitled to due process safeguards, meaning that the parties are entitled to adequate notice and the opportunity to be heard. Parties to the action have the right to present evidence, cross-examine witnesses, and receive a written decision from the Department. Pursuant to G.L. c. 25, § 4, the Chairman of the Department may delegate authority to an attorney from the Legal Division, known as the "Hearing Officer," to preside over Department adjudications.

Adjudicatory proceedings vary in complexity and include a wide range of subjects, such as reviews of:

- rates;
- contracts for the sale and purchase of electric power, natural gas, and water;
- long-term contracts for renewables;
- long-range forecast and supply planning;
- energy efficiency plans;
- service quality plans;
- financial transactions (e.g., stock, bond, and security issuances);
- proposed mergers;
- storm investigations;

- emergency response plans;
- municipal aggregation plans;
- proposed energy facility construction and siting (e.g., electric generation facilities and transmission lines); and
- billing disputes between residential consumers and utilities.

In conducting a formal adjudicatory proceeding, the Department generally holds two types of hearings: (1) a public hearing; and (2) an evidentiary hearing. Public hearings are publicized throughout the utility's service territory. In certain types of cases, public hearings are held in a utility's service territory. Public hearings are transcribed by a stenographer. If held in a utility's service territory, public hearings are conducted during the evening, usually in an easily accessible public building such as the Town Hall, and are usually presided over by a Commissioner. The public hearings afford local consumers the opportunity to learn more about a rate request, offer their input about the pending case, and comment on the practices of the utility. Residential and business customers are a valuable source of information to the Department in developing a case record.

Evidentiary hearings are conducted in a courtroom setting in the Department's Boston offices. These proceedings are also transcribed by a stenographer. The hearings are presided over by the Hearing Officer, with the active participation of the Department's technical staff. The technical staff participates by questioning witnesses to ensure that the record is accurate and complete.

While the adjudicatory process does not require adherence to all formal rules of evidence, the evidentiary hearing process follows many rules of civil procedure, and parties are almost always represented by counsel from the utility bar. Evidentiary hearings afford intervenors and the Department the opportunity to question company witnesses. In many cases, the Attorney General of the Commonwealth is an intervenor. Other intervenors may include public interest organizations, the Division of Energy Resources ("DOER"), and local consumer, business, or neighborhood groups. Sometimes intervenors put on a direct case with witnesses of their own.

Based on the evidence in the record, the Department issues a Final Order at the conclusion of each adjudicatory proceeding. Pursuant to G.L. c. 25, § 5, the Department's Final Order is appealable directly to the Massachusetts Supreme Judicial Court.

Other Types of Proceedings

Requests for Advisory Rulings

The Department is sometimes called upon to issue advisory rulings with respect to the applicability of any statute or regulation enforced or administered by the Department. The Department has discretion to decline a request for an advisory ruling. G.L. 30A, § 8; 220 C.M.R.

§ 2.08. In 2011, the Department issued one advisory ruling, D.P.U. 11-47, Exelon Corporation, September 26, 2011.

Notice of Inquiry Proceedings

The Department issues a Notice of Inquiry (“NOI”) when the agency desires public input on a particular issue. Thus, NOIs are Department-initiated investigations that are neither formal adjudications nor rulemakings. The goal of the NOI is to encourage broad input into the development of public policy. The Department derives authority to issue an NOI from G.L. c. 164, § 76.

Participants in an NOI proceeding file comments and may provide sworn testimony. However, participants normally are not subject to cross-examination and do not have appeal rights. The order issued at the close of the investigation is usually a general policy statement with guidelines for future actions by utilities or by the Department. The policy established through the NOI may be further developed in the future through company-specific adjudications.

Rulemakings

The Department conducts rulemakings pursuant to G.L. c. 30A, §§ 2 - 5 and 220 C.M.R. § 2.00, to adopt, amend, or repeal regulations pertaining to the activities of all industries the Department is charged by statute with regulating. A rulemaking proceeding may involve simple procedural regulations or may address complex regulatory issues. The Department is required to provide public notice of a proposed rulemaking and to allow an opportunity for public comment. After consideration of the public comment, the Department may issue final regulations. Any final regulation must be published in the Code of Massachusetts Regulations. In 2011, the Department conducted one rulemaking, D.P.U. 11-35, amending 220 C.M.R. § 151, Rail Fixed Guideway System: System Safety/Security Program Standard, August 19, 2011.

Pipeline Engineering and Safety Division

Overview

The Pipeline Engineering and Safety Division (“Pipeline Safety Division”) is responsible for technical and safety oversight of seven investor-owned natural gas companies and four municipal gas departments in Massachusetts. As a certified agent of the U.S. Department of Transportation (“US DOT”), the Pipeline Safety Division enforces federal regulations pertaining to natural gas distribution pipelines within the Commonwealth. The Pipeline Safety Division also enforces the Department’s own comprehensive gas safety regulations and the state’s “Dig Safe” law, a statute requiring companies and individuals performing excavation work to notify the Dig Safe program in order to ensure safe excavation work.

The Pipeline Safety Division’s authority over technical and safety issues requires it to:

- Inspect gas facilities for compliance with federal and state design, construction, operating, maintenance, and emergency and plant security regulations, and enforce such regulations;
- Investigate and determine the cause of gas-related accidents and make recommendations to minimize recurrences;
- Develop regulations applicable to the gas industry to enhance public safety;
- Enforce the Dig Safe Law by investigating alleged violations and assessing civil penalties;
- Inspect and test gas meters for accuracy and safety before the meters are installed at consumers’ premises;
- Resolve consumer complaints regarding the accuracy of electric and gas meters by field tests; and
- Ensure that utility operators restore the streets and roads after excavating in the public way.

Pipeline Safety Division Responsibilities

Natural gas is considered a hazardous fuel by both the state and the federal government. Massachusetts has 21,130 miles of gas mains and eight liquified natural gas (“LNG”) plants. These facilities serve over 1.4 million customers.

To protect consumers and the general public from the potential hazards involved in the transmission, distribution, production, storage, and use of natural gas and propane, both the US DOT and the Department regulate these facilities. In addition to enforcing the Department’s

regulations, the Pipeline Safety Division acts as an agent for the US DOT in the enforcement of federal regulations. The Pipeline Safety Division inspects natural gas distribution pipeline facilities within the Commonwealth, investigates incidents, and imposes remedial actions. These remedial actions can include civil penalties when the Department determines that a natural gas operator did not comply with federal and state pipeline safety regulations.

The Department is authorized to assess civil penalties for violations of federal and state safety regulations. The penalties cannot exceed \$50,000 per violation for each day the violation persists and \$1,000,000 for any related series of violations. G.L. c. 164, § 105A.

Gas Facility Inspections

The Pipeline Safety Division's engineers inspect jurisdictional gas facilities — pipelines, meter stations, regulator stations, dispatch centers, LNG plants, and propane-air plants — for compliance with federal and state safety regulations. If it determines that violations may exist, the Pipeline Safety Division issues a Notice of Probable Violation (“NOPV”) or Warning Letter to the alleged violator along with a Consent Order. The Consent Order includes proposed action(s) to be taken by the alleged violator to correct the violation, and a proposed civil penalty. The alleged violator may agree to the Consent Order, thereby resolving the case, or may request an informal review conference with Pipeline Safety Division. Following a requested informal review conference, the Pipeline Safety Division issues a written decision. If a company disputes the written decision, it may request an adjudicatory hearing before the Department.

In 2011, the ten Public Utilities Engineers spent over 841 person days performing inspections. The Pipeline Safety Division issued six NOPVs and levied \$81,000 in civil penalties. The Pipeline Safety Division collected a total of \$61,000 in civil penalties. These civil penalties are deposited into the General Fund of the Commonwealth.

Intrastate Transmission Pipelines

There are 34.3 miles of intrastate gas transmission lines in Massachusetts. The increased use of natural gas to generate electricity has resulted in the construction of new intrastate pipelines to connect power plants directly to interstate gas transmission lines. As intrastate facilities, these pipelines fall under the aegis of the Pipeline Safety Division, whose engineers inspect their design, construction, operation, and maintenance. Such pipelines typically operate at pressures significantly higher than local gas distribution pressures.

Investigation of Natural Gas Incidents

When a gas-related incident occurs, such as a fire or explosion that results in personal injury and/or significant property damage, the Pipeline Safety Division's engineers: (1) investigate to determine its cause; (2) determine whether the pipeline operator was in violation of any safety regulations; and (3) ascertain what actions an operator could take to prevent or minimize a recurrence. During 2011, the Pipeline Safety Division did not investigate any gas-related incidents.

Intrastate LNG Facilities

LNG plants provide an important part of the gas supply in Massachusetts. Especially in winter months, LNG plants provide as much as 20 percent of the daily gas supply used during peak demand times. Ensuring the safe and effective operation of these plants has always been a priority for the Pipeline Safety Division.

The Pipeline Safety Division inspects each LNG plant comprehensively once every four years. In addition, the Pipeline Safety Division conducts specialized inspections at each LNG plant at least once in a 24-month period. The security of these plants is a large concern for the Pipeline Safety Division. The Pipeline Safety Division continually monitors the security of the LNG plants. Monitoring includes on-site inspections, reviews of procedures, and reviews of operating and maintenance records.

Dig Safe Law Enforcement

Massachusetts' Dig Safe law requires any person who proposes to excavate in public or private land to pre-mark the excavation site and to notify the Dig Safe Center of the intent to excavate. The Dig Safe Center then contacts all operators of underground gas pipelines and electric, telecommunication, and television cables in the excavation locale. These operators, in turn, must mark the locations of their facilities in advance of the excavation to minimize the risk of potential damage by the excavator. Lastly, the excavator must take adequate precautions to prevent damage to the facilities while digging.

Any person aware of possible violations of Dig Safe procedures may report them to the Pipeline Safety Division; utility operators are mandated by regulation to report possible Dig-Safe violations. The Pipeline Safety Division investigates the reports, issues NOPVs, conducts informal review conferences with the respondents and operators of the facilities, and performs field inspections, as necessary. The Pipeline Safety Division then issues a written decision, and has the authority to assess a civil penalty of \$1,000 for a first offence and up to \$10,000 in certain circumstances. An alleged violator that disputes the written decision may request an adjudicatory hearing before the Department.

In 2011, the Pipeline Safety Division received 1,098 reports of possible Dig Safe violations. After investigating these reports, the Pipeline Safety Division issued 137 NOPVs, and collected \$172,000 in civil penalties.

Gas Meter Testing

State law requires that each gas meter be tested by the Pipeline Safety Division for volumetric accuracy and for leakage once every seven years, or when the meter is removed from service. Gas companies and municipal gas departments ("operators") typically remove meters to be tested and replace them with previously approved meters. Operators then deliver meters to their meter shops where one of the Pipeline Safety Division's compliance officers tests them to

ensure that they are not leaking and that the consumer is getting the correct amount of gas. In 2011, the Pipeline Safety Division collected \$2,235,800 in meter testing fees.

Consumer Metering Complaints

The Pipeline Safety Division assists the Department's Consumer Division in addressing complaints by customers pertaining to both electric and gas metering. In the case of an electric meter, the Pipeline Safety Division witnesses a test of the "complaint" meter in the field to determine its accuracy. For gas meters, the suspect meter is removed and tested at the operator's premises by a Pipeline Safety Division compliance officer.

Restoration of the Public Way after Utility Openings

In response to complaints from municipalities and the industry about the lack of repairs made to public roads after utility work was completed, the Department promulgated street restoration standards in 1998. The regulations set standards for soil compaction, paving, and other activities affecting road condition.

Partnership with Industry

In areas of cooperation, the Pipeline Safety Division has worked with regulators in the other five New England states and Northeast Gas Association, or NGA, to develop qualification procedures for welders of steel pipelines and fusers of plastic pipeline. This effort resulted in uniform qualifications for welders and fusers throughout New England that allows operators to avoid expending resources for the re-qualification of an employee from another New England state. At the same time, pipeline safety regulators are assured that the personnel are qualified in these essential pipeline construction functions.

The Pipeline Safety Division also worked with utilities and the Dig Safe Center to conduct training sessions for excavators. The sessions provide excavators with information about underground utility lines and precautions to take when excavating near those lines. Programs such as Managing Underground Safety Training are an important tool for preventing damage to underground pipelines and cables.

Precedent, Policies, and Practice

The Department is a national leader in gas pipeline safety. The Pipeline Safety Division's actions in response to violations of gas-related safety regulations have gained the recognition of US DOT and agencies in other states. With more LNG plants than any other state in the country, the Commonwealth's LNG safety regulations are among the most stringent in the country.

Massachusetts has continued to address the important issue of replacement or abandonment of aged cast-iron pipe. The Department's regulations require pipeline operators to prioritize and replace segments of old cast-iron pipe in accordance with Department-developed

criteria. In addition, companies must replace or abandon such pipes, subject to specific criteria, when third-party excavation occurs nearby.

The Department has taken measures to address the potential safety hazards posed by unused service lines. The Department has updated existing regulations requiring the abandonment of unused lines. The regulations also specify more stringent gas leakage survey methods for operating lines.

2011 Pipeline Safety Division Accomplishments

In Summary, the Pipeline Safety Division in 2011:

- Conducted gas facility inspections, resulting in the issuance of six compliance actions for violations of pipeline safety regulations, and collected \$61,000 in civil penalties from operators who violated the pipeline safety regulations.
- Investigated 1,098 reports of Dig Safe violations, issued 137 Notices of Probable Violation for violations against the DigSafe Law, and collected \$172,000 in civil penalties from Dig Safe violators.
- Tested approximately 235,800 gas meters, thereby collecting \$2,235,800 in meter testing fees.

Rates and Revenue Requirements Division

Overview

The Rates and Revenue Requirements Division (“Rates Division”) is responsible for providing the technical expertise the Department needs to determine the appropriate levels of revenues, rates, and charges for the five investor-owned electric companies, nine investor-owned gas companies, and seventeen investor-owned water companies conducting business in Massachusetts. The technical support provided by the Rates Division includes expertise in economics, finance, accounting, and public policy.

The Rates Division assists the Department’s Legal Division in developing the evidentiary record in adjudicatory proceedings concerning the rates and finances of the investor-owned natural gas, electric, and water companies doing business in Massachusetts. The Department’s decisions in these proceedings are directly appealable to the Supreme Judicial Court under G.L. c. 25, § 5.

The regulation of the natural gas, electric, and water industries requires the Rates Division to:

- Analyze electric utility restructuring-related filings including reconciliation of basic/default service, transmission and transition costs and revenues.
- Analyze requests to change base distribution rates through historic test year cost-of-service regulation, as well as Offers of Settlement regarding base distribution rates
- Analyze Revenue Decoupling proposals
- Analyze financing petitions
- Analyze mergers and acquisitions proposals
- Assist in determining the annual assessment of electric and gas utilities
- Analyze municipal streetlight purchase disputes
- Assist the Electric Power Division in implementing the provisions of the Green Communities Act, retail power supply markets, and service quality investigations where expertise in rates is needed.
- Provide information and assistance to the public, government agencies, press, private industries, and other government officials

Review of Electric Utility Restructuring-Related Filings

As part of the continued implementation of the Electric Restructuring Act, the Department annually conducts a reconciliation or true-up for each electric company's transition, basic service, and transmission factors. Under the Electric Restructuring Act, each electric distribution company may collect (1) those stranded or transition costs associated with divesting its generation business that it cannot mitigate; (2) the costs it incurs to procure electric power to meet its basic service obligations; and (3) the costs it incurs on behalf of its retail customers to provide transmission service. In a true-up, the Rates Division evaluates the costs and revenues that each electric distribution company proposes to reconcile to determine if they meet the requirements of the Restructuring Act and its restructuring plan,

Review of Requests to Change Base Rates

The Rates Division investigates petitions to change base rates as follows:

- Reviewing initial filings
- Participating in informal technical conferences
- Issuing information requests to the Company and Intervenors
- Drafting pre-hearing memoranda for the Commission
- Cross-examining Company and Intervenor witnesses during hearings
- Developing and discussing with the Commission various options for resolution of issues
- Preparing Draft Orders per the directives from the Commission

Changes to base rates are based on historic test year cost-of-service regulation. The Department sets rates using cost-of-service pricing principles where electric, gas, and water rates are based upon the cost to serve various classes of ratepayers. Under cost-of-service pricing, the Rates Division reviews the costs incurred by utility companies during a historic test year adjusted for known and measurable changes to determine the reasonableness of such costs and to determine whether they were prudently incurred. The categories of costs include company annual operation and maintenance expenses, capital investments, and rates of return for shareholders (*i.e.*, return on equity). Appropriate annual expenses plus a return on undepreciated rate base (*i.e.*, return on net capital investment) make up the company's cost of service or the revenue requirement upon which rate structures must be designed to recover.

Once the company's cost of service has been determined, a rate structure must be established that affords the company a reasonable opportunity to earn its allowed rate of return while meeting other policy goals. Rate structure is the level and pattern of prices that customers are charged for the use of utility services. A customer class rate structure is a function of the cost of serving that rate class and the design of rates calculated to cover that cost. In setting rates, the Department balances its goals for utility rate structure by taking into consideration multiple factors such as economic efficiency, continuity, fairness, earnings stability, and simplicity.

For water companies, the traditional review of rate cases through adjudicatory proceedings is not always cost-effective because the administrative costs of preparing and litigating a rate case for a small water company can equal or exceed the rate relief sought. To streamline the regulatory process, the Department has created a Settlement Intervention Staff, or SIS, comprised of Rates Division staff and Legal Division staff, that independently reviews rate requests and conducts off-the-record negotiations with water company officials and intervenors. The Settlement Intervention Staff does not have direct communication with the Commission regarding pending cases. Rather, the Settlement Intervention Staff and the other parties on the case may submit a proposed rate settlement to the Commission. An Adjudicatory Team comprised of Rates Division and Legal Division staff review the settlement and make recommendations to the Commission. The Commission may either approve the settlement, return it to the settling parties with suggested modifications, or reject it with or without subsequent evidentiary hearings. To date, this process has saved the Department, water companies, and ratepayers considerable amounts of time, resources, and expenses.

The Department's regulatory authority over investor-owned water systems is in certain areas concurrent with that of the Massachusetts Department of Environmental Protection ("MDEP"). In situations where cross-over issues are involved, such as in water conservation and adequacy of service, Rates Division staff work with staff at the MDEP to ensure that the provisions of the agencies' respective duties are implemented in a harmonious manner.

Replacement of gas infrastructure through a mechanism known as the Targeted Infrastructure Reinvestment Factor, or TIRF, allows gas companies accelerated recovery through retail rates of the cost to replace leak-prone mains and services pursuant to the recovery plan approved by the Department in its last base rate case. Annual recovery of the revenue requirement associated with these investments is approved subject to further review.

Green Community Act Legislation Initiatives

The Revenue Decoupling Mechanism, or RDM, allows the electric and gas companies to reconcile the revenues collected from base distribution rates with the revenue requirement approved by the Department in its last base rate case, pursuant to the revenue decoupling plan approved by the Department in its last base rate case. RDM adjustments are filed annually for the electric companies and semi-annually for the gas companies. Further, for National Grid's electric subsidiaries, the Department approved a Capital Expenditure, or Cap-Ex, Mechanism that allows National Grid to recover the revenue requirement associated with a capped amount of its capital investment incurred since its prior rate case.

In response to the Green Community Act requirements, the Rates Division reviewed long-term purchase power contracts for renewable energy (Cape Wind), analyzed solar installation programs, smart grid pilot programs, as well as assisted the Department's Electric Power Division in establishing net metering tariffs.

Review of Requests to Change Reconciling Rates

In addition to reviewing changes to base rates, the Rates Division is responsible for reviewing proposed rate changes to items that the Companies are allowed to collect their actual costs (i.e., where dollar-for-dollar recovery is intended). These include the pension and post-retirement benefit adjustment factors and the Residential Assistance Adjustment Factors, or RAAFs, that are designed to recover costs related to low-income discounts and arrearage management programs. Further, the Department has approved, where appropriate, storm recovery adjustment factors to recover costs associated with major storms. The annual cable surcharge for Nantucket Electric is also a reconciling rate mechanism that is reviewed by the Rates Division. Additionally, pursuant to a Department approved settlement, the Department reviews on an annual basis the recovery of costs associated with NSTAR Electric's Capital Projects Scheduling List, or CPSL, that recovers costs associated with measures NSTAR has taken to mitigate the occurrence of stray voltage, to inspect manholes, and to reduce the amount of double utility poles in its service area.

Review of Financing Requests

The Rates Division is also responsible for the review of financing petitions. Financing petitions include the issuance of debt or equity securities, as well as investment of funds or guaranteeing the indebtedness of other companies. The primary focus in such cases is to carry out statutory mandates that require utilities to issue only those securities reasonably necessary for utility operations and to have sufficient net plant (i.e., undepreciated assets in rate base) to ensure sound securities.

Review of Mergers and Acquisitions

Pursuant to G.L. c. 164, § 96, the Rates Division reviews all intrastate merger and acquisition proposals that are filed with the Department to determine if they are in the ratepayers' best interests. The Rates Division analyzes the proposal's effect on:

- Rates;
- Service Quality;
- Net Savings;
- Competition;
- The financial integrity of the post-merger entity;

- Fairness in the distribution of resulting benefits between shareholders and ratepayers;
- Societal effects such as job loss and economic development;
- Long-term strategies to ensure a reliable and cost-effective delivery system;
- Any anticipated disruption in service; and
- Other factors that may negatively affect customer service.

Coordination of Annual Assessments

Pursuant to G.L. c. 25, § 18, electric and gas companies that do business in Massachusetts are subject to an annual assessment on a percentage of their intrastate revenues. The Rates Division is responsible for gathering the revenue figures for the electric and gas utilities.

Review of Retail Electric Contracts

The Rates Division is responsible for the mandatory review of negotiated electric contracts between electric distribution companies and retail customers. Such contracts are evaluated to ensure consistency with Department standards. The onset of competitive options for generation service for industrial customers has reduced the number of requests for electric contracts in recent years.

Review of Utility Accounting Matters

Utility companies are required to maintain their books in accordance with Department regulation. To maintain uniformity of accounting, utilities are required to submit questions concerning the appropriate interpretation of the Department's accounting regulations to the Department. During 2011, the Rates Division staff received and responded to a number of accounting questions from utilities, primarily from municipally operated systems and water companies. The Rates Division also reviews requests involving accounting practices, including requests by companies to defer expenses on their books for later review in a base rate proceeding.

Review of Municipal Depreciation Requests

Pursuant to G.L. c. 164, § 57, municipal utilities are allowed to include in their rates an annual provision for depreciation expense equal to three percent of depreciable plant (plant less land and land rights), unless otherwise allowed by the Department. Because municipal utilities rely on depreciation funds as a source of funds for plant improvements and expansions without resorting to outside financing, municipal utilities may seek authorization to increase their depreciation rate for a particular year. During 2011, the Rates Division evaluated and approved twelve requests for increases in municipal depreciation rates.

Review of Customer Complaints

The Rates Division provides assistance to the Department's Consumer Division in the review of rate and billing disputes by residential customers. In addition, because billing disputes by commercial and industrial customers are not generally handled by the Consumer Division, the Rates Division, has, at times, provided informal assistance in resolving these billing disputes, primarily through review and interpretation of the applicable tariffs.

Public Information

Another important responsibility of the Rates Division is to provide timely and accurate information to the public regarding activities in the electric, gas, and water industries. This task requires working with other regulatory agencies, consumer groups, public interest groups, power suppliers, and utility companies to help them understand Department regulations and policies. The Rates Division also assists in the development of agency regulations to address the changing circumstances in the utility industry such as electric industry restructuring, gas unbundling, and new financial accounting standards. The Rates Division also works with the Department's Consumer Division to respond to consumer complaints and to draft policy recommendations regarding consumer issues.

2011 Rates Division Major Decisions

During 2011, the Rates Division actively participated in the following significant filings:

- Western Massachusetts Electric Company, D.P.U. 10-70. Base Distribution Rate Case, Revenue Decoupling Proposal
- New England Gas Company, D.P.U. 10-114. Base Distribution Rate Case, Revenue Decoupling Proposal, and TIRF Mechanism
- Fitchburg Gas and Electric Light Company, D.P.U. 11-01/D.P.U. 11-02. Base Distribution Rate Case
- The Berkshire Gas Company, D.P.U. 11-44. Compliance to Performance Based Rates approved on D.P.U. 01-56
- Milford Water Company, D.P.U. 10-78. Water Rate Case. The Department approved an Offer of Settlement
- Westport Harbor Aqueduct Company, D.P.U. 10-139. Water Rate Case. The Department approved an Offer of Settlement

- Dover Water Company d/b/a Colonial Water, D.P.U. 11-20. Water Rate Case, the Department approved an offer of settlement
- Massachusetts Electric Company d/b/a National Grid – Electric, D.P.U. 11-18. Audit related to its Capital Expenditure Mechanism
- Bay State Gas Company, D.P.U. 11-31. Compliance Revenue Decoupling Adjustment Factor
- Boston Gas and Colonial Gas d/b/a National Grid – Gas, D.P.U. 11-58. Compliance Revenue Decoupling Adjustment Factor
- Bay State Gas Company, D.P.U. 11-87. Compliance Revenue Decoupling Adjustment Factor
- Massachusetts Electric Company and Nantucket Electric Company d/b/a National Grid – Electric, D.P.U. 10-152. Compliance Revenue Decoupling Adjustment Factor
- Massachusetts Electric Company and Nantucket Electric Company d/b/a National Grid – Electric, D.P.U. 11-117. Compliance Revenue Decoupling Adjustment Factor
- Fitchburg Gas and Electric Light Company, D.P.U. 11-121. Compliance Revenue Decoupling Adjustment Factor
- Boston Gas Company, Colonial Gas Company, Essex Gas Company, Massachusetts Electric Company, Nantucket Electric Company, New England Power Company, and New England Hydro-Transmission Electric Company d/b/a National Grid, D.P.U. 10-59. Financing
- Boston Gas Company and Colonial Gas Company d/b/a National Grid - Gas, D.P.U. 11-78/79. Financing
- Milford Water Company, D.P.U. 11-99. Financing
- Boston Gas Company and Colonial Gas Company d/b/a National Grid – Gas, D.P.U. 11-36. Compliance Targeted Infrastructure Reinvestment Factor
- The Berkshire Gas Company, D.P.U. 11-44. Compliance Performance Based Rates
- Fitchburg Gas and Electric Light Company, D.P.U. 11-EC-01. Electric Contract

Energy Facilities Siting Board and Department Siting Division

Overview

The Energy Facilities Siting Board (“Siting Board”) is a nine-member review board charged with reviewing certain proposed energy facilities so as to provide “a reliable energy supply for the Commonwealth with a minimum impact on the environment at the lowest possible cost.” The Siting Board’s primary function is to review, and where appropriate, issue certificates, zoning exemptions, and other approvals necessary for the construction of major energy infrastructure in Massachusetts, including large power plants, electric transmission lines, natural gas pipelines, and natural gas storage facilities. The Siting Board also has the authority to remove regulatory obstacles to the construction of energy infrastructure by issuing, or altering the terms of, other state and local permits.

Administratively, the Siting Board is located within the Department, but is not subject to Department supervision or control. The nine-member Board is comprised of the Secretary of Energy and Environmental Affairs, who is the Chairman of the Board, the Secretary of Housing and Economic Development, the Commissioner of the Department of Environmental Protection, the Commissioner of the Department of Energy Resources, two commissioners of the Department of Public Utilities, and three public members appointed by the Governor for a term coterminous with that of the Governor.

The Siting Board is staffed by members of the Department’s Siting Division. Siting Division responsibilities to the Siting Board and to the Department require its staff to:

- Adjudicate petitions to site and construct major energy infrastructure;
- Represent the Commonwealth in proceedings before FERC with respect to energy facilities to be sited in Massachusetts;
- Adjudicate petitions by public service corporations for exemptions from local zoning requirements ;
- Adjudicate petitions by utility companies for eminent domain and for land survey access;
- Adjudicate petitions for override of state and local permits, licenses, or other requirements;
- Adjudicate petitions by electric companies for approval to construct transmission lines; and
- Enforce decisions of the Siting Board through the issuance of orders and civil penalties.

A list of Siting Board decisions, Department Siting Division orders, and Siting Board federal agency filings from 2011 is attached as Appendix 1.

Siting Board Responsibilities

Energy Facility Review

The Siting Board reviews petitions to construct major new energy infrastructure, including power plants, electric transmission lines, natural gas pipelines, and natural gas and fuel oil storage facilities. G.L. c. 164, §§ 69 G-S. Siting Board review is conducted by means of a formal adjudicatory proceeding in accordance with G.L. c. 30A. Final decisions of the Siting Board are appealable directly to the Massachusetts Supreme Judicial Court.

The Siting Board's review of most types of energy infrastructure encompasses the need for the facility, alternative means of meeting that need, alternative sites, and environmental impacts and cost; however, since 1997, the Board's review of power plants generally is limited to potential environmental impacts. The Siting Board's environmental review covers a broad range of issues, including (1) potential impacts of a project on air quality, land use, water resources, noise, and health; (2) impact mitigation; and (3) the cost of impact mitigation. Siting Board decisions typically represent a balancing of cost, local and regional environmental impacts, and the benefits of the project in terms of contributing to a reliable energy supply.

As with the prior year, Siting Board consideration of generation projects was limited. Continuing from 2010 was a project change filing for the proposed Brockton Power plant in Brockton, while a new project change filing was received for the existing Kendall cogeneration facility in Cambridge. Otherwise, most Siting Board activity related to transmission projects, although one gas pipeline facility was also reviewed.

In the Brockton Power project change case, which began in 2010, the Siting Board issued a Decision on October 7, 2011: (1) approving a change to eliminate the use of oil as a backup fuel for the plant, subject to a condition requiring submission of a written gas plan strategy; (2) approving design modifications that Brockton Power stated will enable the buildings to comply with the local zoning; and (3) rejecting Brockton Power's proposed change to use potable, municipal water to cool the project's towers rather than wastewater from the Advanced Wastewater Reclamation Facility, a wastewater treatment plant located in Brockton. The Board found that Brockton Power did not demonstrate that its proposed use of potable water would result in a project that would minimize environmental impacts, citing a long history of hydrologic stress at Silver Lake, the primary source of potable water for the City of Brockton.

On April 29, 2011, GenOn Kendall submitted a project change filing for the existing cogeneration facility at Kendall Square. With the support of the U.S. Environmental Protection Agency and other agencies, GenOn proposed to change cooling technology for the plant from once-through water cooling to air cooling. Following receipt of responses to questions, the Siting Board approved the project change on December 21, 2011. The approval took the form of an Action by Consent, rather than being voted at a scheduled meeting of the Board.

At the start of 2011, there were three transmission petitions pending before the Siting Board: (1) a project in Worcester, (2) a project in Hampden County, and (3) the “Lower SEMA” project to serve the Cape Cod area. On March 14, 2011, the Board approved the petition by New England Power Company to construct 3.5 miles of new, underground 115 kV transmission in Worcester and to make ancillary changes at four substations in Worcester and Millbury for reliability purposes. The approval carried conditions for landscaping at a substation, for reduction of emissions from diesel construction vehicles, and for containment of Asian long-horned beetles.

Throughout 2011, the Siting Board processed the petition to construct the Hampden County Reliability Project, which had been jointly filed in 2010 by the New England Power Company and the Western Massachusetts Electric Company. The project included a new 115 kV transmission line in Palmer, Monson, and Hampden and a new substation in the western part of Hampden. Evidentiary hearings were held in May and June of 2011 and an issues memo for the Board was distributed to Board members and parties in October 2011. On November 1, 2011, New England Power requested that the issue memo be taken off the November Board meeting agenda, so that the Company could file additional evidence with respect to project alternatives. These requests were granted and NEP submitted supplemental prefiled testimony on December 15, 2011. Further evaluation was scheduled for 2012.

The Siting Board’s work continued on NSTAR Electric Company’s petition to construct 18 miles of new 345 kV transmission line from Carver Substation to Bourne Substation; to construct a new substation in Barnstable; to operate an existing 115 kV transmission line from Bourne to Barnstable at 345 kV (the line was originally built with hardware and clearances capable of carrying 345 kV); to modify the existing 345 kV crossing of the Cape Cod Canal; and to modify existing substations and junctions in Carver, Plymouth, and Bourne. The case was supported by very active intervenors including ISO-NE, the Attorney General, the Town of Sandwich, and GenOn Canal, among which the latter argued a generation unit should be selected as a reliability alternative to the power line. Staff held a technical conference in March 2011, evidentiary hearings were held from May 9, 2011 to July 1, 2011, and evaluation continued through the end of the year.

Also in 2011, the Siting Board received a large number of compliance reports and requests to allow Sunday and Holiday construction for the Greater Springfield Reliability Project, located in Ludlow, Chicopee, Springfield, West Springfield, and Agawam. The GSRP was approved in 2010 and began construction in the fall. The Board worked through these reports and requests with the Company to minimize impacts on nearby residents and other receptors, resolving issues with the Company without the need for formal Board actions.

Federal Licensing Proceedings

The Siting Board represents the Commonwealth in proceedings before federal agencies such as FERC with respect to the construction of energy facilities in Massachusetts. 980 C.M.R. § 7.07(9). No such involvement occurred in 2011.

Permit Override Authority

Through the granting of a Certificate of Environmental Impact and Public Interest, the Siting Board has the authority to override a state or local ordinance, permit requirement, license, or other “burdensome condition or limitation” that would unduly delay or prevent construction of an energy facility approved by the Board. G.L. c. 164, §§ 69K-69O2. A facility developer may also apply for a Certificate if it determines there are inconsistencies among resource use permits issued by state or local agencies. The Siting Board has exercised its certificate-issuing authority twice — in 1999 and in 2009. Each certificate was appealed to the Supreme Judicial Court; each was upheld. No permit override petitions were received in 2011.

Enforcement

The Siting Board is authorized to levy a civil penalty when an applicant has violated any order of the Board. G.L. c. 164, § 69H. The maximum fine is \$1,000 per day per violation, with a maximum civil penalty of \$200,000 for any related series of violations. The Siting Board did not levy any civil penalties in 2011.

Siting Division Responsibilities

The Siting Division, comprised of attorneys and technical analysts, performs the staff work for the Siting Board under its statutory mandates. In addition, the Siting Division handles a variety of land use cases for the Department, including petitions for zoning exemptions, for authority to exercise eminent domain, and for permission to construct transmission lines.

Zoning Exemptions

State law authorizes the Department to exempt public service corporations from compliance with specific municipal zoning ordinances or by-laws if it determines that the present or proposed use of the land or structure is reasonably necessary for the convenience or welfare of the public. G.L. c. 40A, § 3. The Siting Division adjudicates these cases for the Department. In several cases, zoning cases were combined with facilities cases, as described above and below. The Sheffield Water Company case, which was filed in November 2010, was settled between the Company and one neighbor. The Department ordered approval of the settlement on May 2, 2011. On August 26, 2011, NSTAR Electric filed a petition for zoning exemptions for modifications to the Brook Street switching station in Plympton, and a public hearing and site visit was held in fall 2011. Also in 2011, the Department received and held an evidentiary hearing on a petition by Tennessee Gas Pipeline Company for zoning exemptions sought for a proposed compressor station in Southwick.

Transmission Line Approval

G.L. c. 164, § 72, requires electric companies to obtain Department approval prior to the construction or alteration of transmission lines. To receive such approval, the electric company must show that the proposed project is needed and that it serves “the public convenience and is

consistent with the public interest.” The Siting Division typically adjudicates these petitions on behalf of the Department.

On May 6, 2011, the Department approved under G.L. c. 164, § 72, an August 2010 petition by New England Power Company to construct a transmission line in Easton and Mansfield intended to provide the municipal electric system in Mansfield with a second source of 115 kV power. Since most of the line would be located on the open side of transmission structures originally built to carry two circuits, environmental impacts of the project appear to be manageable.

On October 13, 2011, the Department approved under G.L. c. 164, § 72, a petition by New England Power Company to construct a new 6.9-mile 115 kV transmission line in Millbury and Auburn to maintain reliability of service in the Worcester area, together with all requested zoning exemptions for the project.

In 2011, NSTAR Electric Company and New England Power Company joint submitted a filing pursuant to G.L. c. 164, § 72, requesting 0.5 miles of additional 115 kV underground transmission cable in Everett and Boston. Since the line would be located underground, impacts are expected to be modest.

Eminent Domain and Survey Access

On behalf of the Department, the Siting Division adjudicates petitions by electric, natural gas, water, and railroad companies for the right to exercise the power of eminent domain to meet their public service obligations. G.L. c. 164, §§ 72, 72A; G.L. c. 160, § 83. To grant eminent domain, the Department must determine that the project is necessary for the purpose alleged, will serve the public convenience, and is consistent with the public interest. Of the eminent domain cases associated with a CSX freight yard in Worcester remaining from 2010, all were withdrawn by CSX. Four eminent domain cases associated with the Siting Board’s GSRP project described above were filed in 2011; WMECO was able to resolve three of these cases, and the Department authorized eminent domain taking of the fourth on May 2, 2011.

The Siting Division also administers the Department’s authority to grant permission to electric, natural gas, and water companies to enter private lands for the purpose of making a survey prior to eminent domain proceedings.

Siting Board Regulations

G.L. c. 164, § 69G, defines a “facility” as including a unit, along with associated buildings and structures, designed for or capable of the manufacture or storage of gas, except such units below a minimum threshold size as established by regulation, where gas is defined as “a term which shall include natural gas, propane air, synthetic natural gas, and liquified natural gas.” In 2010, the Board had opened a rulemaking to establish a minimum threshold size, as authorized by the statute, and to exempt from Siting Board regulations a range of potential facilities for which Board review does not appear to be warranted. In June 2011, following

public review, the Board adopted a revision to 980 CMR § 1.01(4) that exempted the following from Siting Board review: (1) gas storage facilities of less than 25,000 gallons capacity; (2) gas manufacturing facilities of less than 2000 MMBtu/day capacity; (3) research facilities; (4) landfills; and (5) wastewater facilities. 980 CMR § 1.01(4).

Transportation Oversight Division

Overview

The Transportation Oversight Division regulates the rates and practices of common carriers used to transport passengers and property, including trucks, railways, buses, household moving companies, towing companies, and hazardous waste companies. In addition, the Transportation Oversight Division licenses all intra-state Massachusetts-based motor bus companies. The Transportation Oversight Division investigates and may hold fitness hearings after a consumer complaint, a driving violation, or an accident involving a common carrier. Undoubtedly, the most critical function of the Transportation Oversight Division is public safety. The other major responsibility of the Transportation Oversight Division is consumer protection.

Although no assessments are levied against regulated common carriers, these companies are subject to fees for services such as licensing, inspection, and examination. These revenues are not retained by the Department, but are deposited directly into the Commonwealth's General Fund. During 2011, the Transportation Oversight Division generated approximately \$525,000 thousand dollars in revenues, which was deposited into the General Fund.

Critical Public Safety Functions

In accordance with the provisions of G.L. c. 90, § 8A, and G.L. c. 159A, § 9, the Transportation Oversight Division issues School Bus Driver Certificates and Motor Bus Driver Certificates. During 2011, the Transportation Oversight Division issued over 2,300 new school bus driver certificates. Ensuring a cadre of reliable school bus drivers is essential to children's safety. The Transportation Oversight Division licenses all school bus drivers in Massachusetts after (1) reviewing a physician's exam, (2) evaluating driving records, (3) performing a criminal record check and Sex Offender Registry Review, and (4) administering a three-part driving skills test. The Transportation Oversight Division works with the Registry of Motor Vehicles ("RMV") and the school bus industry to set standards for school bus drivers as well as other commercial driver training and qualification requirements.

School Bus Driver Certificates and Motor Bus Driver Certificates issued in 2011

School Bus Driver Certificates: (New and Renewals)	10,380
Motor Bus Driver Certificates:	1,143
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Total Certificates Issued:	11,523

On-Site School Bus Driver Compliance Reviews

In cooperation with the RMV, Transportation Oversight Division staff performs periodic, random compliance reviews of school bus drivers. The reviews are conducted on-site, at schools, and are arranged so as not to interfere with the school day. Transportation Oversight

Division staff reviews the driver's license and certification while an RMV official conducts a safety inspection of the school bus.

During calendar year 2011, one statewide compliance review was performed in October:

<u>Companies Reviewed</u>	<u>Drivers Reviewed</u>	<u>Total Violations Identified</u>
30	269	65

Safety Oversight of Transit Authorities and Passenger-For-Hire Bus Companies

State law specifies the Department as the oversight agency responsible for the safety of equipment and operations of all Massachusetts transit authorities and passenger-for-hire bus companies based in Massachusetts, including transit bus systems, motor coaches, and sightseeing vehicles. The Transportation Oversight Division performed 2,671 safety inspections during 2011.

The Federal Transit Administration ("FTA") requires that states oversee the safety and security of Rail Fixed Guideway Systems. The Massachusetts Bay Transportation Authority ("MBTA") is the only Massachusetts transit authority that operates a rail fixed guideway system. As required by G.L. c. 161A, § 3(I), and 49 C.F.R. Part 659, the Transportation Oversight Division approves and monitors the safety and security program plans of the MBTA, the fifth largest transit authority in the United States. The Transportation Oversight Division also monitors the MBTA's compliance with the Department's System Safety and Security Program Standard. While other states with smaller transit authorities often dedicate an entire regulatory division to overseeing the transit authority's Rail Fixed Guideway System, MBTA oversight is but one responsibility of the Transportation Oversight Division. A random inspection of MBTA subway cars is a component of this oversight program. During 2011, the Transportation Oversight Division participated in 136 internal transit safety/security audits. In accordance with the provisions of 49 C.F.R. Part 659, the Transportation Oversight Division annually reviews, tests, and approves the System Safety Plan and Security Program Plan created by the MBTA. Transportation Oversight Division staff work closely with MBTA staff conducting on-site inspections of facilities and equipment. In addition, Transportation Oversight Division staff review and participate in internal safety and security audits to further enhance compliance and safety/security plans.

Also, as required by the FTA, in July 2005, the Department conducted a triennial audit of the MBTA as a means to test both the MBTA's System Safety Plan and Security Program Plan. The Transportation Oversight Division performed the safety portion of the audit and hired a transit security consultant to conduct the security portion of the triennial audit. During calendar year 2006 the MBTA began implementing Corrective Action Items agreed to in the 2005 audit report. During 2011, the Department will conduct the next scheduled MBTA triennial audit.

In addition, under authority delegated by the Federal Railroad Administration and as required by G.L. c. 160, the Transportation Oversight Division performs inspections of new installations and upgrades of highway/railroad grade crossing signal systems.

Safety Inspections (Bus and Rail) in 2011

Transit bus, motor coach, and sightseeing vehicles	2,671
Highway/railroad grade crossing signal systems (New installation/upgrades)	18
Transit audits	136
New Entrant Safety Audit	27
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Total Safety Inspections:	2,852

Licensing of Certain Common Carriers

In accordance with G.L. c. 159B, § 3, and G.L. c. 159A, §§ 7 and 11A, the Transportation Oversight Division licenses common carriers transporting people or property by vehicle. During 2011, the Transportation Oversight Division conducted 95 licensing hearings.

Licensing Hearings in 2011

Bus Companies	51
Tow Companies	19
Household Movers	25
Hazardous Waste	0
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Total:	95

In addition, 72 licenses were revoked or disciplinary action was taken against carriers that failed to maintain insurance and/or to obtain current-year identification devices.

Provision of Decals and Permits

Vehicle specific decals and permits (for trucks, buses, etc.) are required by law to denote a licensed common carrier. In 2011, the Transportation Oversight Division issued 5,520 decals and permits, collecting over \$189,789 in revenues.

Consumer Complaint Investigations

In accordance with the provisions of G.L. c. 159B, § 6B and 220 C.M.R. § 272.00, the Transportation Oversight Division regulates the price and service related to the towing and storage of vehicles towed without the permission of the owner or operator. The Transportation Oversight Division will respond to or investigate consumer complaints submitted in writing regarding towing companies or companies transporting household goods (moving companies). The Transportation Oversight Division received 148 consumer complaints in 2011.

Consumer Complaints (Tow Companies and Moving Companies) 2011

Complaints regarding tow companies:	121	
Number of complaints resulting in a refund:	17	(14.0%)
Total dollars refunded:	\$ 7,411.93	
Average refund	\$ 435.99	
Complaints regarding moving companies:	27	
Number of complaints resulting in a refund:	5	(18.6%)
Total dollars refunded:	\$ 1,852.98	
Average refund	\$ 370.60	
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Total Refunds to Consumers	\$ 9,264.91	

Inter-Agency Cooperation

The Transportation Oversight Division interacts with the following Massachusetts trade groups, and state and federal agencies:

Statewide Towing Association (“STA”) - The STA petitions the Department for rate relief regarding police/public authority ordered tow rates. The maximum rate for “involuntary tows” is established through a Department rulemaking procedure.

School Transportation Association of Massachusetts (“STAM”) - STAM represents the school bus industry in Massachusetts. The Transportation Oversight Division licenses all the school bus drivers in Massachusetts. The Transportation Oversight Division works with STAM to formulate outreach programs such as safety training for drivers and school bus company personnel.

New England Bus Transportation Association (“NEBTA”) - NEBTA represents the motor bus industry in Massachusetts. All Massachusetts-based motor bus companies must be licensed by the Department. NEBTA occasionally intervenes on behalf of a member at a license hearing.

Massachusetts Movers Association (“MMA”) - The MMA represents the moving industry in Massachusetts. Household goods movers are regulated by the Department.

U.S. Department of Transportation, Federal Motor Carrier Safety Administration (“FMCSA”) - The FMCSA conducts carrier safety audits of Massachusetts-based truck and motor bus companies. FMCSA provides guidance regarding federal safety regulations and commercial driver qualifications. The Transportation Oversight Division provides assistance by conducting New Entrant Safety Audits and Compliance Reviews on behalf of the FMCSA. Further, the Transportation Oversight Division provides feedback to the FMCSA regarding the safety practices of motor bus companies based in Massachusetts. In 2011, additional Transportation Oversight Division staff was trained to perform FMCSA-related safety audits.

Federal Transit Administration (“FTA”) - The FTA publishes rules that mandate a state safety/security oversight program for Rail Fixed Guideway Systems (subway systems). Under this program, the Department is the oversight agency for the MBTA subway operations. The Department is also the state safety oversight agency for all 16 regional transit agencies in Massachusetts.

Federal Railroad Administration (“FRA”) - The Department is mandated by statute to ensure all new and modified highway/railroad grade crossing signal systems operate in accordance with FRA regulations. No changes to a highway/railroad grade crossing signal system can occur without a “Notice to Proceed” from the Department. The Department participates in the FRA State Rail Safety Participation program.

Commercial Vehicle Safety Alliance (“CVSA”) - CVSA is an international association of state, provincial, and federal officials responsible for the administration and enforcement of motor carrier safety laws in the United States, Canada, and Mexico. CVSA’s mission is to promote commercial motor vehicle safety and security by providing leadership to law enforcement, the bus and truck industry, and policy makers. The Transportation Oversight Division Assistant Director is the Chairman of the CVSA Passenger Carrier Committee.

Massachusetts State Police (“MSP”) - As set forth in a Memorandum of Understanding, the Transportation Oversight Division works closely with the MSP Commercial Vehicle Enforcement Section to conduct motor coach inspections at facilities and destinations.

Registry of Motor Vehicles (“RMV”) - The Department, through a Memorandum of Understanding with the RMV, licenses all school bus drivers in the Commonwealth, conducts school bus driver compliance reviews, and administers the Commercial Driver License, or CDL, exam for all new school/motor bus drivers.

The Unified Carried Registration (UCR) Plan and Agreement – The UCR is part of a federal-mandated, state-administered program that went into effect September 10, 2007. Under this program, states collect fees from motor carriers, motor private carriers, freight forwarders, brokers, and leasing companies, based on the number of qualifying commercial motor vehicles, or CMVs, in their fleets.

Appendix 1 – 2011 Siting Board Decisions, Department Orders and Siting Board Federal Agency Filings

Energy Facilities Siting Board

EFSB09-1/DPU09-52/09-53	In the Matter of the Petition of New England Power Company d/b/a National Grid for Approval to Construct a 115 kV Underground Transmission Line in the City of Worcester Decision issued March 14, 2011
EFSB 09-RM-1	Rulemaking to Amend the Regulation Found at 980 CMR 1.01(4)(e) in Order to Establish Exclusions from Siting Board Jurisdiction For Certain “Facilities” as Defined Therein. Final Decision issued June 20, 2011
EFSB 07-7A/D.P.U. 07-58/59	In the Matter of Brockton Power Company LLC Project Change Filing Decision issued September 28, 2011

Appendix 2 – Department Orders Issued in 2011

Docket Number	Caption	Date Issued	Order Type
10-70	Petition of Western Massachusetts Electric Company, pursuant to G.L. c. 164, § 94 and 220 C.M.R. §§ 5.00 et seq. for Approval of a General Increase in Electric Distribution Rates and a Revenue Decoupling Mechanism.	1/31/2011	ORDER
RA-038	Taylor Consulting and Contracting LLC Retail Agent License	2/8/2011	STAMP APPROVAL
GS-017	BP Energy Company Gas Supplier License	2/8/2011	STAMP APPROVAL
11-GC-01	National Grid & Lowell Cogeneration Co. Ltd Partnership Gas Contract	2/14/2011	LETTER ORDER
10-45	Petition of Bay State Gas Company for review and approval of revised Low-Income Discount Rate Tariffs.	2/16/2011	STAMP APPROVAL
08-110	Petition and Complaint of The Massachusetts Attorney General for an Audit of New England Gas Company.	2/17/2011	LETTER ORDER
09-70/10-78	D.P.U. 09-70 Petition of the Town of Milford, Massachusetts pursuant to G.L. c. 164, § 93 and G.L. c. 165, § 2, requesting a review of the quality of the service provided by Milford Water Company of Massachusetts related to contamination of the water supply during August 2009. D.P.U. 10-78 Petition of Milford Water Company, pursuant to G.L. c. 164, § 94, and G.L. c. 165, § 2, for a General Rate Increase as set forth in M.D.P.U. 18 and M.D.P.U. 19.	2/22/2011	ORDER
11-GC-02	Boston Gas d/b/a National Grid & PJ Keating Company	2/25/2011	LETTER ORDER
11-04	Petition of Massachusetts Electric Company and Nantucket Electric Company, each d/b/a National Grid, for approval of its annual retail rate reconciliation and adjustment filing.	2/25/2011	ORDER
10-RAAF-09	Petition of Massachusetts Electric Company and Nantucket Electric Company d/b/a National Grid, for approval of its annual residential assistance adjustment factor reconciliation filing for effect on and after March 1, 2011.	2/25/2011	ORDER
10-94	Petition of Boston Gas Company, Colonial Gas Company, and Essex Gas Company, each d/b/a National Grid, for approval of their 2009 Gas Energy Efficiency Annual Report.	2/25/2011	ORDER
09-92	Petition of Boston Gas Company, Colonial Gas Company, and Essex Gas Company, each d/b/a National Grid, requesting an increase in their 2009 energy efficiency plan budget.	2/25/2011	ORDER
10-04-F	Petition of Middleborough Gas and Electric Department for authorization pursuant to G.L. c 164, § 57 to increase its rate of depreciation from three percent to five percent for the fiscal years 2010 and 2011.	2/25/2011	ORDER
10-04-D	Petition of West Boylston Municipal Lighting Plant for authorization pursuant to G.L. c. 164, § 57 to increase its rate of depreciation from three percent to five percent for the fiscal year 2010.	2/25/2011	ORDER
10-04-C	Petition of Reading Municipal Light Department for authorization pursuant to G.L. c. 164, § 57 to decrease its rate of depreciation from three percent to two percent for the fiscal year 2010.	2/25/2011	ORDER
10-91	Petition of The Berkshire Gas Company for approval of its 2009 Gas Energy Efficiency Annual Report.	3/1/2011	ORDER

10-92	Petition of NSTAR Gas Company to the Department of Public Utilities for review and approval of the Company's 2009 Annual Energy Efficiency Report.	3/1/2011	ORDER
10-95	Petition of New England Gas Company for approval of its 2009 Gas Energy Efficiency Annual Report.	3/1/2011	ORDER
10-96	Petition of Bay State Gas Company, d/b/a Columbia Gas of Massachusetts, for approval of its 2009 Gas Energy Efficiency Annual Report.	3/1/2011	ORDER
10-85	Motion to Withdraw Petition.	3/4/2011	STAMP APPROVAL
10-66	Motion to Withdraw Petition.	3/4/2011	STAMP APPROVAL
10-86	Motion to Withdraw Petition.	3/4/2011	STAMP APPROVAL
10-78	Petition of Milford Water Company for approval by the Department of Public Utilities for approval of general changes in rates, pursuant to G.L. c. 164, § 94, and M.G.L. c. 165, § 2.	3/9/2011	STAMP APPROVAL
10-170	Joint Petition for Approval of Merger between NSTAR and Northeast Utilities, pursuant to G.L. c. 164, § 96.	3/10/2011	ORDER
10-133	Petition of Bay State Gas Company d/b/a Columbia Gas of Massachusetts, for review and approval of its Long Range Integrated Forecast and Gas Supply Resource Plan for the period November 1, 2010 through October 31, 2015.	3/18/2011	ORDER
GS-008	Sprague Energy Corp. Gas Supplier License	3/18/2011	STAMP APPROVAL
RA-048	Tradition Energy Retail Agent License	3/18/2011	STAMP APPROVAL
10-170	Joint Petition for Approval of Merger between NSTAR and Northeast Utilities, pursuant to G.L. c. 164, § 96.	3/21/2011	ORDER
10-120	Petition of Bay State Gas Company d/b/a Columbia Gas of Massachusetts, for approval of its Revenue Decoupling Adjustment Factor for the 2010-2011 Peak Period.	3/23/2011	ORDER
10-80	Assessments applied to selected utility companies owning or having entitlements to electric power from certain nuclear generating facilities inside and outside of Massachusetts for the purpose of reimbursing the Commonwealth for expenditures incurred by the Massachusetts Emergency Management Agency related to such facilities pursuant to Section 2 of Chapter 131 of the Acts of 2010 for Fiscal Year 2011.	3/23/2011	ORDER
10-44	Petition of The Berkshire Gas Company for review and approval of revised Low-Income Discount Rate Tariffs.	3/24/2011	STAMP APPROVAL
RA-10-13	Northeast Energy Solutions Gas Retail Agent License	3/25/2011	LETTER ORDER
RA-011	Titan Energy New England Inc. Retail Agent License	3/25/2011	STAMP APPROVAL
GS-010	James Devaney Fuel Co., Inc. Gas Supplier License	3/25/2011	STAMP APPROVAL
RA-014	UMG, Inc. Retail Agent License	3/25/2011	STAMP APPROVAL
RA-027	Patriot Energy Group Retail Agent License	3/25/2011	STAMP APPROVAL
10-148	Petition of Massachusetts Electric Company and Nantucket Electric Company d/b/a National Grid for approval by the Department of Public Utilities of Mid Term Modifications to its Three Year Energy Efficiency Plan for Program Year 2011.	3/28/2011	ORDER
11-20	Investigation by the Department of Public Utilities on its own motion as to the propriety of the rates and charges set forth in the following tariffs: M.D.P.U. No. 1 and No. 2, filed by the Colonial Water Company on March 17, 2011	3/29/2011	SUSPENSION ORDER

11-35	Investigation by the Department of Public Utilities, on its own motion, commencing a rulemaking pursuant to G.L. c. 30A, § 2 and 220 C.M.R. § 2.00 et seq., and for the purpose of amending 220 C.M.R. § 151 et seq., Rail Fixed Guideway System: System Safety/Security Program Standard.	3/30/2011	RULE MAKING
10-114	Petition of New England Gas Company to the Department of Public Utilities for review and approval of changes in its schedule of rates, pursuant to G.L. c. 164, § 94 and 220 C.M.R. §§ 5.00 et seq.	3/31/2011	ORDER
07-81-A	Petition of NSTAR Electric Company to the Department of Public Utilities for review and approval of its 2007 Distribution Rate Adjustment/Reconciliation Filing.	4/8/2011	ORDER
RA 11-03	Pope Energy Retail Agent License	4/13/2011	STAMP APPROVAL
RA 11-02	White Columns Office Solutions of NE, LLC Retail Agent License	4/13/2011	STAMP APPROVAL
11-BSF-A2	Fitchburg Gas and Electric Light Company d/b/a Unutil Default Service Filing.	4/14/2011	STAMP APPROVAL
07-104-C	Petition of KeySpan Energy Delivery New England to the Department of Public Utilities for review and approval of a Settlement Agreement for a five-year Demand-Side Management/Market Transformation Plan for the period January 1, 2008 through December 31, 2012.	4/15/2011	LETTER ORDER
10-61	Petition of New England Gas Company to the Department of Public Utilities pursuant to G.L. c. 164, § 69I, for Review and Approval of its Long-Range Forecast and Supply Plan for the five-year forecast period 2009/2010 through 2014/2015.	4/21/2011	ORDER
11-17	Petition of Massachusetts Electric Company and Nantucket Electric Company d/b/a National Grid to the Department of Public Utilities seeking to recover capital and incremental operations and maintenance costs associated with the three roof-mounted solar generation facilities in Revere, Everett, and Haverhill, Massachusetts.	4/25/2011	ORDER
11-GC-04	National Grid & The Gillette Company	4/25/2011	LETTER ORDER
11-GC-05	National Grid & Wellesley College	4/25/2011	LETTER ORDER
11-21	Petition of Massachusetts Electric Company and Nantucket Electric Company, d/b/a National Grid, for approval by the Department of Public Utilities of its Energy Efficiency Reconciliation Factors for effect May 1, 2011.	4/27/2011	ORDER
11-22	Motion of MATEP Limited Partnership, pursuant to 220 C.M.R. § 1.11(10), for Reconsideration of the Department Ruling designating MATEP Limited Partnership as a steam distribution company within the meaning of G.L. c. 164, § 1.	4/27/2011	ORDER
11-29	Petition of Massachusetts Electric Company and Nantucket Electric Company, each d/b/a National Grid, for Approval of Its Annual Basic Service Administrative Cost Reconciliation and Adjustment Factors Filing.	4/28/2011	ORDER
11-31	Petition of Bay State Gas Company d/b/a Columbia Gas of Massachusetts to the Department of Public Utilities for review and approval of the Company's Revenue Decoupling Adjustment Factor for the 2011 Off-Peak Period.	5/2/2011	ORDER
GS-038	Glacial Natural Gas Inc., Gas Supplier License	5/3/2011	STAMP APPROVAL
10-111	Petition of Nautical Tours, Inc. requesting that the Department of Public Utilities act as the licensing authority and issue it a municipal street license for a specified route in the City of Boston, Massachusetts, pursuant to G.L. c. 159A, § 1.	5/5/2011	ORDER
08-50-C	Investigation by the Department of Public Utilities on its own Motion into Updating its Energy Efficiency Guidelines Consistent with An Act Relative to Green Communities.	5/5/2011	ORDER
10-83-A	Petition of UIL Holdings Corporation and Iberdrola USA, Inc. for approval of the Acquisition of the Shares of Beneficial Interest of Berkshire Energy Resources, pursuant to G.L. 164, § 96.	5/5/2011	ORDER

10-151	Petition of Boston Gas Company and Colonial Gas Company, each d/b/a National Grid, for approval pursuant to G.L. c. 164, § 94A of a natural gas co-management services agreement with BG Energy Merchants, LLC.	5/5/2011	ORDER
10-77	Petition of New England Power Company d/b/a National Grid pursuant to G.L. c. 164, § 72, for approval to construct and operate a 115 kV transmission line in the Towns of Easton and Mansfield.	5/6/2011	ORDER
10-54-A	Petition of Massachusetts Electric Company and Nantucket Electric Company, each d/b/a National Grid, for approval by the Department of Public Utilities of two long-term contracts to purchase wind power and renewable energy certificates, pursuant to 2008, c. 169, § 83 and 220 C.M.R. § 17 et seq.	5/9/2011	ORDER
RA-11-05	Health Trust Purchasing Group LP Retail Agent License	5/16/2011	STAMP APPROVAL
RA-11-06	Freedom Logistics LLC Retail Agent License	5/16/2011	STAMP APPROVAL
RA-040	The Legacy Group LLC Retail Agent License	5/16/2011	STAMP APPROVAL
RA-033	Kevin J Cobb Energy & Association Inc. Retail Agent License	5/16/2011	STAMP APPROVAL
RA-11-04	Lee Energy Group Retail Agent License	5/16/2011	STAMP APPROVAL
GS-031	Shell Energy North America (US) LP Gas Supplier License	5/16/2011	STAMP APPROVAL
10-114	Petition of New England Gas Company to the Department of Public Utilities for review and approval of changes in its schedule of rates, pursuant to G.L. c. 164, § 94 and 220 C.M.R. §§ 5.00 et seq.	5/18/2011	ORDER
10-87	Request of NSTAR Electric Company for approval of interconnection service agreements with the Massachusetts Water Resources Authority.	5/20/2011	ORDER
11-GC-06	National Grid & Baker Commodities, Inc. Gas Contract	5/23/2011	LETTER ORDER
10-88	Petition of Fitchburg Gas and Electric Light Company, d/b/a Unutil, for approval of its 2009 Gas Energy Efficiency Annual Report.	5/23/2011	ORDER
11-15	Petition of Fitchburg Gas and Electric Light Company, d/b/a Unutil, for Approval of Its Energy Efficiency Reconciliation Factors for Effect June 1, 2011.	5/26/2011	ORDER
09-20	Investigation by the Department into NSTAR Electric Company's 2008 Service Quality Report, filed pursuant to Service Quality Standards for Electric Distribution Companies and Local Gas Distribution Companies, D.T.E. 04-116-B (2006) and D.T.E. 04-116-C (2007).	5/26/2011	STAMP APPROVAL
11-13	Petition of Milford Water Company for approval by the Department of Public Utilities, pursuant to G.L. c. 164, § 14, and G.L. c. 165, § 2, to issue long term debt in an aggregate amount of up to \$2,700,000.	6/2/2011	ORDER
10-161	Petition of NSTAR Electric Company requesting approval of its NSTAR Green Rate Adjustment/Reconciliation Filing for effect on and after January 1, 2011.	6/8/2011	ORDER
10-79	Request of Massachusetts Electric Company and Nantucket Electric Company d/b/a National Grid for approval by the Department of Public Utilities of its First Annual Capital Expenditure Filing for Calendar Year 2009.	6/14/2011	ORDER
10-87	Petition of NSTAR Electric Company and the Massachusetts Water Resources Authority for Approval by the Department of Public Utilities of pro-forma interconnection services agreements pursuant to G.L. c. 164, § 94.	6/14/2011	STAMP APPROVAL
10-53-A	Investigation by the Department of Public utilities regarding Purchase of Receivables pursuant to G.L. c. 164, § 1D and G.L. c. 164, § 76.	6/16/2011	ORDER
11-GC-07	National Grid and PJ Keating Co Gas Contract	6/20/2011	LETTER ORDER

11-GC-07	National Grid and PJ Keating Co.	6/20/2011	LETTER ORDER
11-BSF-D2	Petition of Massachusetts Electric Company and Nantucket Electric Company d/b/a National Grid for approval of its basic/default service pricing and procurement pursuant to G.L. c. 164, §1B(d).	6/23/2011	STAMP APPROVAL
11-40	Petition of NSTAR Electric Company for approval by the Department of Public Utilities of its Energy Efficiency Reconciliation Factors for effect July, 1, 2011.	6/27/2011	ORDER
11-GC-08	Boston Gas and Constellation Mystic Power LLC Gas Contract	6/27/2011	LETTER ORDER
11-GAF-O6	Petition of New England Gas Company for review and approval by the Department of Public Utilities of the Company's 2011 Off-Peak Cost of Gas Adjustment Clause filing.	6/28/2011	LETTER ORDER
10-RAAF-03	Petition of Blackstone Gas Company to the Department of Public Utilities for review and approval of the company's Residential Assistance Adjustment Factor for the 2010-2011 Peak Period.	6/29/2011	STAMP APPROVAL
10-139	Petition of Westport Harbor Aqueduct Company for approval of a Rate Increase.	6/29/2011	ORDER
10-161-A	Petition of NSTAR Electric Company requesting approval of its NSTAR Green Rate Adjustment/Reconciliation Filing for effect on and after January 1, 2011.	6/29/2011	ORDER
10-163	Petition of NSTAR Electric Company requesting approval of its Smart Grid Rate Adjustment Filing for effect on and after January 1, 2011.	6/29/2011	ORDER
09-116-B through 09-120-B	Petition of Massachusetts Electric Company and Nantucket Electric Company each d/b/a National Grid, pursuant to G.L. c. 25, § 21 for approval by the Department of Public Utilities of its Three Year Energy Efficiency Plan for 2010 through 2012.	7/6/2011	ORDER
11-18	Petition and Complaint of the Massachusetts Attorney General Requesting an Audit of Massachusetts Electric Company and Nantucket Electric Company d/b/a National Grid.	7/7/2011	ORDER
10-75	Petition of NSTAR Gas Company to the Department of Public Utilities pursuant to G.L. c. 164, § 69I, for Review and Approval of its Long-Range Forecast and Supply Plan for the five-year forecast period 2010/2011 through 2014/2015.	7/11/2011	ORDER
RA 11-09	Xoom Energy Massachusetts LLC Retail Agent License	7/11/2011	STAMP APPROVAL
RA 11-07	Source One Inc. Retail Agent License	7/11/2011	STAMP APPROVAL
RA 11-08	Fawcett Energy Partners Retail Agent License	7/11/2011	STAMP APPROVAL
RA 11-10	Luthin Associates Inc. Retail Agent License	7/11/2011	STAMP APPROVAL
RA-042	Adler Energy Solutions Inc. Retail Agent License	7/11/2011	STAMP APPROVAL
RA-043	Early Bird Power LLC Retail Agent License	7/11/2011	STAMP APPROVAL
RA-018	Risk Services Inc. Retail Agent License	7/11/2011	STAMP APPROVAL
RA-025	Consumer Energy Solutions Inc. Retail Agent License	7/11/2011	STAMP APPROVAL
GS-027	Spark energy Gas LP Gas Supplier	7/11/2011	STAMP APPROVAL
GS 11-01	EDF Trading North America LLC Gas Supplier	7/11/2011	STAMP APPROVAL
GS-050	BBPC LLC Gas Supplier	7/11/2011	STAMP APPROVAL
RA-031	I. C. Thomasson Associates Inc. Retail Agent License	7/11/2011	STAMP APPROVAL

07-AD-2	Adjudicatory hearing in the matter of the complaint of Linda Farnkoff protesting rates and charges for natural gas provided by NSTAR Gas Company.	7/14/2011	ORDER
RA-11-08	Fawcett Energy Partners Retail Agent	7/14/2011	STAMP APPROVAL
RA-043	Early Bird Power LLC Retail Agent	7/14/2011	STAMP APPROVAL
10-84	Petition Western Massachusetts Electric Company, to the Department of Public Utilities, for approval of Modifications to its Three Year Electric Energy Efficiency Plan Budget for Program Year 2010.	7/14/2011	ORDER
10-100	Petition of The Berkshire Gas Company to the Department of Public Utilities pursuant to G.L. c. 164, § 69I, for Review and Approval of its Long-Range Forecast and Supply Plan for the five-year forecast period 2010/2011 through 2014/2015.	7/19/2011	ORDER
09-31-A	Petition of Fitchburg Gas and Electric Light Company, d/b/a Unitil for approval of a smart grid pilot program.	7/21/2011	ORDER
11-10	Rulemaking pursuant to G.L. c. 30A, § 2, and 220 C.M.R. § 2.00 et seq., to Amend 220 C.M.R. § 18.00 et seq. by Implementing the Net Metering Provisions of An Act Making Appropriations for the Fiscal Years 2010 and 2011 to Provide for Supplementing Certain Existing Appropriations and for Certain Other Activities and Projects, St. 2010, c. 359, §§ 25-30.	7/22/2011	ORDER
10-04-G	Petition of the Belmont Municipal Light Department for authorization and approval of an increase in the rate of depreciation from the statutory rate of three percent to five percent for the calendar years 2009 and 2010.	7/22/2011	ORDER
11-BSF-A3	Petition of Fitchburg Gas & Electric Light Company d/b/a Unitil, for approval of the results of its request for proposals for Default Service for Large customers to become effective on September 1, 2011.	7/22/2011	STAMP APPROVAL
11-GC-11	Berkshire Gas and Trustees of Deerfield Academy Gas Contract	7/22/2011	LETTER ORDER
11-GC-10	Colonial Gas and Benevento Asphalt Corp	7/22/2011	LETTER ORDER
11-GC-09	Boston Gas and Trustees of Harbor Towers Condominium Trust Gas Contract	7/22/2011	LETTER ORDER
11-EC-01	Unitil Request for Special Contract for Stanby Delivery	7/25/2011	STAMP APPROVAL
11-GC-03	Unitil Contract for Firm Transportation Service	7/25/2011	STAMP APPROVAL
11-35-A	Investigation by the Department of Public Utilities, on its own motion, commencing a rulemaking pursuant to G.L. c. 30A, § 2 and 220 C.M.R. § 2.00 et seq., and for the purpose of amending 220 C.M.R. § 151 et seq., Rail Fixed Guideway System: System Safety/Security Program Standard.	7/26/2011	ORDER
10-99	Petition of Boston Gas Company and Colonial Gas Company, each d/b/a National Grid, to the Department of Public Utilities for Recovery of Lost Base Revenues for Calendar Years 2008 and 2009.	7/27/2011	ORDER
EB 09-32	U.S. Sun Energy, Inc. Electricity Broker Application	7/29/2011	STAMP APPROVAL
EB 11-19	Maneriz-Agraz, LLC Electricity Broker Application	8/1/2011	STAMP APPROVAL

11-01 and 11-02	D.P.U. 11-01 Petition of Fitchburg Gas and Electric Light Company, d/b/a Unitil, pursuant to G.L. c. 164, § 94 and 220 C.M.R. §§ 5.00 et seq., for Approval of a General Increase in Electric Distribution Rates, a Capital Cost Adjustment Mechanism, and a Revenue Decoupling Mechanism. D.P.U. 11-02 Petition of Fitchburg Gas and Electric Light Company, d/b/a Unitil, pursuant to G.L. c. 164, § 94 and 220 C.M.R. §§ 5.00 et seq., for Approval of a General Increase in Gas Distribution Rates, a Targeted Infrastructure Recovery Factor, and a Revenue Decoupling Mechanism.	8/1/2011	ORDER
EB 11-12	Advantage IQ, Inc. Electricity Broker Application	8/1/2011	STAMP APPROVAL
11-BSF-B3	Petition of Western Massachusetts Electric Company for approval of an amended basic service tariff and for the Results of the Solicitation for the Provision of Basic Service Supply.	8/4/2011	STAMP APPROVAL
11-BSF-C3	Petition of NSTAR Electric Company for approval of its basic service pricing and procurement pursuant to G.L. c. 164, §1B(d), effective October 1, 2011.	8/4/2011	STAMP APPROVAL
11-44	Petition of The Berkshire Gas Company to the Department of Public Utilities for Approval of Its Eighth Annual Price Cap Mechanism Plan Rate Adjustment.	8/10/2011	ORDER
EB 11-22	Luthin Associates, Inc., Competitive Supplier & Broker License Application	8/10/2011	STAMP APPROVAL
CS 11-01	GDF Suez Energy Solutions, LLC Competitive Supplier & Broker License Application	8/10/2011	STAMP APPROVAL
CS 11-10	Texas Retail Energy Competitive Supplier & Broker License Application	8/10/2011	STAMP APPROVAL
10-115	Petition of Colonial Gas Company d/b/a National Grid for approval to recover exogenous costs associated with its demand-side management programs for the period May 2009 through April 2010.	8/11/2011	ORDER
11-05/11-06/11/07	D.P.U. 11-05 Petition of NSTAR Electric Company for approval by the Department of Public Utilities of: (1) a long-term contract to purchase wind power and renewable energy certificates, pursuant to St. 2008, c. 169, § 83, and 220 C.M.R. § 17.00 et seq.; and (2) a long term renewable energy contract adjustment mechanism tariff, M.D.P.U. No. 164. D.P.U. 11-06 Petition of NSTAR Electric Company for approval by the Department of Public Utilities of: (1) a long-term contract to purchase wind power and renewable energy certificates, pursuant to St. 2008, c. 169, § 83, and 220 C.M.R. § 17.00 et seq.; and (2) a long term renewable energy contract adjustment mechanism tariff, M.D.P.U. No. 164. D.P.U. 11-07 Petition of NSTAR Electric Company for approval by the Department of Public Utilities of: (1) a long-term contract to purchase wind power, renewable energy certificates, and capacity, pursuant to St. 2008, c. 169, § 83, and 220 C.M.R. § 17.00 et seq.; and (2) a long term renewable energy contract adjustment mechanism tariff, M.D.P.U. No. 164.	8/19/2011	ORDER
11-GAF-O2	2011 Revised Off-Peak Cost of Gas Adjustment Clause Filing	8/29/2011	LETTER ORDER
11-GC-16	National Grid and Caritas Norwood Hospital Firm Transportation	8/29/2011	STAMP APPROVAL
11-GC-17	National Grid and Sunny Delight Beverage Company Firm Transportation	8/29/2011	STAMP APPROVAL

11-GC-18	National Grid and Veolia Energy Boston Inc. Firm Transportation	8/29/2011	STAMP APPROVAL
11-GC-12	National Grid and Aggregate Industries Northeast Region Inc. Firm Transportation	8/29/2011	STAMP APPROVAL
11-GC-13	National Grid and Aggregate Industries Northeast Region Inc. Firm Transportation	8/29/2011	STAMP APPROVAL
11-GC-14	National Grid and Hamilton Park Towers LLC. Firm Transportation	8/29/2011	STAMP APPROVAL
11-GC-15	National Grid and South Shore Hospital Firm Transportation	8/29/2011	STAMP APPROVAL
11-34	Petition of the Chicopee Electric Light Department for authorization and approval to increase its rate of depreciation from the statutory rate of three percent to not more than five percent for the calendar year 2010.	8/29/2011	ORDER
11-34-A and B	D.P.U. 11-34-A Petition of the Paxton Municipal Light Department for authorization and approval to increase its rate of depreciation from the statutory rate of three percent to five percent for the calendar year 2009. D.P.U. 11-34-B Petition of the Paxton Municipal Light Department for authorization and approval to increase its rate of depreciation from the statutory rate of three percent to five percent for the calendar year 2010.	8/29/2011	ORDER
11-34-C	Petition of the Hingham Municipal Light Plant for authorization and approval to increase its rate of depreciation from the statutory rate of three percent to five percent for the calendar years 2010 and 2011.	8/29/2011	ORDER
09-01-A (Phase II)	Investigation by the Department of Public Utilities on its Own Motion into the Preparation and Response of Fitchburg Gas and Electric Light Company d/b/a Unitil to the December 12, 2008 Winter Storm (MANAGEMENT AUDIT).	8/31/2011	ORDER
11-43	Petition of Aquarion Water Company of Massachusetts, Inc., pursuant to G.L. c. 164, § 94, G.L. c. 165, § 2, and 220 C.M.R. § 5.00 et seq., for Approval of a General Rate Increase as set forth in M.D.P.U. No. 2.	9/9/2011	ORDER
11-GC-19	National Grid and Tufts University Gas Contract	9/9/2011	LETTER ORDER
11-GC-20	Berkshire Gas and Crane & Company Gas Contract	9/9/2011	LETTER ORDER
11-GC-21	National Grid and CHB Properties Gas Contract	9/9/2011	LETTER ORDER
11-11	Inquiry Into Net Metering and Interconnection of Distributed Generation, pursuant to An Act Relative to Green Communities, St. 2008, c. 169, §§ 138 140 and St. 2010, c. 359, § 30.	9/13/2011	ORDER
11-11	Inquiry Into Net Metering and Interconnection of Distributed Generation, pursuant to an Act Relative to Green communities, St. 2008, c. 169, §§ 138-140 and St. 2010, c. 359, § 30.	9/13/2011	ORDER
GS-034	Hudson Energy Services LLC Gas Supplier License	9/19/2011	STAMP APPROVAL
11-49	Petition of Fitchburg Gas and Electric Light Company d/b/a Unitil to the Department of Public Utilities for review and approval of an Asset Management Agreement between Fitchburg Gas and Electric Light Company d/b/a Unitil and Sequent Energy Management L.P.	9/19/2011	STAMP APPROVAL
RA-11-13	Energy Professional LLC Retail Agent License	9/19/2011	STAMP APPROVAL
RA-11-12	Advantage IQ Inc Retail Agent License	9/19/2011	STAMP APPROVAL

GS-024	Santa Buckley Energy Inc. Gas Supplier License	9/19/2011	STAMP APPROVAL
RA-039	Axsess Energy Group LLC Retail Agent License	9/19/2011	STAMP APPROVAL
11-03	Investigation by the Department of Public Utilities on its Own Motion into the Preparation and Response of Massachusetts Electric Company and Nantucket Electric Company, each d/b/a National Grid to the December 26, 2010 Winter Storm.	9/22/2011	ORDER
11-47	Petition of Exelon Corporation and Constellation Energy Group, Inc. requesting an Advisory Ruling by the Department of Public Utilities, pursuant to 220 C.M.R. § 2.08.	9/26/2011	ORDER
11-85	Investigation by the Department of Public Utilities on its Own Motion into the Preparation and Response of Massachusetts Electric Company and Nantucket Electric Company, each d/b/a National Grid, and NSTAR Electric Company to Tropical Storm Irene.	9/26/2011	ORDER
11-BSF-D3	Petition of Massachusetts Electric Company and Nantucket Electric Company d/b/a National Grid for approval of its basic/default service pricing and procurement pursuant to G.L. c. 164, §1B(d).	9/27/2011	STAMP APPROVAL
GS-11-02	People's Power & Gas, LLC Gas Supplier License	9/27/2011	STAMP APPROVAL
RA-11-15	Best Practice Energy, LLC Gas Retail Agent License	9/27/2011	STAMP APPROVAL
11-75	Investigation by the Department of Public Utilities on its own Motion into Distributed Generation Interconnection.	9/28/2011	ORDER
10-42	Petition of NSTAR to the Department of Public Utilities for review and approval of revised Low-Income Discount Rate Tariffs.	9/28/2011	STAMP APPROVAL
11-33	Petition of the Massachusetts Bay Transportation Authority requesting that the Department consent to an exception from the vertical height clearance requirements of G.L. c. 160, § 98, for construction of two pedestrian bridges over Massachusetts Bay Transportation Authority railroad tracks at the South Action and Littleton stations.	10/7/2011	ORDER
11-12	Petition of Western Massachusetts Electric Company to the Department of Public Utilities for Approval of a Power Purchase Agreement.	10/7/2011	ORDER
11-55	Petition of Aquarion Water Company of Massachusetts for authorization and approval to issue a secured general mortgage bond in the aggregate principal amount of \$9,000,000, pursuant to G.L. c. 164, § 14 and G.L. c. 165, § 2.	10/13/2011	ORDER
08-27-C	Petition of Aquarion Water Company of Massachusetts to the Department of Public Utilities for a General Rate Increase as set forth in M.D.P.U. No. 1.	10/13/2011	ORDER
09-136/137	D.P.U. 09-136 Petition of New England Power Company d/b/a National Grid pursuant to G.L. c. 164, § 72 to the Department of Public Utilities for a determination that the proposed construction of a new 115 kV overhead transmission line in the Towns of Millbury and Auburn, Massachusetts, are necessary and will serve the public convenience and be consistent with the public interest. D.P.U. 09-137 Petition of New England Power Company d/b/a National Grid pursuant to G.L. c. 40A, § 3 to the Department of Public Utilities for certain exemptions from the Zoning Bylaws of the Towns of Millbury and Auburn, Massachusetts, in connection with the proposed construction of a new 115 kV overhead transmission line.	10/13/2011	ORDER
EB 11-27	Hampshire Council of Governments Electricity Broker License	10/14/2011	STAMP APPROVAL
EB 11-28	NorthRoad Energy, LLC Electricity Broker License	10/14/2011	STAMP APPROVAL

EB 11-30	Priority Power Management, LLC Electricity Broker License	10/14/2011	STAMP APPROVAL
11-62	Joint Petition of Boston Gas Company and Colonial Gas Company each d/b/a National Grid, for approval pursuant to G.L. c. 164, § 94A of natural gas asset management services agreements with BG Energy Merchants, LLC; Emera Energy Services, Inc.; ConocoPhillips Company; WPX Energy Marketing, LLC; and Capitol Energy Venture Corp.	10/17/2011	ORDER
09-AD-2	Adjudicatory hearing in the matter of complaint of Maria Batista relative to the rates and charges for gas provided by NSTAR Gas Company.	10/17/2011	ORDER
11-23/24/25	D.P.U. 11-23 Petition by Allco Renewable Energy Limited for determination regarding Western Massachusetts Electric Company's review of Allco's response to the joint request for proposals. D.P.U. 11-24 Petition by Allco Renewable Energy Limited for determination regarding Fitchburg Gas and Electric Light Company d/b/a Unutil's review of Allco's response to the joint request for proposals. D.P.U. 11-25 Petition by Allco Renewable Energy Limited for determination regarding NSTAR Electric Company's review of Allco's response to the joint request for proposals.	10/19/2011	ORDER
11-77	Petition by Blackstone Gas Company, pursuant to G.L. c. 164, § 94A, for approval by the Department of Public Utilities of a three-year gas supply contract.	10/21/2011	ORDER
11-58	Petition of Boston Gas Company and Colonial Gas Company, each d/b/a National Grid, for approval of their Revenue Decoupling Adjustment Factors for the 2011-2012 Peak Period, November 1, 2011, through April 30, 2012.	10/21/2011	ORDER
11-41	Petition of Bay State Gas Company, d/b/a Columbia Gas of Massachusetts, for authorization and approval to issue long-term debt in the principal amount of up to \$100 million pursuant to G.L. c. 164, § 14, and for an exemption from the competitive solicitation and advertising requirements of G.L. c. 164, § 15.	10/24/2011	ORDER
RA-052	Acclaim Energy Advisors Retail Agent License	10/26/2011	STAMP APPROVAL
GS-11-03	UGI Energy Services, Inc. Gas Supplier License	10/26/2011	STAMP APPROVAL
GS-028	Direct Energy Services, LLC Gas Supplier License	10/26/2011	STAMP APPROVAL
GS-032	Global Montello Group Corp Gas Supplier License	10/26/2011	STAMP APPROVAL
RA-029	National Utility Service, Inc. Retail Agent License	10/26/2011	STAMP APPROVAL
10-55-A	Petition of Boston Gas Company, Essex Gas Company and Colonial Gas Company, each d/b/a National Grid, pursuant to G.L. c. 164, § 94 and 220 C.M.R. § 5.00 <u>et seq.</u> , for Approval of a General Increase in Gas Distribution Rates, a Targeted Infrastructure Recovery Factor, and a Revenue Decoupling Mechanism.	10/26/2011	ORDER
10-42	Petition of NSTAR to the Department of Public Utilities for review and approval of revised Low-Income Discount Rate Tariffs.	10/27/2011	STAMP APPROVAL
11-GAF-P1	Petition of Bay State Gas Company for review and approval by the Department of Public Utilities of the Company's 2011 Peak Cost of Gas Adjustment Clause filing.	10/31/2011	LETTER ORDER
11-GAF-P3	Petition of Blackstone Gas Company for review and approval by the Department of Public Utilities of the Company's 2011 Peak Cost of Gas Adjustment Clause filing.	10/31/2011	LETTER ORDER

11-GAF-P4	Petition of Fitchburg Gas and Electric Light Company for review and approval by the Department of Public Utilities of the Company's 2011 Peak Cost of Gas Adjustment Clause filing.	10/31/2011	LETTER ORDER
11-GAF-P5	Petition of Boston Gas Company and Colonial Gas Company d/b/a National Grid for approval by the Department of Public Utilities of their 2011 Consolidated Peak Gas Adjustment Factors and Local Distribution Adjustment Factors.	10/31/2011	LETTER ORDER
11-GAF-P6	Petition of New England Gas Company for review and approval by the Department of Public Utilities of the Company's 2011-2012 Peak Cost of Gas Adjustment Clause filing, and its proposed 2011-2012 Local Distribution Adjustment Factor.	10/31/2011	LETTER ORDER
11-GAF-P8	Petition of NSTAR Gas Company for review and approval by the Department of Public Utilities of the Company's 2011 Peak Cost of Gas Adjustment Clause filing, and its Annual Remediation Adjustment Clause filing.	10/31/2011	LETTER ORDER
11-87	Petition of Bay State Gas Company d/b/a Columbia Gas of Massachusetts for approval of its Revenue Decoupling Adjustment Factor for the 2011-2012 Peak Period, November 1, 2011, through April 30, 2012.	10/31/2011	ORDER
11-GAF-P2	Petition of The Berkshire Gas Company for review and approval by the Department of Public Utilities of the Company's 2011 Peak Cost of Gas Adjustment Clause filing.	10/31/2011	LETTER ORDER
11-AD-1	Adjudicatory hearing in the matter of complaint of Michael Chryssanthakis relative to the rates and charges for electricity sold by Massachusetts Electric Company, d/b/a National Grid.	11/2/2011	ORDER
10-158	Petition of Blackstone Gas Company to the Department of Public Utilities pursuant to G.L. c. 164, § 69I, for Review and Approval of its Long-Range Forecast and Supply Plan for the five-year period 2010 to 2015.	11/4/2011	ORDER
11-BSF-C4	Petition of NSTAR Electric Company for review and approval by the Department of Public Utilities of the following tariffs: M.D.P.U. Nos. 190, 290, and 390.	11/4/2011	STAMP APPROVAL
11-GAF-P6	Petition of New England Gas Company for review and approval by the Department of Public Utilities of the Company's 2011-2012 Peak Cost of Gas Adjustment Clause filing, and its proposed 2011-2012 Local Distribution Adjustment Factor.	11/8/2011	LETTER ORDER
09-133/10-168	D.P.U. 09-133 Petition of Fitchburg Gas and Electric Light Company d/b/a Unutil for review and approval of its 2010 Annual Electric Reconciliation Mechanism filing, pursuant to G.L. c. 164, § 1A(a), 220 C.M.R. § 11.03(4)(e), and D.P.U./D.T.E. 97 115/98 120.D.P.U. 10-168Petition of Fitchburg Gas and Electric Light Company d/b/a Unutil for review and approval of its 2011 Annual Electric Reconciliation Mechanism filing, pursuant to G.L. c. 164, § 1A(a), 220 C.M.R. § 11.03(4)(e), and D.P.U./D.T.E. 97 115/98 120.	11/10/2011	ORDER
11-43	Petition of Aquarion Water Company of Massachusetts, Inc., pursuant to G.L. c. 164, § 94, G.L. c. 165, § 2, and 220 C.M.R. § 5.00 et seq., for Approval of a General Rate Increase as set forth in M.D.P.U. No. 2.	11/10/2011	ORDER
11-BSF-B4	Western Massachusetts Electric Company's Request for Approval of an Amended Basic Service Tariff for the period beginning January 1, 2012 and for Solicitation Results for the Provision of Basic Service Supply.	11/17/2011	STAMP APPROVAL
10-AD-3	Adjudicatory hearing in the matter of complaint of Kathleen Conant relative to the rates and charges for electricity sold by Massachusetts Electric Company, d/b/a National Grid.	11/18/2011	ORDER
11-82	Petition of Fitchburg Gas and Electric Light Company d/b/a Unutil for approval of its annual basic service costs adder rate and reconciliation filing.	11/23/2011	ORDER
11-120	Investigation by the Department of Public Utilities on its own Motion into Updating its Energy Efficiency Guidelines.	11/28/2011	ORDER

10-89	Petition of Fitchburg Gas and Electric Light Company, d/b/a Unutil, pursuant to G.L. c. 25, § 19 and G.L. c 25A, § 11G, for approval by the Department of Public Utilities of its 2009 Electric Energy Efficiency Annual Report.	11/28/2011	ORDER
10-90	Petition of Western Massachusetts Electric Company, pursuant to G.L. c. 25, § 19 and G.L. c. 25A, § 11G, for approval by the Department of Public Utilities of its 2009 Energy Efficiency Annual Report.	11/28/2011	ORDER
10-93	Petition of NSTAR Electric Company, pursuant to G.L. c. 25, § 19 and G.L. c 25A, § 11G, for approval by the Department of Public Utilities of its 2009 Energy Efficiency Annual Report.	11/28/2011	ORDER
10-98	Petition of Massachusetts Electric Company and Nantucket Electric Company, d/b/a National Grid, pursuant to G.L. c. 25, § 19 and G.L. c 25A, § 11G, for approval by the Department of Public Utilities of its 2009 Energy Efficiency Annual Report.	11/28/2011	ORDER
11-27	Petition of the Town of Lanesborough for approval of its municipal aggregation plan pursuant to G.L. c. 164, § 134.	11/30/2011	ORDER
11-28	Petition of the Town of Ashland for approval of its municipal aggregation plan pursuant to G.L. c. 164, § 134.	11/30/2011	ORDER
11-32	Petition of the Town of Lunenburg for approval of its municipal aggregation plan pursuant to G.L. c. 164, § 134.	11/30/2011	ORDER
11-99	Petition of Milford Water Company for authorization and approval to issue term notes in the aggregate principal amount of \$1,965,000, pursuant to G.L. c. 164, § 14 and G.L. c. 165, § 2.	12/2/2011	ORDER
11-30	Petition of Fitchburg Gas and Electric Light Company, d/b/a Unutil, for approval by the Department of Public Utilities of: (1) a long-term contract to purchase renewable energy certificates, pursuant to St. 2008, c. 169, § 83, and 220 C.M.R. § 17.00 et seq.; and (2) a long-term renewable energy contract adjustment mechanism tariff, M.D.P.U. No. 207.	12/7/2011	ORDER
RA-056	Single Source Energy Solutions, Inc. Gas Contract	12/7/2011	STAMP APPROVAL
GS-002	Hess corporation Gas Contract	12/7/2011	STAMP APPROVAL
RA-052	Atlantic Group Energy Gas Contract	12/7/2011	STAMP APPROVAL
RA-028	Secure Energy Solutions, LLC Gas Contract	12/7/2011	STAMP APPROVAL
RA-015	Competitive Energy Services, LLC Gas Contract	12/7/2011	STAMP APPROVAL
GS-014	Energy Express, Inc d/b/a Metromedia Energy, Inc. Gas Contract	12/7/2011	STAMP APPROVAL
11-81	Petition of Marblehead Municipal Light Department for authorization and approval to increase its rate of depreciation from the statutory rate of three percent to up to five percent.	12/8/2011	ORDER
11-95	Petition of Wakefield Municipal Gas and Light Department for authorization and approval to increase its rate of depreciation from the statutory rate of three percent to four percent for its gas department and from three percent to five percent for its electric department.	12/8/2011	ORDER
11-103	Petition of Western Massachusetts Electric Company to the Department of Public Utilities for review and approval of updated cost estimates and project costs for its Solar Program.	12/9/2011	ORDER
11-104	Petition of Western Massachusetts Electric Company for approval by the Department of Public Utilities of its Net Metering Recovery Surcharge.	12/9/2011	ORDER
11-54	Petition of the Attorney General of the Commonwealth to the Department of Public Utilities, pursuant to G.L. c. 164, §93, requesting a review of the price of gas provided by New England Gas Company related to environmental response costs.	12/12/2011	ORDER

11-92	Petition of NSTAR Electric Company to the Department of Public Utilities for review and approval of proposed tariffs for its Smart Grid Pilot Program for effect January 1, 2012.	12/22/2011	ORDER
11-94	Petition of NSTAR Electric Company for approval by the Department of Public Utilities of its Net Metering Recovery Surcharge.	12/22/2011	ORDER
11-123	Petition of Fitchburg Gas and Electric Light Company d/b/a Unitil for review and approval by the Department of Public Utilities of the Company's Net Metering Recovery Surcharge, to be effective January 1, 2012, pursuant to 220 C.M.R. 18 and the Company's filed and effective Net Metering Tariff, M.D.P.U. No. 180.	12/22/2011	ORDER
09-142	Petition of the Sheffield Water Company to the Department of Public Utilities for a Rate Increase.	12/22/2011	STAMP APPROVAL
11-78/11-79	D.P.U. 11-78 Petition of Boston Gas Company, d/b/a National Grid, for authorization and approval: (1) to issue long-term debt in the principal amount of up to \$500 million pursuant to G.L. c. 164, § 14; (2) of an exemption from the competitive solicitation and advertising requirements of G.L. c. 164, § 15; and (3) of an exemption from the par value requirements of G.L. c. 164, § 15A. D.P.U. 11-79 Petition of Colonial Gas Company, d/b/a National Grid, for authorization and approval: (1) to issue long-term debt in the principal amount of up to \$50 million pursuant to G.L. c. 164, § 14; (2) of an exemption from the competitive solicitation and advertising requirements of G.L. c. 164, § 15; and (3) of an exemption from the par value requirements of G.L. c. 164, § 15A.	12/23/2011	ORDER
11-121	Petition of Fitchburg Gas and Electric Light Company d/b/a Unitil (Electric Division) for review and approval by the Department of Public Utilities of the Company's First Annual Revenue Decoupling Adjustment Factor Reconciliation and Rate Filing.	12/23/2011	ORDER
11-124	Petition of Nantucket Electric Company d/b/a National Grid for approval to reduce the Cable Facilities Surcharge effective January 1, 2012.	12/23/2011	ORDER
11-04	Petition of Massachusetts Electric Company and Nantucket Electric Company, d/b/a National Grid, for approval of its annual retail rate reconciliation and adjustment filing.	12/23/2011	ORDER
11-125	Petition of Fitchburg Gas and Electric Light Company d/b/a Unitil for review and approval of its Annual Electric Reconciliation Mechanism filing, pursuant to G.L. c. 164, § 1A(a), 220 C.M.R. § 11.03(4)(e), and D.P.U./D.T.E. 97 115/98 120.	12/23/2011	ORDER
11-100	Petition of Western Massachusetts Electric Company for approval effective January 1, 2012 of its rate change filing for 2012 pursuant to the Electric Industry Restructuring Act, St. 1997, c. 164.	12/23/2011	ORDER
11-90	Petition of NSTAR Electric Company for review and approval by the Department of Public Utilities of its 2011 Distribution Rate Adjustment/Reconciliation Filing.	12/23/2011	ORDER
11-101	Petition of Western Massachusetts Electric Company for approval by the Department of Public Utilities for a change to the Company's Pension/Post-Retirement Other Than Pension Adjustment Mechanism, and approval of its proposed tariff, M.D.P.U. No. 1052E.	12/23/2011	ORDER
11-91	Petition of NSTAR Electric Company and NSTAR Gas Company for review and approval by the Department of Public Utilities of their Pension/PBOP Adjustment Factors, for effect January 1, 2012.	12/23/2011	ORDER
11-102	Petition of Western Massachusetts Electric Company to the Department of Public Utilities for review and approval of its Storm Recovery Reserve Cost Adjustment Factor filing.	12/23/2011	ORDER
11-RCS-01	Petition of the Cape Light Compact for approval of the Company's Calendar Year 2012 RCS Program Budget.	12/28/2011	STAMP APPROVAL

11-RCS-02	Petition of Fitchburg Gas and Electric Light Company d/b/a Unutil (Electric Division) for approval by the Department of Public Utilities of the Company's Calendar Year 2012 RCS Program Budget.	12/28/2011	STAMP APPROVAL
11-RCS-03	Petition of the Massachusetts Electric Company and Nantucket Electric Company d/b/a National Grid for approval by the Department of Public Utilities of the Company's Calendar Year 2012 RCS Program Budget.	12/28/2011	STAMP APPROVAL
11-RCS-04	Petition of NSTAR Electric Company for approval by the Department of Public Utilities of the Company's Calendar Year 2012 RCS Program Budget.	12/28/2011	STAMP APPROVAL
11-RCS-05	Petition of the Western Massachusetts Electric Company for approval by the Department of Public Utilities of the Company's Calendar Year 2012 RCS Program Budget.	12/28/2011	STAMP APPROVAL
11-RCS-06	Petition of the Bay State Gas Company d/b/a Columbia Gas of Massachusetts for approval by the Department of Public Utilities of the Company's Calendar Year 2012 RCS Program Budget.	12/28/2011	STAMP APPROVAL
11-RCS-07	Petition of the Berkshire Gas Company for approval by the Department of Public Utilities of the Company's Calendar Year 2012 RCS Program Budget.	12/28/2011	STAMP APPROVAL
11-RCS-08	Petition of the Blackstone Gas Company for approval by the Department of Public Utilities of the Company's Calendar Year 2012 RCS Program Budget.	12/28/2011	STAMP APPROVAL
11-RCS-09	Petition of the Boston Gas Company and Colonial Gas Company d/b/a National Grid for approval by the Department of Public Utilities of the Company's Calendar Year 2012 RCS Program Budget.	12/28/2011	STAMP APPROVAL
11-RCS-10	Petition of Fitchburg Gas and Electric Light Company (Gas Division) for approval by the Department of Public Utilities of the Company's Calendar Year 2012 RCS Program Budget.	12/28/2011	STAMP APPROVAL
11-RCS-11	Petition of NSTAR Gas Company for approval by the Department of Public Utilities of the Company's Calendar Year 2012 RCS Program Budget.	12/28/2011	STAMP APPROVAL
11-RCS-12	Petition of the New England Gas Company for approval by the Department of Public Utilities of the Company's Calendar Year 2012 RCS Program Budget.	12/28/2011	STAMP APPROVAL
11-20	Petition of Colonial Water Company to the Department of Public Utilities for approval of a base rate increase.	12/28/2011	ORDER