



THE COMMONWEALTH OF MASSACHUSETTS
OFFICE OF THE ATTORNEY GENERAL
ONE ASHBURTON PLACE
BOSTON, MASSACHUSETTS 02108

ANDREA JOY CAMPBELL
ATTORNEY GENERAL

(617) 727-2200
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January 21, 2025

Mark D. Marini, Secretary
Department of Public Utilities
One South Station, 3rd Floor
Boston, MA 02110

Shonda Green, Secretary
Department of Telecommunications and Cable
1000 Washington Street, Suite 600
Boston, MA 02118

Re: *Joint Notice of Inquiry by the Department of Public Utilities and the Department of Telecommunications and Cable on their own Motion to explore utility pole attachment, conduit access, double pole, and related considerations applicable to utility work conducted on public rights-of-way in the Commonwealth, D.P.U. 25-10/D.T.C. 25-1*

Dear Secretary Marini and Secretary Green:

Enclosed for filing please find the Office of the Attorney General's Notice of Intervention, Appearance of Counsel, and Certificate of Service in the above-referenced dockets. Please file according to your usual practice.

The Office of the Attorney General ("AGO") also respectfully requests that Jennifer Foley be added to the official service lists of this proceeding. Jennifer Foley provides essential legal support services to the AGO on many matters, including the instant proceeding, and her inclusion on the official service list will reduce the administrative burden of keeping this proceeding organized. As such, we request that the Department grant an exception to 220 CMR 1.05(1)(b) and include Jennifer Foley (Jennifer.Foley3@mass.gov) on the official service list for D.P.U. 25-10/D.T.C. 25-1.

Thank you for your assistance in this matter.

Sincerely,

/s/ Julian Aris

Julian Aris

Assistant Attorney General

Enclosures

cc: Kerri Phillips, Hearing Officer
Scott Seigal, Hearing Officer
William Bendeston, Hearing Officer
Service Lists

**COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF PUBLIC UTILITIES**

**Joint Notice of Inquiry by the
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Commonwealth**

D.P.U. 25-10/D.T.C. 25-1

ATTORNEY GENERAL'S NOTICE OF INTERVENTION

Andrea Joy Campbell, as she is the Attorney General of the Commonwealth of Massachusetts, hereby gives notice of intervention as of right in the above-captioned matter under the authority specifically granted her by G.L. c. 12, §§10 and 11E and under her common law authority to represent and protect the public interest.

The Attorney General, as the chief law enforcement officer of the Commonwealth, has “broad common law and statutory powers to represent the public interest.” *Commonwealth v. Mass CRINC*, 392 Mass. 79, 88 (1984); *see Sec’y of Admin. & Fin. v. Attorney General*, 367 Mass. 154, 159 (1975) (quoting *Commonwealth v. Kozlowsky*, 238 Mass. 379, 389 (1921)). “[T]he Attorney General has a general statutory mandate, in addition to any specific statutory mandate, to protect the public interest.” *Mass CRINC*, 392 Mass. at 88 (citing G.L. c. 12, § 10); *see also Lowell Gas Co. v. Attorney General*, 377 Mass. 37, 48 (1979) (holding that the Attorney General has a “common law duty to represent the public interest and to enforce public rights”). The Attorney General’s authority to protect the public interest applies to this administrative proceeding, as the Legislature did not intend “to vary the power and duty of the Attorney General to control

the conduct of litigation involving the interests of the Commonwealth depending on the forum in which he appears.” *Feeney v. Commonwealth*, 373 Mass. 359, 367 (1998). The Attorney General’s Office’s interpretation of its own authority should be given the same significant deference of any administrative agency in carrying out a power granted by the legislature. *Dowling v. Registrar of Motor Vehicles*, 425 Mass. 523, 525 (1997) (quoting *Mass. Med. Soc. v. Comm’r of Ins.*, 402 Mass. 44, 62 (1988)).

Respectfully submitted,

ANDREA JOY CAMPBELL
ATTORNEY GENERAL

By: /s/ Julian Aris
Julian Aris
Assistant Attorney General
Massachusetts Attorney General
Office of Ratepayer Advocacy
One Ashburton Place
Boston, MA 02108
(617) 727-2200

Dated: January 21, 2025

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APPEARANCE OF COUNSEL

Please enter my appearance on behalf of Andrea Joy Campbell, the Attorney General of the Commonwealth of Massachusetts, in the above captioned proceeding.

Respectfully submitted,

ANDREA JOY CAMPBELL
ATTORNEY GENERAL

By: /s/ Julian Aris
Julian Aris
Assistant Attorney General
Massachusetts Attorney General
Office of Ratepayer Advocacy
One Ashburton Place
Boston, MA 02108
(617) 727-2200

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing documents upon all parties of record in this proceeding in accordance with the requirements of 220 C.M.R. 1.05(1) (Department's Rules of Practice and Procedure). Dated at Boston this 21st day of January, 2025.

/s/ Julian Aris

Julian Aris
Assistant Attorney General
Massachusetts Attorney General
Office of Ratepayer Advocacy
One Ashburton Place
Boston, MA 02108
(617) 727-2200