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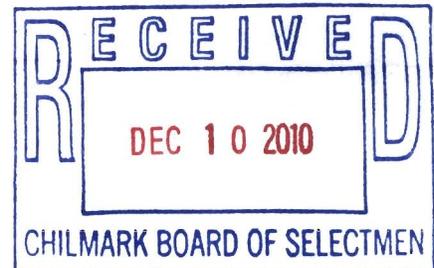
VIA FIRST CLASS MAIL

MEMORANDUM

To: The Chairmen of the Boards of Selectmen and the Town Clerks in the member towns and counties; the Service List in Cape Light Compact, D.P.U. 09-119 (2010); and the members of the Energy Efficiency Advisory Council
From: Jeffrey M. Bernstein and Jo Ann Bodemer
Date: December 8, 2010
Re: Department of Public Utilities Order of Notice (December 6, 2010; D.P.U. 10-147)

Pursuant to the Department's Order of Notice dated December 6, 2010 in D.P.U. 10-147, enclosed for your review please find the Department's Notice of Filing and Public Hearing.

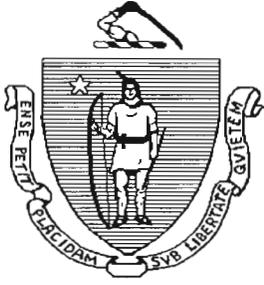
Thank you.



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The Commonwealth of Massachusetts

DEPARTMENT OF PUBLIC UTILITIES

NOTICE OF FILING AND PUBLIC HEARING

D.P.U. 10-147

December 6, 2010

Petition of the Towns of Aquinnah, Barnstable, Bourne, Brewster, Chatham, Chilmark, Dennis, Eastham, Edgartown, Falmouth, Harwich, Mashpee, Oak Bluffs, Orleans, Provincetown, Sandwich, Tisbury, Truro, Wellfleet, West Tisbury, Yarmouth, and the Counties of Barnstable and Dukes, acting together as the Cape Light Compact, for approval by the Department of Public Utilities of Mid-Term Modifications to its Three-Year Energy Efficiency Plan for Program Year 2011.

On January 28, 2010, the Department of Public Utilities ("Department") approved a three-year energy efficiency plan ("Plan") and associated budget for 2010 through 2012 for the Towns of Aquinnah, Barnstable, Bourne, Brewster, Chatham, Chilmark, Dennis, Eastham, Edgartown, Falmouth, Harwich, Mashpee, Oak Bluffs, Orleans, Provincetown, Sandwich, Tisbury, Truro, Wellfleet, West Tisbury, Yarmouth, and the Counties of Barnstable and Dukes, acting together as the Cape Light Compact, ("Compact"). Cape Light Compact, D.P.U. 09-119 (2010). The Compact's Plan did not include information for 2011 and 2012 with respect to (1) evaluation, measurement and verification studies, (2) pilot program budgets, and (3) outside funding levels.

On October 29, 2010, the Compact, pursuant to the directives set forth in the Order on the Compact's Plan and § 3.8 of the Department's Energy Efficiency Guidelines, filed a petition requesting that the Department approve the Compact's 2011: (1) evaluation, measurement and verification studies proposal; (2) pilot programs proposals; and (3) updated assumptions and plans for outside funding and financing. The Compact also requests that the Department: (1) approve the recovery of the costs of its energy efficiency programs for 2011 through its energy efficiency surcharge; and (2) determine that its 2011 energy efficiency proposal is cost-effective.

If approved, the Compact states that its request would result in: (1) a decrease in its residential program budget of \$273,710; (2) an increase in its low-income residential budget of \$2,813; and (3) a decrease in its commercial and industrial program budget of \$99,572 for 2011 from what was approved in the Compact's Plan. Further, the Compact states that:

- A typical residential customer using 500 kilowatt-hours (“kWh”) of electricity per month would experience a monthly bill decrease of approximately \$0.13, or -3.19 percent in 2011 when compared to the amounts originally approved for 2011 in the Compact’s Plan.
- A typical low-income residential customer using 500 kWh of electricity per month would experience no monthly bill increase or decrease when compared to the amounts originally approved for 2011 in the Compact’s Plan.
- Bill impacts for commercial and industrial customers will vary. These customers should contact the Compact for specific bill impact information.

The Department will conduct a public hearing to receive comments on the Compact’s filing. The hearing will take place on **January 12, 2011 at 2:00 p.m.** at the Department’s offices, One South Station - 5th Floor, Boston, Massachusetts 02110. Any person who desires to comment may do so at the time and place noted above or submit written comments to the Department not later than the close of business (5:00 p.m.) on **January 12, 2011**. Any person who desires to participate in the evidentiary phase of this proceeding must file a written petition for leave to intervene with the Department not later than the close of business on **January 5, 2011**. A petition for leave to intervene must satisfy the timing and substantive requirements of 220 C.M.R. § 1.03. Receipt by the Department, not mailing, constitutes filing and determines whether a petition has been timely filed. A petition filed late may be disallowed as untimely, unless good cause is shown for waiver under 220 C.M.R. § 1.01(4). To be allowed, a petition under 220 C.M.R. § 1.03(1) must satisfy the standing requirements of G.L. c. 30A, § 10.

An original and four (4) copies of all written comments or petitions to intervene must be filed with Mark D. Marini, Secretary, Department of Public Utilities, One South Station, Boston, Massachusetts 02110 not later than the close of business on the dates noted above. One copy of all written comments or petitions to intervene should also be sent to the Compact’s attorney, Jo Ann Bodemer, Esq., BCK Law, P.C., One Gateway Center, Suite 809, Newton, Massachusetts 02458.

A copy of the filing is available at the Department’s offices, One South Station, Boston, Massachusetts for public view during normal business hours and on the Department’s website <http://www.mass.gov/dpu>. A copy is also on file for public view at the Barnstable Superior Court House, 3195 Main Street (Route 6A), Barnstable, Massachusetts 02630. Any person desiring further information regarding the Compact’s filing should contact counsel for the Compact, Jo Ann Bodemer, Esq. at (617) 244-9500. Any person desiring further information regarding this notice should contact Jeffrey M. Leupold, Hearing Officer, Department of Public Utilities, at (617) 305-3684.

All documents should also be submitted to the Department in electronic format using one of the following methods: (1) by e-mail attachment to dpu.efiling@state.ma.us and the hearing officer jeffrey.leupold@state.ma.us or (2) on a 3.5" disk or CD-ROM. The text of the e-mail, disk label, or CD-ROM must specify: (1) the docket number of the proceeding D.P.U. 10-147; (2) the name of the person or company submitting the filing; and (3) a brief descriptive title of the document. The electronic filing should also include the name, title, and telephone number of a person to contact in the event of questions about the filing. All documents submitted in electronic format will be posted on the Department's website: <http://www.mass.gov/dpu>.