RECEIVED
By Kelly A McElreath at 2:40 pm, Aug 08, 2016

The Commonwealth of Massachusetts

DEPARTMENT OF PUBLIC UTILITIES

NOTICE OF FILING AND PUBLIC HEARING

D.P.U. 16-71 August 2, 2016

Petition of the Town of Upton for approval by the Department of Public Utilities of a municipal aggregation plan pursuant to G.L. c. 164, §134.

On July 11, 2016, the Town of Upton ("Town") filed a request with the Department of Public Utilities ("Department") for approval of a municipal aggregation plan pursuant to G.L. c. 164, § 134. General Laws c. 164, § 134 authorizes a municipality to procure electric supply on behalf of consumers within its municipal borders through a municipal aggregation program. Eligible electricity consumers not already enrolled with a competitive electric supplier would be automatically enrolled in the municipal aggregation program unless they chose to "opt-out," in which case they would continue to receive basic service provided by their electric distribution company, Massachusetts Electric Company, d/b/a National Grid. The Department docketed this petition as D.P.U. 16-71.

The Town has retained Colonial Power Group, Inc. ("Colonial") to serve as its agent in this proceeding and to assist in the implementation of the municipal aggregation program. The Town's filing includes a form electric service agreement which will be negotiated with potential competitive electric supplier(s). The Town seeks a waiver on behalf of the competitive electric supplier(s) chosen for the municipal aggregation program, of certain information disclosure requirements contained in G.L. c. 164, § 1F(6) and 220 C.M.R. § 11.06(4)(c).

A copy of the Town's petition is available for public viewing during regular business hours at the Department's offices, One South Station - 5th Floor, Boston, Massachusetts 02110 and on the Department's website at http://www.mass.gov/dpu. Documents on the Department's website may be accessed by docket number (D.P.U. 16-71) in the file room at http://web1.env.state.ma.us/DPU/FileRoom/dockets/bynumber. A copy of the petition is also available for public viewing at the Upton Town Hall, One Main Street, Upton, Massachusetts.

The Department will conduct a public hearing to receive comments on the proposed municipal aggregation plan. The hearing will take place on **Monday, September 12, 2016, at 2:00 p.m.**, at the Department's offices located at 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 may submit written comments to the Department not later than the close of business (5:00 p.m.) on **Monday, September 12, 2016**.

An original hard copy of all written comments must be filed with Mark D. Marini, Secretary, Department of Public Utilities, One South Station, 5th Floor, Boston, Massachusetts 02110. Two copies of all written comments must also be sent to Elizabeth Lydon, Hearing Officer at the Department of Public Utilities. One copy of all written comments should also be sent to the attorney for Colonial, James M. Avery, Esq., Pierce Atwood LLP, 100 Summer Street, Suite 2250, Boston, Massachusetts 02110.

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 to the Hearing Officer, Elizabeth Lydon, Elizabeth.Lydon@state.ma.us, or (2) on a CD-ROM. The text of the e-mail or CD-ROM must specify: (1) the docket number of the proceeding (D.P.U. 16-71); (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.

Any person desiring further information regarding the Town's filing should contact James Avery, Esq. at (617) 488-8100. Any person desiring further information regarding this notice should contact Elizabeth Lydon, Hearing Officer, Department of Public Utilities, at (617) 305-3500.