

**UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION**

ISO-New England, Inc.)	
)	
and)	Docket No. ER11-3048-000
)	
New England Power Pool)	
)	

**NOTICE OF INTERVENTION OF
THE MAINE PUBLIC UTILITIES COMMISSION**

The Maine Public Utilities Commission (“MPUC”), by and through counsel, Lisa Fink and Benjamin J. Smith, State of Maine Public Utilities Commission, 101 Second Street, Hallowell, Maine, 04347, respectfully files this Notice of Intervention (“Intervention”) in the above-captioned proceeding in response to the March 8, 2011 filing by ISO-New England Inc. (“ISO-NE”) and the New England Power Pool participants committee (“NEPOOL”) consisting of the Installed Capacity Requirement, Local Sourcing Requirements and Maximum Capacity Limit (collectively, the “ICR-Related Values”) and Hydro Quebec Interconnection Capability Credits (“HQICCs”) for the 2014/2015 Capability Year Forward Capacity Auction to be held in June 2011 (March 8 filing).

In support of its Notice of Intervention, the MPUC provides as follows:

I. PRELIMINARY STATEMENT

The MPUC’s Notice of Intervention is filed pursuant to Rule 214(a)(2) of the Rules of Practice and Procedure of the Federal Energy Regulatory Commission (“Commission”), 18 C.F.R. § 385.214(a)(2) (2010), and the Commission’s Combined

Notice of Filings¹ and Notice of Extension² in which the Commission established April 5, 2011 as the date by which interventions and protests were to be filed in the instant proceeding.

The persons to whom correspondence, pleadings, and other papers in relation to this proceeding should be addressed and the persons whose names are to be placed on the Commission's official service list are designated as follows pursuant to Rule 203, 18 C.F.R. § 385.203 (2010):

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II. NOTICE OF INTERVENTION

Under Maine law, the MPUC is the state commission designated by statute with jurisdiction over rates and service of electric utilities in the state. *See* 35-A M.R.S.A. § 101 *et seq.* It is, therefore, a “state commission” under the Commission’s regulations, 18 C.F.R. § 1.101(k) (2010). Accordingly, the MPUC hereby gives notice of its intervention pursuant to Rule 214(a)(2) of the Rules of Practice and Procedure of the Federal Energy Regulatory Commission (“Commission”), 18 C.F.R. § 385.214(a)(2) (2010) and

¹ Combined Notice of Filings (March 9, 2011) (setting March 29, 2011 as deadline for interventions, protests, and comments).

² Notice of Extension of Time (March 28, 2011) (extending deadline for interventions, protests and comments to April 5, 2011).

respectfully requests that the Commission recognize the MPUC as an intervenor in this proceeding, with all rights attendant thereto.

The MPUC has a direct and substantial interest in the Installed Capacity Requirement (“ICR”) for the 2014/2015 Capability Year Forward Capacity Auction (fifth Forward Capacity Auction). The ICR for the 2014/2015 Capability Year is the amount of installed capacity that is required to be procured in the Forward Capacity Auction that will be held in June 2011. The ICR for the 2014/2014 Capability Year is 34,154 MW, an increase of 1,111 MW from the 2013/2014 capability year.³ The net amount to be purchased in the forward Capacity Auction to meet the Installed Capacity Requirement, after deducting the HQICC value is 33,200 MW.

The MPUC has an interest in these proceedings because of the direct relationship between the amount of capacity required to be purchased to ensure reliability and the total cost to consumers of capacity purchased in the FCA. At a floor price of \$2.95 a kW month, the requirement filed by ISO-NE is estimated to cost consumers over \$1 billion dollars during the 2014/2015 capability year.⁴ The 1100 MW increase in ICR between the FCA Auction Year 4 and FCA Auction year 5 represents an increased cost to consumers of over \$39 million.⁵

³ See ISO-NE presentation at page 8 at the following link: [http://www.iso-ne.com/committees/comm_wkgrps/reliability_comm/reliability/mtrls/2011/jan182011/a12_fca5_icr.ppt#449,8,Comparison of ICR Values \(MW\) - FCA5 Versus FCA4](http://www.iso-ne.com/committees/comm_wkgrps/reliability_comm/reliability/mtrls/2011/jan182011/a12_fca5_icr.ppt#449,8,Comparison%20of%20ICR%20Values%20(MW)%20-%20FCA5%20Versus%20FCA4)

⁴ Calculated by taking 33,200 MW at \$2.95 per kW month times 12 months times 1000kW per MW.

⁵ Calculated by taking 1,111 MW at \$2.95/kW month times 12 months times 1000 kW per MW equals a \$39,329,400 annual increase.

III. CONCLUSION

WHEREFORE, for the reasons discussed above, the MPUC hereby submits its
Notice of Intervention in this proceeding.

Dated: April 4, 2011

Respectfully submitted,

/s/ Lisa Fink

/s/ Benjamin J. Smith

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the foregoing document either by first class mail or electronic service upon each party on the official service list compiled by the Secretary in this proceeding.

Dated at Hallowell, Maine, this 4th day of April, 2011.

/s/ Benjamin J. Smith
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