

THE COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF PUBLIC UTILITIES

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August 19, 2024

VIA Email

Laura Olton, Esq.
LSO Energy Advisors, LLC
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RE: Town of Milford, D.P.U. 24-07

Dear Attorney Olton:

On February 9, 2024, the Town of Milford (“Milford” or “Town”), through its agent Good Energy LLP, filed with the Department of Public Utilities (“Department”) a petition for approval of a municipal aggregation plan (“Plan”) pursuant to G.L. c. 164, § 134(a). The Department conducted a public hearing on March 25, 2024, pursuant to a February 26, 2024 notice of filing, public hearing, and request for comments.¹ The Town responded to two information requests from the Department.

On July 9, 2024, the Department approved Municipal Aggregation Guidelines (“Guidelines”) in Municipal Aggregation Guidelines, D.P.U. 23-67-A. To align its previously filed Plan with the newly adopted Guidelines, Milford filed a revised Plan on August 9, 2024.

¹ The Department did not receive any comments.

General Laws c. 164, § 134(a) authorizes any municipality or group of municipalities to aggregate the electrical load of interested customers within its boundaries, provided that the load is not served by a municipal light plant. In D.P.U. 23-67-A, the Department approved Guidelines for municipal aggregation plan filings (both initial and annual reporting requirements). The Department held that a plan filing that complies with the Guidelines will satisfy the requirements set forth in G.L. c. 164, § 134(a). D.P.U. 23-67-A at 20.

More specifically, the Department reviews a filed plan to determine whether it includes the information required by the Guidelines (including supplemental information provided by the Town at the request of the Department). Guidelines, Section V.B. If, upon review, the Department finds that a filed plan includes all such information, the Department will approve a plan as filed. Conversely, if upon review, the Department finds that a filed plan does not include all the information required by the Guidelines, the Department will not approve such plan and will identify the information such plan must include to warrant Department approval.

Table 1, below, identifies the information required by each section of the Guidelines and the section(s) of the Town's Plan (and accompanying filing letter) that includes the necessary information.

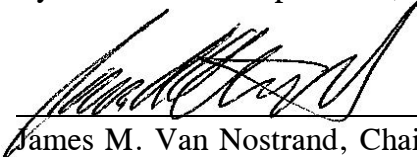
Table 1

| | |
|---|---|
| III. Procedural Requirements | |
| A. Initiation of Process | Filing Letter, Attachment III.A; Plan, Section III.A |
| B. Consultation with DOER | Filing Letter, Attachment III.B; Plan, Section III.B |
| C. Public Review | Filing Letter, Table III.C; Plan, Section III.C |
| IV. Plan Elements | |
| A. Organizational Structure | Section IV.A |
| B. Program Operations | |
| 1. Statutory Requirements | |
| a. Universal Access | Section IV.B.1.a |
| b. Reliability | Section IV.B.1.b |
| c. Equitable Treatment of Customer Classes | Section IV.B.1.c |
| 2. Procurement of Supply | Section IV.B.2 |
| 3. Product Information | Section IV.B.3 |
| a. Rate Setting | |
| b. Renewable Energy Content | |
| c. Other Energy-Related Products and Services | |

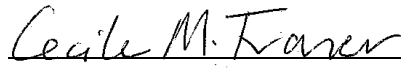
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|---|--------------------------------|
| 4. Other Funding/Costs | Section IV.B.4 |
| 5. Customer Enrollment | |
| a. Initial Enrollment | Section IV.B.5.a |
| b. Ongoing Enrollment | Section IV.B.5.b |
| c. Opt-In Products | Section IV.B.5.c |
| 6. Customer Notifications | |
| a. Opt-Out Notice | Section IV.B.6.a; Attachment 1 |
| b. Notification of Product Change | Section IV.B.6.b |
| c. Other Notifications | |
| i. General Program Information | Section IV.B.6.c.i |
| ii. Program Supplier Communication | Section IV.B.6.c.ii |
| 7. Ongoing Program Information | Section IV.B.7 |
| a. Updated Product Information | Section IV.B.7.a |
| b. Previous Year Program Information | Section IV.B.7.b |
| i. Product Information | |
| ii. Rate Component Information | |
| iii. Renewable Content Information | |
| c. General Product Information | Section IV.B.7.c |
| 8. Termination of the Program | Section IV.B.8 |
| C. Rights and Responsibilities of Programs Participants | Section IV.B.9 |
| V. Department Review | Section V |
| VI. Annual Reports | Section VI |
| VII. Application of Restructuring Rules | Section VII |
| VIII. Notification to EDCs | |
| A. Plan Filing | Section VIII.A |
| B. Electric Supply Agreement | Section VIII.B |
| IX. Plan and Program Changes | |
| A. Plan Modifications | Section IX.A |
| B. Program Consultant | Section IX.B |
| X. Implementation of Guidelines | NA |
| XI. Waiver | NA |

Based on its review of the Town's Plan, the Department finds that the information included in the sections identified in Table 1 complies with the information requirements set forth in the applicable section of the Guidelines and, therefore, satisfies all requirements in G.L. c. 164, § 134(a).² Accordingly, the Municipal Aggregation Plan filed by the Town of Milford, as revised, is approved.

By Order of the Department,



James M. Van Nostrand, Chair



Cecile M. Fraser, Commissioner



Staci Rubin, Commissioner

² The Department notes that the Town must comply with all of the requirements set forth in the Guidelines, even if the Plan did not specifically address a particular requirement.