



The Commonwealth of Massachusetts

DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY

May 15, 2003

NOTICE OF PUBLIC HEARING

D.T.E. 03-47

Petition of Commonwealth Electric Company, Cambridge Electric Light Company, and Boston Edison Company, d/b/a NSTAR Electric, and NSTAR Gas Company for approval of tariffs to provide recovery for costs associated with their obligations to provide employees pension benefits and post-retirement benefits other than pensions.

On April 16, 2003, Commonwealth Electric Company, Cambridge Electric Light Company, Boston Edison Company, and NSTAR Gas Company (collectively "Companies") filed with the Department of Telecommunications and Energy ("Department") a petition seeking approval of tariffs (M.D.T.E. Nos. 406, 309, 209, and 109, respectively). The Companies state that the tariffs provide a reconciliation adjustment mechanism to allow recovery for costs associated with the Companies' obligations to provide their employees pension benefits and post-retirement benefits other than pensions. The Companies estimate these costs to require the additional revenue collection of at least approximately \$40 million. The Companies explain that the tariffs give effect to the accounting ruling made by the Department in Boston Edison Company, et. al., D.T.E. 02-78 (2002). The Department docketed this matter as D.T.E. 03-47 and suspended the tariffs until August 1, 2003.

The Department will conduct a public hearing to receive comments on the Companies' petition at the Department's offices, One South Station, 2nd Floor, Boston, Massachusetts 02110 on **Thursday, June 12, 2003, at 2:00 p.m.** Any person wishing to comment may do so at this time or submit written comments not later than the close of business (5:00 p.m.) on **Thursday, June 5, 2003**. The Department will hold a procedural conference immediately following the conclusion of the public hearing.

Any person who desires to participate in the evidentiary phase of this proceeding must file a written petition for leave to intervene or to participate with the Department not later than the close of business (5:00 p.m.) on **Thursday, June 5, 2003**. A petition to intervene must satisfy the timing and substantive requirements of 220 C.M.R. § 1.03, including a description of the manner in which the petitioner is substantially and specifically affected by this proceeding. Receipt by the Department – not mailing – constitutes filing and determines whether a petition has been timely filed. A late filed petition may be disallowed as untimely,

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D.T.E. 03-47

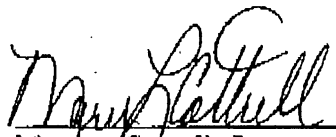
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unless good cause is shown under 220 C.M.R. § 1.01 (4). To be allowed, a petition under 220 C.M.R. § 1.03 (1) must satisfy the standing requirements of G.L. c. 30A, § 10.

Where possible, all written documents should be submitted to the Department in electronic format using one of the following methods: (1) by e-mail attachment to dte.efiling@state.ma.us and caroline.obrien@state.ma.us or (2) on a 3.5" disk, IBM-compatible format. The text of the e-mail or the disk label must specify: (1) the docket number of the proceeding (D.T.E. 03-47), (2) 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 phone number of a person to contact in the event of questions about the filing. Text responses should be written in either Word Perfect (naming the document with a ".wpd" suffix), in Microsoft Word (naming the document with a ".doc" suffix), or as an Adobe PDF file (naming the document with a ".pdf" suffix). Data or spreadsheet responses should be compatible with Microsoft Excel. All written pleadings or comments submitted in electronic format will be posted on the Department's Website, <http://www.mass.gov/dpu>.

The Companies' petition is available for public review at the Companies' offices, 800 Boylston Street, Boston, Massachusetts (Companies' contact: Tam Ly at 617-424-2074) and at the offices of the Department during normal business hours (Monday through Friday, 9:00 a.m. to 5:00 p.m.). The Companies' petition is also available on the Department's Website. Any person desiring further information regarding the petition should contact Robert Keegan, Esq., Keegan, Werlin & Pabian, 21 Custom House, Boston, Massachusetts at 617-951-1400.

By Order of the Department,


Mary L. Cottrell, Secretary

D.T.E. 03-47

ATTACHMENT

BOSTON EDISON COMPANY

Acton
Bedford
Brookline
Carlisle
Dover
Hopkinton
Maynard
Millis
Needham
Sharon
Stoneham
Waltham
Weston
Woburn

Arlington
Bellingham
Burlington
Chelsea
Framingham
Lexington
Medfield
Milton
Newton
Sherborn
Sudbury
Watertown
Westwood

Ashland
Boston
Canton
Dedham
Holliston
Lincoln
Medway
Natick
Norfolk
Somerville
Walpole
Wayland
Winchester

CAMBRIDGE ELECTRIC LIGHT COMPANY

Cambridge

Belmont

COMMONWEALTH ELECTRIC COMPANY

Acushnet
Barnstable
Bourne
Brewster
Carver
Chatham
Chilmark
Dartmouth
Dennis
Duxbury
Eastham

Edgartown
Fairhaven
Falmouth
Freetown
Gayhead
Harwich
Kingston
Lakeville
Marion
Marshfield

Mashpee
Mattapoisett
Middleboro
New Bedford
Oak Bluffs
Orleans
Pembroke
Plymouth
Plympton
Provincetown

Rochester
Sandwich
Scituate
Tisbury
Truro
Wareham
Wellfleet
Westport
W. Tisbury
Yarmouth

D.P.U. 03-47

Attachment

NSTAR GAS COMPANY

Acushnet
Ashland
Auburn
Berlin
Bolton
Boylston
Cambridge
Carver
Dartmouth
Dedham
Dover
Fairhaven
Framingham
Freetown
Grafton
Holden
Holliston
Hopdale
Hopkinton

Hudson
Hyde Park (Boston)
Kingston
Leicester
Marion
Marlborough
Mattapoisett
Maynard
Mendon
Milford
Millbury
Milton
Millville
Natick
Needman
New Bedford
Northborough
Northbridge
Plymouth

Rochester
Sherborn
Shrewsbury
Somerville
Southborough
Sterling
Stow
Sutton
Upton
Uxbridge
Wayland
West Boylston
Westborough
Westwood
Worcester

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_____, 20

I hereby certify that publication and service of the within order of notice of hearing has been made and given as therein directed.

Subscribed and sworn to before me

this _____ day of _____, 20

**Justice of the Peace,
Notary Public.**



The Commonwealth of Massachusetts

DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY

May 15, 2003

ORDER OF NOTICE

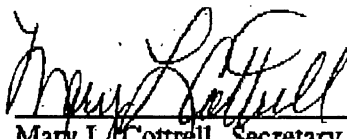
D.T.E. 03-47

Petition of Commonwealth Electric Company, Cambridge Electric Light Company, and Boston Edison Company, d/b/a NSTAR Electric, and NSTAR Gas Company for approval of tariffs to provide recovery for costs associated with their obligations to provide employees pension benefits and post-retirement benefits other than pensions.

Commonwealth Electric Company, Cambridge Electric Light Company, Boston Edison Company, and NSTAR Gas Company (collectively "Companies") are required to publish the attached legal notice in either the Boston Globe or the Boston Herald, and in the Cape Cod Times, once at least twenty-one (21) days and once again seven (7) days prior to June 12, 2003.

The Companies are required to give notice of this proceeding to the Chairmen of the Board of Selectman, the Town Clerks, Mayors, the City Clerks of the attached list, and the parties of Boston Edison/Com Energy Acquisition, D.T.E. 99-19 (1999). The Companies are required also to make return of service and publication at the time of the first public hearing.

By Order of the Department


Mary L. Cottrell, Secretary

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Legal Department, Floor 17
800 Boylston Street, Boston, Massachusetts 02199

FAX TRANSMISSION COVER

To:	<u>Name</u>	<u>Company</u>	<u>Fax Number</u>
	Clerks of the City/Town Mayors or Board Chairs	• Boston Edison Company Service Area • Cambridge Electric Light Company Service Area • Commonwealth Electric Company Service Area • NSTAR Gas Company Service Area	

From: Tam Ly

Tel: 617-424- 2074

Fax: 617-424-2733

Date: May 21, 2003 No. of pages:

Subject: D.T.E. 03-47, Order of Notice, Notice of Public Hearing

Message:

The information contained in this transmittal is intended only for the addressee(s) named above. It is confidential and may be attorney/client privileged. Any other dissemination or copy of this transmittal is strictly prohibited. If you receive this transmittal in error, please call the sender named above. Thank you.

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Communication #3

A communication was received from Department of Telecommunications and Energy, transmitting notification on the petition of Commonwealth Electric Company, Cambridge Electric Light Company, and Boston Edison Company, d/b/a NSTAR Electric, and NSTAR Gas Company for approval of tariffs to provide recovery for costs associated with their obligations to provide employees pension benefits and post-retirement benefits other than pensions.

In City Council June 2, 2003

REFERRED TO CITY MANAGER