



NEW ENGLAND POWER POOL

August 1, 2019

**Via eTariff Filing**

Honorable Kimberly D. Bose, Secretary  
Federal Energy Regulatory Commission  
888 First Street, NE  
Washington, DC 20426

Re: New England Power Pool, Docket No. ER19-\_\_\_\_\_-000; Fuels Industry Participant Arrangements

Dear Secretary Bose:

The New England Power Pool (“NEPOOL”) Participants Committee<sup>1</sup> hereby submits electronically this transmittal letter, together with limited amendments (the “Amendments”) to the NEPOOL Agreement that revise the definition of, and references to, Gas Industry Participant (to be renamed “Fuels Industry Participant”).<sup>2</sup> As described more fully below, the Amendments expand the Gas Industry Participant category of NEPOOL membership by authorizing the Participants Committee to determine on a case-by-case basis whether to approve a membership application for entities that are applying to NEPOOL for the same reasons as current Gas Industry Participants but do not meet that definition. The Amendments were developed and approved in response to the membership application from the American Petroleum Institute (“API”) which, without the Amendments, is not eligible for this category of membership.

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<sup>1</sup> Capitalized terms used but not defined in this filing are intended to have the meaning given to such terms in the Second Restated NEPOOL Agreement (“NEPOOL Agreement”), the Participants Agreement, and the ISO New England Inc. Transmission, Markets and Services Tariff (“ISO-NE”) Tariff (“ISO-NE Tariff”).

<sup>2</sup> As directed by the Commission, NEPOOL is required to “file proposed changes to the [NEPOOL] Agreement with the Commission, and provide enough information to view the proposed changes in the context of the composite Agreement. The Commission will continue to review the proposed changes that fall within its authority under the [Federal Power Act (“FPA”).” *ISO New England, Inc. and New England Power Pool*, 95 FERC ¶ 61,384, at 62,441-42 (June 13, 2001). A composite copy of the NEPOOL Agreement is posted at: [http://www.nepool.com/uploads/Op-2d\\_RNA.pdf](http://www.nepool.com/uploads/Op-2d_RNA.pdf).

## I. DESCRIPTION OF NEPOOL; COMMUNICATIONS

NEPOOL is a voluntary association organized in 1971 pursuant to the NEPOOL Agreement, and it has grown to include more than 500 members. The Participants include all of the electric utilities rendering or receiving services under the ISO-NE Tariff, as well as independent power generators, marketers, load aggregators, brokers, consumer-owned utility systems, end users, demand response providers, developers, and a merchant transmission provider. Pursuant to revised governance provisions accepted by the Commission,<sup>3</sup> the Participants act through the NEPOOL Participants Committee. The Participants Committee is authorized by Section 6.1 of the NEPOOL Agreement and Section 8.1.3(c) of the Participants Agreement to represent NEPOOL in proceedings before the Commission. Pursuant to Section 2.2 of the Participants Agreement, “NEPOOL provide[s] the sole Participant Processes for advisory voting on ISO matters and the selection of ISO Board members, except for input from state regulatory authorities and as otherwise may be provided in the Tariff, TOA and the Market Participant Services Agreement included in the Tariff.”

All correspondence and communications in this proceeding should be addressed to the undersigned as follows:

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## II. THE AMENDMENTS

### A. Background

NEPOOL implemented with Commission approval the Gas Industry Participant arrangements pursuant to the One Hundred Twenty-First Agreement Amending the New England Power Pool Agreement in order to allow participants in the gas industry that have interests at the intersection of electric and gas market issues in New England to participate in NEPOOL.<sup>4</sup> Those arrangements established a non-voting membership for Entities meeting the

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<sup>3</sup> *ISO New England Inc. et al.*, 109 F.E.R.C. ¶ 61,147 (2004).

<sup>4</sup> *ISO New England Inc.*, Docket No. ER11-2686 (Feb. 18, 2011) (unpublished letter order).

definition of “Gas Industry Participant.” To qualify as a Gas Industry Participant under the current arrangements, an Entity must satisfy each of the following four criteria: (1) it must be “engaged in the production, gathering, processing, marketing, or transmission of natural gas for sale at wholesale or retail in one or more of the New England states”; (2) it cannot participate directly in the NEPOOL Markets (since such participation would qualify the Entity for membership in an existing sector); (3) it must be ineligible to join or designate a voting member in any other Sector (other than the End User Sector); and (4) it must elect to be treated as a Gas Industry Participant during the application process.<sup>5</sup> In addition, it must pay an application and annual fee of \$5,000. Gas Industry Participants are entitled to attend NEPOOL meetings as Participants and to receive notice of and materials for those meetings. As Entities connected with, but not directly engaged in, the New England Markets, Gas Industry Participants are non-voting and are not members of any of NEPOOL’s six Sectors.

As gas-electric coordination issues in the region have turned towards broader fuel security discussions, so too has the type of entities at the intersection with the electric markets broadened. One such entity is API, which has expressed an interest in participating as a NEPOOL member in the consideration of issues of common interest to the oil, gas and electric industries in the region. API represents companies involved in all aspects of the natural gas and oil industries, including producers, refiners, marketers, suppliers, pipeline operators, and marine transporters. It does not qualify as a Gas Industry Participant, though, because it is not itself producing, gathering, processing, marketing or transmitting those fuels.

Following discussion and consideration of several alternatives, the Participants decided to change the Gas Industry Participant arrangements in order to authorize the Participants Committee on a case-by-case basis to approve NEPOOL membership by Entities like API and other fuel industry participants to participate in NEPOOL on the same basis as the current Gas Industry Participants.<sup>6</sup>

To become effective, the Amendments were required to be approved by NEPOOL. NEPOOL approval must be achieved through balloting and a return of executed ballots by a sufficient majority of NEPOOL to meet what is defined as the Minimum Response Requirement.<sup>7</sup> The Participants Committee voted at its June 25 meeting to authorize the

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<sup>5</sup> NEPOOL Agreement § 1.28A.

<sup>6</sup> Current Gas Industry Participants are: Algonquin Gas Transmission, LLC; Excelerate Energy LP; and Repsol Energy North America Corp.

<sup>7</sup> The Minimum Response Requirement with respect to a proposed amendment to the Participants Agreement means that ballots received from Participants (in this case within five Business Days) must have satisfied the following two thresholds: (i) the sum of the Member Fixed Voting Shares of the Participant voting members whose ballots are received must equal at least 50%; and (ii) the Participants whose voting members timely return ballots for or against the amendment must have at least 50% of the Member Fixed Voting Shares in each of a majority of the activated Sectors.

balloting of the Amendments, with only one opposition and one abstention noted.<sup>8</sup> In balloting, there were sufficient executed ballots returned to satisfy the Minimum Response Requirement and the Amendments were overwhelmingly approved by a 94.25% Vote in favor, with support by members from each of NEPOOL's Sectors. A tabulation of the balloting results for the Amendments is included as Attachment 3 to this filing.

### **B. Description of the Fuels Industry Participants Amendments**

The Amendments make the following three changes to the NEPOOL Agreement: (1) Section 1.28A is revised to rename the definition of "Gas Industry Participant" to "Fuels Industry Participant"; (2) the Section 1.28A definition is expanded to include as Fuels Industry Participants, in addition to those that meet the existing criteria set forth in that Section, those entities that are determined by the Participants Committee to be a Fuels Industry Participant; and (3) all other references to "Gas Industry Participant", including in Section 1.28A and the first sentence of the last paragraph of Section 6.2, are updated to reflect the definition's new name. These NEPOOL Agreement changes are all identified in Attachment 1 of this transmittal letter.

### **III. REQUESTED EFFECTIVE DATE**

Respecting the direction from the Commission to submit changes to the NEPOOL Agreement so that they can be fully considered by the Commission before becoming effective, NEPOOL requests that the Amendments become effective on October 1, 2019. Changes to a rate schedule or tariff must be filed with the Commission not less than 60 days nor more than 120 days prior to the date on which the change is proposed to become effective.<sup>9</sup> The requested effective date is consistent with that notice requirement. Commission acceptance of the Amendments as requested will provide the opportunity shortly thereafter for API to be admitted into NEPOOL as a Fuels Industry Participant.<sup>10</sup>

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<sup>8</sup> AR Sector member Vermont Energy Investment Corp. ("VEIC") opposed; End User Sector member Michael Kuser ("Kuser") abstained. The person representing VEIC also identified opposition from the New Hampshire Office of Consumer Advocate who did not attend or have any voting representative at the meeting.

<sup>9</sup> 18 C.F.R. § 35.3(a)(1) (2019).

<sup>10</sup> At the time the Participants Committee considered whether to ballot the Amendments, it also determined that, subject to Participants Committee approval in balloting (which has occurred) and Commission acceptance of the Amendments (requested herein), that API is a Fuels Industry Participant, as permitted by the Amendments. That determination was approved (as was the balloting of the Amendments (*see n. 8 supra*)) with an opposition by VEIC and an abstention by Kuser. Accordingly, if the Commission approves the Amendments, NEPOOL expects to be in a position promptly thereafter to submit a filing with the Commission to accept API's membership in the Pool.

#### IV. ADDITIONAL SUPPORTING INFORMATION

Section 35.13 of the Commission's regulations generally requires public utilities to file certain cost and other information related to an examination of traditional cost-of-service rates.<sup>11</sup> The Amendments, however, are not a traditional "rate" and NEPOOL is not a public utility under the FPA. Nonetheless, in light of these circumstances, NEPOOL notes Section 35.13 of the Commission's regulations and submits the following additional information consistent with the identified provisions of that Section:

35.13(b)(1) - Materials included herewith are as follows:

- This transmittal letter;
- Attachment 1 – Revised sheets of the NEPOOL Agreement marked to show the changes to be made by the Amendments;<sup>12</sup>
- Attachment 2 – The One Hundred Thirty-Third Agreement amending New England Power Pool Agreement;
- Attachment 3 – Balloting Results for 133rd Agreement; and
- Attachment 4 – List of governors, utility regulatory agencies in Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island and Vermont, and other entities, to which a copy of this filing has been sent.

35.13(b)(2) – As discussed in Section III of this transmittal letter, NEPOOL requests an effective date of October 1, 2019 for the Amendments.

35.13(b)(3) – Pursuant to Section 16.11(a)(iv) of the NEPOOL Agreement and Section 17.11(e) of the Participants Agreement, Governance Participants are being served electronically rather than by paper copy. An electronic copy of this transmittal letter and the accompanying materials have also been sent to the governors and electric utility regulatory agencies for the six

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<sup>11</sup> 18 C.F.R. § 35.13 (2019).

<sup>12</sup> The Commission has relieved NEPOOL of the requirement to file changes to the NEPOOL Agreement in tariff format. *ISO New England, Inc. and New England Power Pool*, 95 FERC ¶ 61,384, at p. 62,441–42 (2001). Accordingly, the NEPOOL Agreement has not been filed formally as an eTariff pursuant to Order No. 714. Proposed changes to the NEPOOL Agreement, however, are still required to be filed with the Commission with enough information provided to permit the Commission to view the proposed changes in the context of the composite Agreement. *Id.* at 62,442. As a matter of administrative efficiency and convenience, these materials, including Attachment 1 included herewith marked to show the changes being made to the NEPOOL Agreement, were submitted using the Commission's eTariff system. A composite copy of the NEPOOL Agreement is posted at: [http://www.nepool.com/uploads/Op-2d\\_RNA.pdf](http://www.nepool.com/uploads/Op-2d_RNA.pdf).

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New England states that comprise the New England Control Area, to the New England Conference of Public Utilities Commissioners, and to the Executive Director of the New England State Committee on Electricity. The names and addresses of these governors and regulatory agencies are identified on the list included herewith as Attachment 4. In accordance with Commission rules and practice, there is no need for the Governance Participants or the entities described above to be included on the Commission's official service list in this proceeding unless such entities become intervenors in this proceeding.

35.13(b)(4) – A description of the changes effected by the Amendments are contained in Section II of this transmittal letter.

35.13(b)(5) – The reasons for this filing are discussed in Section II of this transmittal letter.

35.13(b)(6) – As discussed in Section II of this transmittal letter, the changes to the NEPOOL Agreement reflect the results of the Participant Processes required by the Participants Agreement. The Amendments were approved by the Participants Committee, pursuant to balloting under Section 6.10 of the NEPOOL Agreement, in which the Minimum Response Requirement was satisfied.

35.13(b)(7) – NEPOOL has no knowledge of any relevant expenses or costs of service that have been alleged or judged in any administrative or judicial proceeding to be illegal, duplicative or unnecessary costs that are demonstrably the product of discriminatory employment practices.

35.13(c)(1) – Fuels Industry Participants are required to pay an application and annual fee of \$5,000, which is similar to the application and annual fees required of other Participants most similarly situated.

35.13(c)(2) – This provision does not seek information that in any way would relate to this filing of the Amendments.

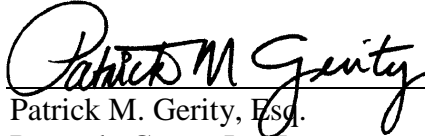
35.13(c)(3) – No specifically assignable facilities have been or will be installed or modified in connection with the Amendments.

**V. CONCLUSION**

For the reasons stated herein, NEPOOL respectfully requests that the Commission approve the Amendments as filed to become effective on October 1, 2019.

Respectfully submitted,

**NEPOOL PARTICIPANTS COMMITTEE**

A handwritten signature in black ink that reads "Patrick M. Gerity". The signature is written in a cursive style and is positioned above a horizontal line.

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Its Attorneys

**ATTACHMENT 1**



**NEW ENGLAND POWER POOL  
SECOND RESTATED NEPOOL AGREEMENT**

Reflecting the following Amendments:

<b>Agreement No.</b>	<b>Dated as of</b>	<b>Effective</b>
114	February 4, 2005	February 1, 2005
115	November 3, 2006	January 1, 2007
116	January 5, 2007	April 1, 2007
117	August 1, 2007	July 1, 2008
118	November 15, 2007	January 1, 2008
119	April 10, 2009	June 28, 2009
120	January 1, 2010	January 15, 2011
121	August 6, 2010	January 15, 2011
122	November 18, 2010	March 15, 2011
123	December 10, 2010	January 15, 2011
124	June 10, 2011	August 31, 2011
125	February 1, 2012	October 1, 2015
126	September 12, 2014	November 1, 2014
127	October 3, 2014	October 1, 2015
128	April 10, 2015	November 1, 2015
129	September 11, 2015	January 1, 2016
130	April 7, 2017	September 20, 2017
131	April 7, 2017	September 1, 2017
132	June 26, 2018	<del>November</del> October 1, 2018
133	June 26, 2018	<del>November</del> October 1, 2018

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1.16	Distributed Generation Resource Provider	10
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1.20	Effective Date	10
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<a href="#">1.28A</a>	<a href="#">Fuels Industry Participant</a>	<a href="#">11A</a>
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1.38	ISO	13
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1.27A FTR-Only Customer is a Participant (or an Individual RTO Participant) that transacts in the FTR Auction (as defined in Section I of the Tariff) and that does not participate in other markets or programs of the New England Markets.

1.28 Fully Activated Sub-Sector Voting Share is eight and one-quarter percent (8 1/4%) in the case of the Renewable Generation Sub-Sector and four and one-eighth percent (4 1/8%) in the case of each of the Distributed Generation and Load Response Sub-Sectors.

1.28A GasFuels Industry Participant is a Participant that either (i) meets all four of the following criteria:- (a) the Participant is engaged in the production, gathering, processing, marketing, or transmission of natural gas for sale at wholesale or retail in one or more of the New England states; and (b) the Participant does not participate directly in the New England Markets; and (c) the Participant is not eligible to join or designate a voting member of a Sector (other than the End User Sector); and (d) the Participant elects to be treated as a GasFuels Industry Participant before its membership application is approved by NEPOOL; or (ii) is determined by the Participants Committee to be a Fuels Industry Participant. Notwithstanding any other provision of this Agreement, a GasFuels Industry Participant shall not have the right to join, or be or vote as a member of, a Sector. A GasFuels Industry Participant, which is not a Related Person of another Participant, shall have the right however, to appoint to each Principal Committee a non-voting member, and an alternate to that member. Such a non-voting member and alternate shall have all of the rights of any other member of a Principal Committee except the right to vote or to serve as an officer of a Principal Committee.

1.29 Generation Sector is the Sector established pursuant to Section 6.2(a) of this Agreement.

1.29A GIS is the NEPOOL Generation Information System.

1.29B GIS-Only Participant is a Participant that meets all four of the following criteria: (a) the Participant owns or controls one or more certificates in the GIS (“GIS Account Holder”) or acts from time to time for GIS Account Holders in arranging for the creation, assignment, or transfer of GIS certificates; and (b) the Participant does not participate directly in the New England Markets; and (c) the Participant is not eligible to join or designate a voting member of a Sector (other than the End User Sector); and (d) the Participant elects to be treated as a GIS-Only Participant before its membership application is approved by NEPOOL. Notwithstanding any other provision of this Agreement, a GIS-Only Participant shall not have the right to join, or be or vote as a member of, a Sector; provided however, that solely for purposes of voting on matters related to the administration of the GIS, a GIS-Only Participant shall have the right to vote as a member of the Provisional Member Group Seat, and to appoint a voting member, and an alternate to that member, for those purposes. Such a voting member and alternate shall have all of the rights of any other member of a Principal Committee except the right to vote on matters unrelated to the administration of the GIS or to serve as an officer of a Principal Committee.

(f) an End User Sector, which an End User Participant is eligible to join provided all of its Related Persons which are either Participants or Individual RTO Participants are also eligible to join the End User Sector. Unless a Government Entity is a Related Person of a member of the Publicly Owned Entity Sector, a Government Entity shall join the End User Sector. Participants which join the End User Sector shall be entitled to designate an individual voting member of each Principal Committee and an alternate to the member; provided, however, that a voting member, and the alternate to the member, designated by a Small End User shall not be a Related Person of another Participant in a Sector other than the End User Sector.

(g) a Provisional Member that does not have a Related Person that is a member of a Sector and a Small Standard Offer Service Provider shall be in the Provisional Member Group Seat.

All Participants (other than Data-Only Participants, ~~Gas~~Fuels Industry Participants, GIS-Only Participants, and Provisional Members) have the right to join and be a member of a Sector. If a Participant ceases to be eligible to be a member of the Sector which it previously joined (or the Provisional Member Group Seat) and is not eligible to join another existing Sector other than the End User Sector, it shall have the right to remain and vote in the Sector in which the Participant is currently a member (or the Provisional Member Group Seat) for up to one (1) year. By the end of such year, either (a) this Agreement shall be amended pursuant to Section 6.10 such that qualifications for an existing Sector are changed so that the Participant qualifies for membership in an existing Sector or a new Sector is created, or (b) the Participants Committee shall seek Commission approval to terminate the Participant status of the Participant.

6.3 Appointment of Members and Alternates. A Participant or group of Participants shall designate, by a written notice delivered to the Secretary of the appropriate Committee, the voting member appointed by it for the Committee and an alternate of the member. In the absence of the member, the alternate shall have all the powers of the member, including the power to vote. A Participant may change the Sector of which it is a member. Other than for Sector changes required by Section 6.4(c), a change in the Sector in which a Participant is a member shall become effective beginning on the first annual meeting of the Participants Committee following notice of such change.

6.4 Term of Members. Each voting member of a Principal Committee shall hold office until either (a) such member is replaced by the Participant or group of Participants which appointed the member, or (b) the appointing Participant ceases to be a Participant, or (c) the appointing Participant (or its Related Person) is no longer eligible to be in the Sector to which it belongs, but is eligible to join a different Sector. Replacement of a member shall be effected by delivery by a Participant or group of Participants of written notice of such replacement to the Secretary of the appropriate Committee.

**ATTACHMENT 2**

**ONE HUNDRED THIRTY-FIRST AGREEMENT AMENDING  
NEW ENGLAND POWER POOL AGREEMENT  
(Fuels Industry Participants)**

THIS ONE HUNDRED THIRTY-THIRD AGREEMENT AMENDING NEW ENGLAND POWER POOL AGREEMENT, dated as of June 25, 2019 (“133rd Agreement”), amends the New England Power Pool Agreement (the “NEPOOL Agreement”).

WHEREAS, effective February 1, 2005 the NEPOOL Agreement was amended by the One Hundred Seventh Agreement Amending New England Power Pool Agreement and restated as the Second Restated NEPOOL Agreement, and has subsequently been amended numerous times; and

WHEREAS, the Participants desire to amend further the Second Restated NEPOOL Agreement to reflect the revision detailed herein.

NOW, THEREFORE, upon approval of this 133rd Agreement by the NEPOOL Participants Committee in accordance with the procedures set forth in the Second Restated NEPOOL Agreement, the Participants agree as follows:

**SECTION 1  
AMENDMENTS**

1.1 Amendment to Section 1.28A. The definition of Gas Industry Participant is renamed “Fuels Industry Participant” and is amended to read as follows:

Fuels Industry Participant is a Participant that either (i) meets all four of the following criteria: (a) the Participant is engaged in the production, gathering, processing, marketing, or transmission of natural gas for sale at wholesale or retail in one or more of the New England states; and (b) the Participant does not participate directly in the New England Markets; and (c) the Participant is not eligible to join or designate a voting member of a Sector (other than the End User Sector); and (d) the Participant elects to be treated as a Fuels Industry Participant before its membership application is approved by NEPOOL; or (ii) is determined by the Participants Committee to be a Fuels Industry Participant. Notwithstanding any other provision of this Agreement, a Fuels Industry Participant shall not have the right to join, or be or vote as a member of, a Sector. A Fuels Industry Participant, which is not a Related Person of another Participant, shall have the right however, to appoint to each Principal Committee a non-voting member, and an alternate to that member. Such a non-voting member and alternate shall have all of the rights of any other member of a Principal Committee except the right to vote or to serve as an officer of a Principal Committee.

1.2 Amendment to Section 6.2. The first sentence of the last paragraph of Section 6.2 is amended to read as follows:

All Participants (other than Data-Only Participants, Fuels Industry Participants, GIS-Only Participants, and Provisional Members) have the right to join and be a member of a Sector.

## **SECTION 2 MISCELLANEOUS**

- 2.1 This 133rd Agreement shall become effective September 15, 2019, or on such other date as the Commission shall provide that the amendment reflected herein shall become effective.
- 2.2 Capitalized terms used in this 133rd Agreement that are not defined herein shall have the meanings ascribed to them in the Second Restated NEPOOL Agreement.

**ATTACHMENT 3**



**NEPOOL PARTICIPANTS COMMITTEE**  
**133rd Agreement Balloting Results**

<b><u>GENERATION SECTOR</u></b>	<b><u>Votes *</u></b>	<b><u>IN FAVOR</u></b>	<b><u>OPPOSED</u></b>	<b><u>ABSTAINED</u></b>
Dominion Energy Generation Marketing, Inc.	F	2.399		
FirstLight Power Management, LLC	F	2.399		
Footprint Power Salem Harbor Dev.)	F	2.399		
Nautilus Power, LLC	F	2.399		
NextEra Energy Resources, LLC	F	2.399		
NRG Power Marketing, LLC	F	2.399		
Verso Maine Energy LLC	F	2.399		
<b>Subtotal.....</b>	<b>7</b>	<b>16.79</b>	<b>0.00</b>	<b>0</b>

While there were 14 voting members in the Generation Sector, only 7 voting members voted on this amendment. Because this satisfied the Sector Quorum Requirements for the Generation Sector, the Member Adjusted Voting Share for voting Participants was 2.399%.

<b><u>TRANSMISSION SECTOR</u></b>	<b><u>Votes *</u></b>	<b><u>IN FAVOR</u></b>	<b><u>OPPOSED</u></b>	<b><u>ABSTAINED</u></b>
Avangrid (CMP/UI)	F	4.198		
Emera (Emera Maine/Emera Energy)	A			0.5
National Grid (New England Power Company)	F	4.198		
Eversource Energy	F	4.198		
Vermont Electric Power Company	F	4.198		
<b>Subtotal.....</b>	<b>4</b>	<b>16.79</b>	<b>0</b>	<b>0.5</b>

While there were 5 full voting members in the Transmission Sector, only 4.5 votes were received on this amendment (Emera Maine and the Emera Energy Services Subsidiaries, Related Persons, split their vote evenly between the companies' transmission (Emera Maine) and generation (Emera Energy) interests. Emera Maine abstained and no vote was received from Emera Energy). The Transmission Sector satisfied its Sector Quorum Requirements and the Member Adjusted Voting Share for those voting was 4.198%.

<b><u>ALTERNATIVE RESOURCES SECTOR</u></b>	<b><u>Votes *</u></b>	<b><u>IN FAVOR</u></b>	<b><u>OPPOSED</u></b>	<b><u>ABSTAINED</u></b>
<b>Renewable Generation Sub-Sector</b>				
Great River Hydro, LLC	F	1.604		
Novatus Energy	F	1.604		
Wheelabrator/Macquarie	F	1.604		
Small Group Member	F	1.604		
<b>Distributed Generation Sub-Sector</b>				
(none received)				
<b>Load Response Sub-Sector</b>				
Enel X North America, Inc.	F	3.208		
Vermont Energy Investment Corporation	O		3.208	
Small Group Member	Split			
Energy Federation Inc.	O		1.604	
Tangent Energy Solutions, Inc.	F	1.604		
<b>Subtotal.....</b>	<b>7</b>	<b>11.23</b>	<b>4.81</b>	<b>0</b>

The Load Response Sub-Sector satisfied its Sub-Sector Quorum Requirement; the Renewable Generation Sub-Sector did not. No votes were received from the Distributed Generation Sub-Sector. Accordingly, member voting shares were adjusted as noted above.

**NEPOOL PARTICIPANTS COMMITTEE**  
**133rd Agreement Balloting Results**

<b><u>SUPPLIER SECTOR</u></b>	<b>Votes *</b>	<b><u>IN FAVOR</u></b>	<b><u>OPPOSED</u></b>	<b><u>ABSTAINED</u></b>
Block Island Power Company	F	0.933		
Brookfield Energy Marketing Inc.	F	0.933		
C.N. Brown Electricity, LLC	F	0.933		
Calpine Energy Services, LP	F	0.933		
Centre Lane Trading Limited	F	0.933		
Competitive Energy Services, LLC	F	0.933		
Consolidated Edison Energy, Inc.	F	0.933		
Cross-Sound Cable Company	F	0.933		
DC Energy, LLC	A			1
Direct Energy Business, LLC	F	0.933		
Dynergy Marketing and Trade, LLC	F	0.933		
Entergy Nuclear Power Marketing LLC	F	0.933		
Exelon Generation Company	O		0.933	
Galt Power, Inc.	F	0.933		
H.Q. Energy Services (U.S.) Inc.	F	0.933		
Long Island Lighting Company d/b/a LIPA	F	0.933		
Maine Power, LLC	F	0.933		
PNE Energy Supply	F	0.933		
PSEG Energy Resources & Trade LLC	F	0.933		
Vitol Inc.	A			1
<b>Subtotal.....</b>	<b>18</b>	<b>15.86</b>	<b>0.93</b>	<b>2</b>

While there were 131 voting members in the Supplier Sector, only 18 votes were cast on this amendment (abstentions are not counted). Because this satisfied the Sector Quorum Requirements for the Supplier Sector, the Member Adjusted Voting Share for voting Participants was 0.933%.

<b><u>END USER SECTOR</u></b>	<b>Votes *</b>	<b><u>IN FAVOR</u></b>	<b><u>OPPOSED</u></b>	<b><u>ABSTAINED</u></b>
Associated Industries of Massachusetts	F	0.730		
Bath Iron Works Corporation	F	0.730		
Connecticut Office of Consumer Counsel	F	0.730		
Conservation Law Foundation	F	0.730		
Durgin and Crowell Lumber Co.	F	0.730		
Elektrisola, Inc.	F	0.730		
Environmental Defense Fund	F	0.730		
Hanover, NH (Town of)	F	0.730		
Harvard Dedicated Energy Limited	F	0.730		
High Liner Foods (USA) Inc.	F	0.730		
Industrial Energy Consumer Group	F	0.730		
King Forest Industries, Inc.	F	0.730		
Maine Public Advocate Office	F	0.730		
Maine Skiing, Inc.	F	0.730		
Mass. Attorney General's Office	F	0.730		
The Moore Company	F	0.730		
Natural Resources Defense Council	F	0.730		
Nylon Corporation of America	F	0.730		
PowerOptions, Inc.	F	0.730		
St. Anselm College	F	0.730		
Shipyards Brewing Co., LLC	F	0.730		
The Energy Consortium	F	0.730		
Utility Services Inc.	A			1
Z-TECH, LLC	F	0.730		
<b>Subtotal.....</b>	<b>23</b>	<b>16.79</b>	<b>0.00</b>	<b>1</b>

While there were 42 voting members in the End User Sector, only 23 members voted on this amendment (abstentions are not counted). Because this satisfied the Sector Quorum Requirements for the End User Sector, the Member Adjusted Voting Share for voting Participants was 0.730%.

**NEPOOL PARTICIPANTS COMMITTEE**  
**133rd Agreement Balloting Results**

<b><u>PUBLICLY OWNED ENTITY SECTOR</u></b>	<b>Votes *</b>	<b><u>IN FAVOR</u></b>	<b><u>OPPOSED</u></b>	<b><u>ABSTAINED</u></b>
Ashburnham Municipal Light Plant	F	0.357		
Belmont Municipal Light Department	F	0.357		
Boylston Municipal Light Department	F	0.357		
Chester Municipal Light Department	F	0.357		
Chicopee Municipal Lighting Plant	F	0.357		
Concord Municipal Light Plant	F	0.357		
Danvers Electric Division	F	0.357		
Georgetown Municipal Light Department	F	0.357		
Groton Electric Light Department	F	0.357		
Groveland Electric Light Department	F	0.357		
Hingham Municipal Lighting Plant	F	0.357		
Holden Municipal Light Department	F	0.357		
Holyoke Gas & Electric Department	F	0.357		
Hull Municipal Lighting Plant	F	0.357		
Ipswich Municipal Light Department	F	0.357		
Littleton (MA) Electric Light Department	F	0.357		
Littleton (NH) Water & Light Department	F	0.357		
Mansfield Municipal Electric Department	F	0.357		
Marblehead Municipal Light Department	F	0.357		
Massachusetts Bay Transportation Authority	F	0.357		
Mass. Municipal Wholesale Electric Company	F	0.357		
Merrimac Municipal Light Department	F	0.357		
Middleborough Gas and Electric Department	F	0.357		
Middleton Municipal Electric Department	F	0.357		
New Hampshire Electric Cooperative	F	0.357		
North Attleborough Electric Department	F	0.357		
Norwood Municipal Light Department	F	0.357		
Pascoag Utility District	F	0.357		
Paxton Municipal Light Department	F	0.357		
Peabody Municipal Light Plant	F	0.357		
Princeton Municipal Light Department	F	0.357		
Reading Municipal Light Department	F	0.357		
Rowley Municipal Lighting Plant	F	0.357		
Russell Municipal Light Department	F	0.357		
Shrewsbury's Electric & Cable Operations	F	0.357		
South Hadley Electric Light Department	F	0.357		
Sterling Municipal Electric Light Department	F	0.357		
Stowe (VT) Electric Department	F	0.357		
Taunton Municipal Lighting Department	F	0.357		
Templeton Municipal Lighting Plant	F	0.357		
Vermont Electric Cooperative	F	0.357		
Village of Hyde Park (VT) Electric Dept.	F	0.357		
Wakefield Municipal Gas and Light Department	F	0.357		
Wallingford, Town of	F	0.357		
Wellesley Municipal Light Plant	F	0.357		
West Boylston Municipal Lighting Plant	F	0.357		
Westfield Gas & Electric Light Department	F	0.357		
<b>Subtotal.....</b>	<b>47</b>	<b>16.79</b>	<b>0.00</b>	<b>0</b>

While there were 58 voting members in the Publicly Owned Entity Sector, only 47 members voted on this amendment. Because this satisfied the Sector Quorum Requirements for the Publicly Owned Entity Sector, the Member Adjusted Voting Share for voting Participants was 0.357%.

<b><u>PROVISIONAL GROUP MEMBER</u></b>	<b>Votes *</b>	<b><u>IN FAVOR</u></b>	<b><u>OPPOSED</u></b>	<b><u>ABSTAINED</u></b>
Anbaric Development Partners, LLC	A	0.00	0.00	1
<b>Subtotal.....</b>	<b>0</b>	<b>0.00</b>	<b>0.00</b>	<b>1</b>

Because the Provisional Member vote received was an abstention, the Provisional Member's Member Adjusted Voting Share on the amendment was 0%.

<b>TOTAL</b>	<b>106</b>	<b>94.25</b>	<b>5.75</b>	<b>4.5</b>
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\*Votes: F = In Favor

\*Votes: O = Opposed

\*Votes: A = Abstention

**ATTACHMENT 4**

**New England Governors  
and Utility Regulatory  
and Related Agencies**

**August 1, 2019**

***Connecticut***

The Honorable Ned Lamont, Jr.  
State Capitol  
210 Capitol Ave.  
Hartford, CT 06106

Connecticut Public Utilities Regulatory Authority  
10 Franklin Square  
New Britain, CT 06051-2605

***Maine***

The Honorable Janet T. Mills  
One State House Station  
Rm. 236  
Augusta, ME 04333-0001

Maine Public Utilities Commission  
18 State House Station  
242 State Street  
Augusta, ME 04333-0018

***Massachusetts***

The Honorable Charlie Baker  
Office of the Governor  
Rm. 360 State House  
Boston, MA 02133

Massachusetts Department of Public Utilities  
One South Station  
Boston, MA 02110

***New Hampshire***

The Honorable Christopher T. Sununu  
State House  
107 North Main Street  
Concord, NH 03301

New Hampshire Public Utilities Commission  
21 South Fruit Street  
Suite 10  
Concord, NH 03301-2429

***Rhode Island***

The Honorable Gina M. Raimondo  
82 Smith Street  
Providence, RI 02903

Rhode Island Public Utilities Commission  
89 Jefferson Boulevard  
Warwick, RI 02888

***Vermont***

The Honorable Philip B. Scott  
109 State Street, Pavilion  
Montpelier, VT 05609

Vermont Public Utility Commission  
112 State Street, Drawer 20  
Montpelier, VT 05620-2701

**New England Governors  
and Utility Regulatory  
and Related Agencies**

**August 1, 2019**

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