



THE COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF PUBLIC UTILITIES

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January 17, 2025

VIA Email

Paul Gromer, Esq.
Paul Gromer, LLC
85 Merrimac Street, 3rd Floor
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RE: Town of Spencer, D.P.U. 24-107

Dear Attorney Gromer:

On July 25, 2024, the Town of Spencer ("Spencer" or "Town"), through its agent MassPowerChoice, LLC, 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 November 18, 2024, pursuant to an October 9, 2024 notice of filing, public hearing, and request for comments.¹

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. The Municipal Aggregation Guidelines ("Guidelines") for municipal aggregation plan filings establish the specific requirements for all Plans. Municipal Aggregation Guidelines, D.P.U. 23-67-A (2024).

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

¹ The Department did not receive any comments.

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.

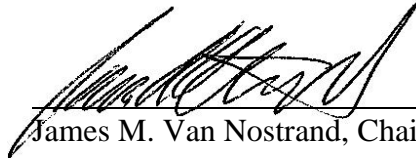
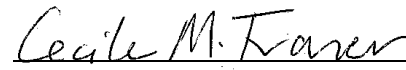
Table 1

Guidelines	Plan
III. Procedural Requirements	
A. Initiation of Process	Petition, Attachment III.A
B. Consultation with DOER	Petition, Attachment III.B
C. Public Review	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	
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 IV.B.6.a
b. Notification of Product Change	Section IV.B.6.b
c. Other Notifications	Section IV.B.6.c
i. General Program Information	
ii. Program Supplier Communication	
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.C
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	Section IX
A. Plan Modifications	
B. Program Consultant	
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 Spencer, 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.