STATE OF CONNECTICUT
PUBLIC UTILITIES REGULATORY AUTHORITY

RE:	**APPLICATION OF CL&P DBA**	**:**	**DOCKET NO. 26-05-10**
	EVERSOURCE ENERGY TO	**:**	
	AMEND ITS RATE SCHEDULES	**:**	**SEPTEMBER 3, 2026**

MOTION OF THE OFFICE OF CONSUMER COUNSEL FOR CLARIFICATION

The Office of Consumer Counsel ("OCC") respectfully submits this Motion for Clarification to the Public Utilities Regulatory Authority ("Authority") regarding the scope of the current proceeding with respect to the performance-based ratemaking ("PBR") proposal submitted by the Connecticut Light and Power Company dba Eversource Energy ("Eversource").

The Application to Amend Its Rate Schedules submitted by Eversource includes a request for a PBR rate plan, including a multi-year rate plan with a revenue cap formula supported by a total factor productivity ("TFP") study. The Authority has not issued Final Decisions in the PBR framework dockets (the reopeners associated with Docket No. 21-05-15), and the schedules for those dockets were recently updated to remove all future entries and the new Draft Decision date in Docket No. 21-05-15RE01. As a result, parties to this proceeding will not have the guidance of any PBR framework in time to meaningfully integrate it into the present proceeding or evaluate Eversource's proposal against these decisions.[1]

This procedural posture is even more concerning to OCC given that the preliminary review indicates Eversource's PBR framework diverges significantly from what was discussed and analyzed over the course of several years and memorialized in the original Draft Decisions. One example is that the X Factor in Eversource's proposal is significant in escalating authorized revenues associated with only operations and maintenance; however, the RE01 original proposed decision envisioned a revenue cap formula that would apply to revenue requirements associated with both capital and operational and maintenance expenditures. Eversource's proposal is not in line with PBR best practices and puts ratepayers at risk. Unfortunately, there are other areas like this where Eversource is proposing a new framework and there is scant time to address the proposal's numerous and significant deviations from the content of the PBR Draft Decisions.

Although OCC believes that metrics, scorecards, and performance incentive mechanisms are appropriate to address within the current proceeding, it is difficult to discern how the Authority can evaluate or approve a full multi-year PBR plan that includes capital forecasts for out-years and a TFP study limited to operations and maintenance as proposed following the recent procedural pause in the PBR dockets. OCC does not believe PBR should be addressed in this proceeding without the guidance of Final Decisions in the PBR dockets, but if the Authority intends to consider

[1] OCC also respectfully notes that at this juncture, it does not have the resources to evaluate new framework decisions while trying to prepare PFT by October 21st.

Eversource's proposed capital forecast and revenue cap formula, including the TFP study, OCC and other parties and stakeholders need to prepare accordingly.

As a result, OCC respectfully requests that the Authority clarify if it intends to evaluate the TFP study and a multi-year rate plan with a revenue cap formula as part of this proceeding, and if so, whether PURA will be retaining a consultant to evaluate the TFP study. Importantly, the original draft proposed final decision in RE01 states that "PURA may retain a consultant pursuant to General Statutes § 16-18a to, for example, critically analyze and run alternative specifications on the TFP model."[2] Given the expense of a TFP modeling consultant, it would support efficiencies in ratepayer investments if the Authority were able to clarify whether it is retaining a consultant as contemplated in the original draft proposed final decision in RE01. The schedule allows only approximately one and a half months until pre-filed testimony is due, so this additional guidance will help ensure the proper allocation of limited resources and that ratepayer interests are fairly represented in this proceeding.

OCC thanks the Authority for its consideration.

Respectfully submitted,
STATE OF CONNECTICUT
OFFICE OF CONSUMER COUNSEL

CLAIRE E. COLEMAN
CONSUMER COUNSEL

By: */s/ Andrew W. Minikowski*
Andrew Minikowski
Agency Legal Director
10 Franklin Square
New Britain, CT 06051
860.827.2924

CERTIFICATE OF SERVICE

I do hereby certify that on this day the foregoing document was filed with the Public Utilities Regulatory Authority, and copies thereof were served upon each person designated on the official service list in this proceeding in accordance with R.C.S.A. § 16-1-15.

Dated at New Britain, Connecticut this 3rd day of September, 2026.

/s/ *Andrew W. Minikowski*
Commissioner of the Superior Court

[2] 21-05-15RE01, Proposed Final Decision, July 14, 2025, Page 22.