

**STATE OF RHODE ISLAND
PUBLIC UTILITIES COMMISSION**

In re: Rhode Island Energy Advanced Metering Functionality Business Case and Cost Recovery Proposal : : **DOCKET NO. 22-49-EL**

MOTION TO INTERVENE

Mission:data Coalition (“Mission:data”) hereby respectfully requests that the Public Utilities Commission (“Commission”) grant Mission:data’s intervention in the above-referenced docket pursuant to Rule 1.14 of the Commission’s Rules of Practice and Procedure (“Rules”). The reasons for intervention are set forth in this Motion to Intervene (“Motion”). Rhode Island Energy was contacted regarding whether they would object to this motion and were not able to establish a position prior to the filing deadline.

INTRODUCTION

1. On November 18, 2022, Narragansett Electric Co. d/b/a Rhode Island Energy filed its advanced metering functionality (“AMF”) business case.
2. Mission:data is a not-for-profit organization focused on advancing policies that improve customers’ access to, and utilization of, their own energy-related data held by regulated monopolies. The coalition includes approximately 30 supporters who are technology companies delivering consumer-focused energy services, representing over \$1 billion/year in energy management business across North America. Mission:data believes that consumers should have convenient access to the best available information about their own energy use in order to save money and take advantage of innovative energy-related services. Mission:data advocates across the country for “data portability” policies based on widely-adopted national standards and best

practices. National standards are essential to the development of a robust, innovative and national market for customer choice in demand management technologies.

LEGAL STANDARD

3. Intervention in Commission proceedings is governed by Rules 1.14 which provides that “any person claiming a right to intervene or an interest of such nature that intervention is necessary or appropriate may intervene in any proceeding before the Commission.”

4. The Commission may grant the motion to intervene when (1) the right of intervention is conferred by statute, (2) a movant may be bound the Commission’s action in the proceeding and its interests are not adequately represented by existing parties, or (3) the movant’s intervention is in the public interest. Rule 1.14(B)(1) through (3).

ARGUMENT

5. Mission:data’s intervention in this docket is appropriate, as its interests in this docket are not adequately represented by existing parties.

6. Mission:data member companies provide energy-related products and services to residential, commercial, and industrial customers, including demand response, bill management, virtual energy audits, virtual power plants, environment/social/governance reporting, electricity demand forecasting, rooftop solar, advanced measurement and verification, and many others.

Many of these members are active in Rhode Island and have customers in Rhode Island. The ability of these members to serve customers in Rhode Island both now and in the future depends upon the policies and methods for accessing customer data with customer permission that are at issue in the present docket.

7. In its AMF proposal, Rhode Island Energy discusses numerous technical and policy matters of direct import to Mission:data and its members.

8. This includes opportunities for third parties to serve customers with energy-related services. Narragansett Electric Company d/b/a Rhode Island Energy, Advanced Metering Functionality Business Case. RIPUC Docket No. 22-49-EL. November 18, 2022. Book 1 of 3 at 81:7-20.

9. It also includes utilization of Green Button Connect, which is a technical standard for consumers to share their energy-related data with third parties of their choice;; data governance and cybersecurity; the latency of meter readings being available to consumers and the Customer Portal, both of which affect how effectively consumers and their devices can respond to price or consumption signals; and the Home Area Network (“HAN”), which provides real-time usage data to certain types of eligible devices. Id. at 107:3-6; Attachment G; Attachment E; and 80:17-20.

10. Mission:data member companies provide services that receive customer data via Green Button Connect and HAN and thus will be directly impacted by the outcomes of this proceeding.

11. Mission:data has been deeply involved in the development of “data portability” proceedings at other state commissions across the country. Since 2013, co-founder and President, Michael Murray, has participated in data privacy, data access, smart meter applications and rate cases in fourteen states and the District of Columbia. Through formal participation in this proceeding, Mr. Murray expects to assist the Commission in developing a robust record and incorporating lessons learned from other jurisdictions regarding data portability, privacy, fair competition, and access to energy management services.

CONCLUSION

For the foregoing reasons, Mission:data hereby requests that the Commission grant its motion to intervene in this proceeding as a full party.

WHEREFORE, Mission:data Coalition respectfully requests that the Commission grant its Motion to Intervene as stated herein, and that it be granted a full party in this proceeding.

Respectfully submitted,

James G. Rhodes (#8983)
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Dated: December 30th, 2022

Certificate of Service

Consistent with Rules 1.6(G) and Rule 1.8, I hereby certify that an electronic copy of the Motion to Intervene and Notice of Appearance of Counsel were served via electronic mail to the service list used by RI Energy on 11/18/2022. An original and nine (9) copies will follow by USPS.

James Rhodes

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APPEARANCE OF COUNSEL

Pursuant to Rule 1.5 of the Rhode Island Public Utilities Commission's Rules of Practice and Procedures please enter my appearance on behalf of Mission:data Coalition in the above-captioned proceeding.

Respectfully submitted,

James G. Rhodes (#8983)
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Dated: December 30th, 2022