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October 27, 2023

Ms. Luly Massaro, Clerk
Rhode Island Public Utilities Commission
89 Jefferson Boulevard
Warwick, RI 02888

Re: *Docket No. 22-32-EL*

Dear Ms. Massaro:

Enclosed please find an original and nine copies of the following document:

1. Bay State Wind LLC's Motion to Intervene.

Please note that an electronic copy of this document has been provided to the service list.

Thank you for your attention to this matter.

Sincerely,



Joseph A. Keough, Jr.

cc: Service List (via electronic mail)

**STATE OF RHODE ISLAND
PUBLIC UTILITIES COMMISSION**

IN RE: THE NARRAGANSETT ELECTRIC	:	
COMPANY d/b/a RHODE ISLAND ENERGY'S	:	
BID RESULT FROM OCTOBER 2022 REQUEST	:	
FOR PROPOSAL FOR LONG-TERM CONTRACT	:	
FOR OFFSHORE WIND ENERGY - FILING	:	DOCKET NO. 23-32-EL
TO PUC THAT THE BID WAS UNLIKELY TO	:	
LEAD TO CONTRACT THAT MEETS THE	:	
REQUIREMENTS OF SECTIONS 6 AND 10	:	
OF R.I. GEN. LAWS § 39-31-10	:	

BAY STATE WIND LLC's MOTION TO INTERVENE

I. INTRODUCTION

Now comes Bay State Wind LLC ("Bay State Wind"), and pursuant to the Rhode Island Public Utilities Commission's Rules of Practice and Procedure (801-RICR-00-00-1, et. seq.) hereby requests that it be allowed to intervene in the above-captioned Docket.

II. INTERVENTION STANDARD

Intervention in proceedings before the Rhode Island Public Utilities Commission ("Commission") is governed by Rule 1.14 of the Commission's Rules of Practice and Procedure (801-RICR-00-00-1.14), which states:

"Subject to the provisions of these rules, 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. Such right or interest may be:

- (1) A right conferred by statute.
- (2) An interest which may be directly affected and which is not adequately represented by existing parties and as to which movants may be bound by the Commission's action in the proceeding. (The following may have such an interest: consumers served by the applicant, defendant, or respondent; holders of securities of the applicant, defendant, or respondent.)

- (3) Any other interest of such nature that movant's participation may be in the public interest.”

III. FACTS AND GROUNDS IN SUPPORT OF INTERVENTION

On October 14, 2022, The Narragansett Electric Company d/b/a Rhode Island Energy (“Rhode Island Energy”) issued a Request for Proposals (“RFP”) for Long-Term Contracts for Offshore Wind Energy (“OSW RFP”) pursuant to the Rhode Island Affordable Clean Energy and Security Act (“ACES”), R.I.G.L. § 39-31-1, et. seq. Bay State Wind was the only bidder who submitted a response to the OSW RFP. Following its review of Bay State Wind’s proposal, Rhode Island Energy determined that the proposal did not meet the requirements of ACES. Thus, on September 27, 2023, Rhode Island Energy submitted a filing notifying the Commission of its decision pursuant to R.I.G.L. § 39-31-10.

As the sole bidder in response to the OSW RFP, Bay State Wind has a significant interest in the subject matter of this Docket that will be directly affected by the Commission’s review and decision. These interests are not adequately represented or protected by the existing parties in this Docket, and Bay State Wind will be bound by the Commission’s action in this Docket. Furthermore, as the sole bidder, it is in the public interest that Bay State Wind participate in this proceeding.

Furthermore, on October 27, 2023, Bay State Wind notified Rhode Island Energy that it was withdrawing its bid in response to the OSW RFP. (Exhibit 1) Thus, Bay State Wind also seeks to intervene to request that this Docket be closed due to the bid withdrawal.

Finally, Bay State Wind consulted with Rhode Island Energy, and confirms to the Commission that Rhode Island Energy has no objection to this Motion to Intervene.

IV. CONCLUSION

Wherefore, for the reasons set forth herein, Bay State Wind LLC asserts that it meets the standards for intervention under Rule 1.14 and requests that the Rhode Island Public Utilities Commission grant the relief sought herein.

Bay State Wind LLC,
By its attorney,



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EXHIBIT 1



Orsted North America Inc.
399 Boylston Street
12th Floor
Boston, MA 02116

VIA FEDEX AND EMAIL

October 27, 2023

James M. Rouland, Manager – Regulatory Policy
PPL Services Corporation.
827 Hausman Road,
1st Floor
Allentown, PA 18104
jmrouland@pplweb.com

RE: Withdrawal of Bay State Wind LLC's Rhode Island Offshore Wind Proposals

Dear Mr. Rouland:

I write to withdraw the proposals submitted by Bay State Wind LLC ("BSW"), a wholly-owned indirect subsidiary of Orsted North America Inc., to the Narragansett Electric Company d/b/a Rhode Island Energy ("Rhode Island Energy") in connection with Rhode Island Energy's 2022 Request for Proposals for Long-Term Contracts for Offshore Wind Energy (the "RFP"), in which BSW was the only proposer, and in which Rhode Island Energy has sought authorization from the Rhode Island Public Utilities Commission ("RIPUC") to make no award.

BSW submitted its proposals on March 10, 2023. Pursuant to Section 2.2.4.1 of the RFP, BSW included a certification verifying that the prices, terms and conditions of its proposals would be valid for 184 days. As of September 14, 2023, those elements of the proposals were no longer required to remain valid. Accordingly—and in light of Rhode Island Energy's pending request to the RIPUC—BSW hereby withdraws proposals with immediate effect.

BSW also intends to move to intervene in the RIPUC proceeding for Rhode Island Energy's request, in order to notify RIPUC of this withdrawal.

For the avoidance of doubt, Bay State Wind maintains its request for confidential treatment for the previously-identified commercially sensitive portions of its proposals and related communications.

Thank you for your attention to this matter. Please do not hesitate to contact me with questions.

Very truly yours,

Christian Bjøl
Authorized Representative
Bay State Wind LLC
(917) 355-6030
CHBJO@orsted.com

Cc (by email): rieoswrfp@pplweb.com

CERTIFICATION

I hereby certify that on October 27, 2023, I sent a copy of the within to all parties set forth on the attached Service List by electronic mail and copies to Luly Massaro, Commission Clerk, by electronic mail and regular mail.

Name/Address	E-mail Distribution	Phone
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Luly E. Massaro, Commission Clerk Public Utilities Commission 89 Jefferson Blvd. Warwick RI 02888	Luly.massaro@puc.ri.gov ;	401-780-2107
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