



THE COMMONWEALTH OF MASSACHUSETTS  
DEPARTMENT OF PUBLIC UTILITIES

CHARLES D. BAKER  
GOVERNOR

KARYN E. POLITO  
LIEUTENANT GOVERNOR

MATTHEW A. BEATON  
SECRETARY OF ENERGY  
AND ENVIRONMENTAL AFFAIRS

ONE SOUTH STATION  
BOSTON, MA 02110  
(617) 305-3500

ANGELA M. O'CONNOR  
CHAIRMAN

JOLETTE A. WESTBROOK  
COMMISSIONER

ROBERT E. HAYDEN  
COMMISSIONER

January 25, 2017

VIA FIRST CLASS AND ELECTRONIC MAIL

AliYah Chidubem  
Rayah Power Integration Corp.  
21 Bond St.  
Spencer, MA 01562  
[achidubem@rayahsolar.com](mailto:achidubem@rayahsolar.com)

**RE: Notice of Deficient Petition for an Exception from Net Metering Regulations**

Dear Ms. Chidubem:

On January 3, 2016, Rayah Solar ("Petitioner") filed with the Department of Public Utilities ("Department") a petition for an exception from the net metering regulations pursuant to 220 C.M.R. § 18.00 et seq., under 220 C.M.R. § 18.09(7) ("Petition"). The Department docketed the Petition as D.P.U. 17-01. This letter is to inform you that the Petition is deficient in the following ways:

- Does not clearly identify the regulatory or decisional requirements for which an exception is sought. [D.P.U. 15-124 at 2.](#)
- Does not sufficiently set forth the legal, business, commercial, economic, or other issues presented in connection with the requested exception. [D.P.U. 15-124 at 2.](#)
- Does not state the specific relief or remedy requested. [D.P.U. 15-124 at 2.](#)
- Does not provide sufficient detail with regard to the net metering facility or facilities at issue in the Petition (capacity, distribution company service territory, etc.) (please include any and all supporting materials).

Does not include an explanation of communication(s) with the Administrator of the System of Assurance of Net Metering Eligibility and the affected electric distribution company concerning the issues underlying the petition. [D.P.U. 15-124 at 8](#). The Petition specifically references communications with Fitchburg Gas and Electric Light Company d/b/a Unitil as support for the requested relief but does not provide sufficient detail or supporting materials.

Does not include direct testimony or an affidavit from the Petitioner or supporting witness(es). [D.P.U. 15-124 at 2, and 8, footnote 8](#), and [D.P.U. 15-159 at 8, footnote 9](#). The Department provides sample affidavits in [Hearing Officer Memorandum at 1, March 30, 2016](#).

Petitioning under the good cause standard, and does not explain how the request meets the good cause requirements for an exception. [D.P.U. 15-124 at 2](#).

Petition was filed by an attorney but does not include an appearance of counsel.

Petition was filed by an attorney but does not include a certificate of service.

Petition was filed by a representative of an entity, but is not represented by an attorney. [447 Mass. 847, 850-851 \(2006\)](#). The attorney should file a notice of appearance in the proceeding. [220 C.M.R. § 1.02\(7\)](#). Note that if petitioning as an individual, you may appear before the Department pro se, without legal representation, but the petition must be re-filed to reflect an individual as the petitioner.

Please submit a supplemental filing in D.P.U. 17-01 addressing the above-listed deficiencies. The Department will not take any further action in D.P.U. 17-01 until the above-requested supplemental information is received.

For guidance on how to draft your supplemental filing, please review the Department's [Open and Closed Net Metering Dockets](#) and [Net Metering Frequently Asked Questions and Answers](#) webpages.

If you have any questions regarding this matter, please contact me at: (617) 305-3519.

Sincerely,

/s/

Kate S. Tohme  
Hearing Officer

cc: Service List, D.P.U. 17-01  
Mark D. Marini, Secretary