

**Nancy Brockway**  
**NBrockway & Associates**  
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## **Education**

B.A. with honors, 1970, Smith College, Northampton, MA  
J.D., 1973, Yale Law School, New Haven, CT

## **Employment**

Consultant, Attorney and Principal, NBrockway & Associates, 2003 – 2008  
Director, Multi-Utility Research & Analysis, National Regulatory Research Institute, 2/08-10/08  
Commissioner, New Hampshire Public Utilities Commission (1998-2003)  
Utilities consultant and attorney, National Consumer Law Center (1991-1998)  
General Counsel, Massachusetts Public Utilities Commission (1989-1991)  
Staff Attorney, Assistant General Counsel, Massachusetts Commission (1986-1989)  
Hearings Officer, Senior Staff Attorney, Maine Public Utilities Commission (1983-1986)  
Executive Director, Maine Legal Services for the Elderly, Inc. (1981-1983)  
Staff Attorney, Directing Attorney, Legal Services in NY, MA and ME (1974-1981)

## **Related Public Service (1998-2003)**

Steering Committee, National Council on Competition in the Electric Industry  
ISO-NE Advisory Committee  
NEPOOL Review Board Advisory Committee  
NARUC Ad Hoc Committee on Competition in the Electric Industry  
NARUC Ad Hoc Committee on Committee Structure, NARUC  
NARUC Consumer Affairs Committee (Vice-Chair)  
Consumer Affairs Committee, N.E. Conference of Public Utility Commissioners (Chair)  
NARUC Committee on Communications  
FCC Joint Conference on Accounting  
North American Numbering Council (FCC advisors on numbering policy)  
NBANC Board of Directors (funds numbering oversight)

## **Other Appointments and Professional Activities (1991-1998)**

Chair, PAYS America, Inc., 2004-2008  
Member, New Hampshire Site Evaluation Committee (1998-2003)

Independent Conservation & Load Management Expert, Commonwealth Electric Co.  
President's Council on Sustainable Development, Energy & Transportation Task Force  
California Low Income Governing Board (Advisory Bd. to CPUC on low-income issues)  
Massachusetts Energy Facilities Siting Board  
Massachusetts Board of Registration of Allied Mental Health Professionals

### **Bar Memberships**

New York State (inactive)  
Massachusetts  
Maine (inactive)

### **Selected Publications**

#### **Nancy Brockway: Selected Publications**

*Advanced Metering Infrastructure: What Regulators Need to Know About Its Value to Residential Customers*, NRRI Report 08-03, [http://nrri.org/pubs/multiutility/advanced\\_metering\\_08-03.pdf](http://nrri.org/pubs/multiutility/advanced_metering_08-03.pdf).

*Delaware's Electricity Future: Re-Regulation Options and Impacts, A Report Pursuant to SS1 of SJR3 of the 143rd General Assembly*, for the Office of Management and Budget and the Controller General of the State of Delaware (May 22, 2007). [Download study \(420K pdf\)](#); [Appendix A \(154K pdf\)](#) and [Appendix B \(103K pdf\)](#).

*Electricity Competition: What Lies Ahead*, presentation to the Harvard Electricity Policy Group, January 2003. [http://www.ksg.harvard.edu/hepg/Papers/Brockway\\_HEPGFuture\\_of%20Electricity\\_Competition\\_1-30-03.pdf](http://www.ksg.harvard.edu/hepg/Papers/Brockway_HEPGFuture_of%20Electricity_Competition_1-30-03.pdf)

*Stranded Benefits in Electric Utilities Restructuring*, with Michael Sherman. The National Council on Competition and the Electric Industry: The Electric Industry Restructuring Series, October 1996. <http://www.ncsl.org/programs/energy/stranded.htm>

*A Low-Income Advocate's Introduction to Electric Industry Restructuring and Retail Wheeling*, National Consumer Law Center, June 1994, 32 pages. Contact: NCLC, 7 Winthrop Square, Boston, MA 02110; Phone: 617/542-8010; Fax: 617/542-8028

*Approaches to Electric Utility Energy Efficiency for Low-Income Customers in a Changing Regulatory Environment*, with Blair Hamilton et al, Oak Ridge National Laboratory, June 1998, 75 pages. Contact: National Technical Information Service [www.ntis.gov/ordering.htm](http://www.ntis.gov/ordering.htm) or Office of Scientific and Technical Information [www.osti.gov/products/sources.html](http://www.osti.gov/products/sources.html), to order. (Order # ORNL/CON-466)

## NANCY BROCKWAY: TESTIMONIES

Case name	Client Name	Topic	Juris. & Docket No.	Date(s) Filed
In Re Combined Application of South Carolina Electric and Gas	Friends of the Earth	Need for and cost of proposed Summer nuclear power plant.	South Carolina Public Service Commission, Docket No. 2008-196-E.	Direct: 10/17/08 Surrebuttal: 11/17/08
Nova Scotia Power, Inc.	NS UARB Consumer Advocate	Proposed general rate increase, rate design.	Nova Scotia Utility and Review Board, P-886	12/07
Pike County Commissioners v. PCL&P	Pennsylvania Office of the Consumer Advocate	Options to address rate shock in transition to uncapped competitive POLR rates	Pennsylvania Public Utilities Commission, Docket No. C-20065942	11/06 (hearing in January 07)
Nova Scotia Power, Inc.	NS UARB Consumer Advocate	Extra Large Industrial Interruptible Rates	Nova Scotia Utility and Review Board, P-883	8/06
UGI/Southern Union, Proposed Merger	Pennsylvania Office of the Consumer Advocate	Impacts of the Proposed Merger on Ratepayers and Rates, Risks and Benefits of Proposed Merger, Synergies, Reliability	Pennsylvania Public Utilities Commission, Docket Nos. A-120011F2000, etc.	5/06
SEMCO Energy Services Gas Cost Recovery Plan	PAYS America, Inc.	Relationship Between DSM and Gas Costs	Michigan Public Service Commission, Docket No. U-14718	5/06 (not admitted)
Re: Electric Service Reliability and Quality Standards	Delaware Public Service Commission	Application of Proposed Rules to Competitive Suppliers and Cooperatives	Delaware Public Service Board, Docket No. 50	1/06
Exelon/Public Service Electric & Gas, Joint Petitioners	New Jersey Division of the Ratepayer Advocate	Impacts of Proposed Merger on Service Quality, Reliability, and Gas Safety, and Options to Maintain Historic Standards.	New Jersey Board of Public Utilities, BPU Docket No. EM05020106 OAL Docket No. PUC-1874-05	11/05-12/05
Exelon/Public Service Electric & Gas, Joint Petitioners	New Jersey Division of the Ratepayer Advocate	Risks and Benefits of Proposed Merger of Exelon and PSE&G, Options for Assuring Benefits and Mitigating Risk	New Jersey Board of Public Utilities, BPU Docket No. EM05020106 OAL Docket No. PUC-1874-05	11/05-12/05
Nova Scotia Power, Inc.	NS UARB Consumer Advocate	Economic Development Rates	Nova Scotia Utility and Review Board, P-882	10/05
Nova Scotia Power, Inc.	NS UARB Consumer Advocate	Revenue Requirements, Cost Allocation, Rate Design, Demand Side Management, Economic Development Rates	Nova Scotia Utility and Review Board, P-882	10/05 – 11/05
Bay State Gas Company	Local 273	Customer Service, Reliability, Low-Income Protections, Revenue Requirements	Massachusetts DTE, Docket No. 05-27	7/05
Nova Scotia Power, Inc.	Nova Scotia Utility and Review Board	Domestic Consumer Perspective on Proposed Rate Case Settlement Agreement	Nova Scotia Utility and Review Board, P-881	1/05

## NANCY BROCKWAY: TESTIMONIES

Cincinnati Bell Alt Reg	Communities United for Action	Universal Service and alternative regulation of telephone service	PUCO, Case No. 96-899-TP-ALT	12/97
UGI-Electric Utilities, Inc.	Pennsylvania OCC	Universal Service issues in electric industry restructuring plans	PA PUC, No. R-00973975	1997
West Penn Power Co.	“	“	PA PUC, No. R-00973981	1997
Duquesne Light Co.	“	“	PA PUC, No. R-00974101	1997
PECO, Inc.,	“	“	PA PUC, No. R-00973953	1997
PP&L	“	“	PA PUC, No. R-00973954	1997
Met Ed.	“	“	PA PUC, No. R-00974008	9/97
Penelec	“	“	PA PUC, No. R-00974009	9/97
In the Matter of the Electric Industry Restructuring Plan	New Hampshire Legal Services	Low-income rates and DSM, impacts of restructuring on low-income consumers	New Hampshire Public Utilities Commission, D.R. 96-150	Nov., Dec. 1996
Notice of Inquiry/ Rulemaking. establishing the procedures to be followed in electric industry restructuring.	Mass. CAP Directors Association, Mass. Energy Directors Association, named Low-Income Intervenors	Electric industry restructuring	Massachusetts Department of Public Utilities, D.P.U. 96-100.	to 10/98
Universal Service Docket	Pennsylvania Office of Consumer Advocate	Rate rebalancing, universal service, telephone penetration.	Pennsylvania Public Utilities Commission Docket No. I-00940035	1996
In Re: Complaint of Kenneth D. Williams v. Houston Lighting and Power Co.	Named Low-Income Consumers	Customer service, rate design, demand-side management, revenue requirements	Texas Public Utilities Docket No. 12065	1994-5
Open Access Non-Discriminatory Transmission Services ... and Recovery of Stranded Costs	Direct Action for Rates and Equality, Providence, Rhode Island	Open transmission access in interstate commerce, and stranded costs recovery.	FERC, Nos. RM95-8-000, RM94-7-000.	1994-5
Bath Water District, Proposed Increase in Rates	Maine Office of Public Advocate	Water district cost allocation, rate design, low-income water affordability	Maine Public Utilities Commission, Docket. No. 94-034	12/94, 3/95
Application of Ohio Bell Telephone Co. for Approval of Alternative Form of Regulation	Legal Aid Society of Cleveland and Dayton	Definition of universal telecommunications service, proposal for Universal Service Access program (USA).	Public Utilities Commission of Ohio, Case No. 93-487-TP-ALT	5/4/94

## NANCY BROCKWAY: TESTIMONIES

Pennsylvania PUC vs. Bell Telephone of Pennsylvania	Pennsylvania Public Utility Law Project	Definition of "universal telecommunications service"	Pennsylvania PUC No. P-930715	filed 12/93
Joint Application for Approval of Demand-Side Management Programs, etc.	LG&E; Legal Aid Society of Louisville, other Joint Applicants	Cost-effective DSM programs for low-income customers; collaborative process to design DSM programs; cost allocation and cost recovery.	Kentucky PSC No. 93-150	11/8/93
Texas Utilities Electric Company	Texas Legal Services Center	Costs and benefits of DSM targeted to low-income customers	Texas PUC No. 11735	1993
Texas Utilities Electric Company	Texas Legal Services Center	Proposed Maintenance of Effort Rate for low-income customers	Texas PUC No. 11735	1993
Philadelphia Water Department	Philadelphia Public Advocate	Costs of Unrepaired System Leaks	Philadelphia Water Comm'r.	1992
New England Telephone	Rhode Island Legal Services	DNP for non-basic service	Rhode Island PUC, No. 1997	1991
Kentucky Power Co.	Kentucky Legal Services	Low Income Rate	Kentucky PSC No. 91-066	1991
Investigation into Modernization	Invited by Commission	Impact of modernization costs on low income telephone users	New York PSC	1991