STATE OF NEW HAMPSHIRE

PUBLIC UTILITIES COMMISSION

RE: HAMPSTEAD AREA WATER COMPANY, INC.

DW-08-088

PETITION FOR AUTHORITY TO BORROW LONG TERM DEBT,
TO CONSTRUCT WATER SYSTEM INTERCONNECTION,
APPROVAL TO EXTEND FRANCHISE AREA, AND FOR STEP RATE
INCREASE

HAMPSTEAD AREA WATER COMPANY, INC.'S OBJECTION TO PETITION TO INTERVENE

Hampstead Area Water Company (HAWC) hereby objects to the Petition to Intervene in DW 08-088 as follows:

- 1. On or about August 20, 2008, Carol A. Grant and John M. Wolters filed a Petition to Intervene in this docket.
- 2. As the sole ground for this Petition, they cite a violation of a Town of Atkinson Ordinance wherein they maintain that the Town of Atkinson has sole jurisdiction over the water resources of the Town and can legally prohibit its transport beyond town boundaries.
- 3. Neither Carol A. Grant or John M. Wolters are customers of HAWC nor do they reside on the propose route for the interconnection proposed by HAWC. Their sole standing is as residents of the Town of Atkinson.
- 4. The Town of Atkinson has already been noticed on these proceedings.
- 5. It would not be appropriate to grant them Intervenor status as they are without standing and any attempt to enforce such a local ordinance it not appropriately within the jurisdiction of the Commission.
- 6. By allowing such intervention, the Company could be prevented for fulfilling its duties, rights, privileges and responsibility to provide adequate, safe and reliable water to its customers.
- 7. Further, by allowing such intervention, the Company's customers could be harmed financially and otherwise if low cost state revolving funds are not use for the interconnection.
- 8. It is solely within the discretion of the Presiding officer to grant Intervenor status pursuant to RSA §541-A:32.
- 9. Granting them Intervenor status would not provide for an orderly and prompt conduct of these proceedings, due to their lack of standing, both in fact and at law.

10. The issue raised in their petition are more appropriate as Public Comment pursuant to PUC §203.18.

WHEREFORE, the Company respectfully requests that:

- A. The Commission deny the Petition to Intervene in DW 08-088
- B. The Commission grant such other relief as may be appropriate.

Dated: September 3, 2008

Respectfully submitted,

Robert C. Levine, Esq.

General Counsel

Hampstead Area Water Company,

Inc.

54 Sawyer Avenue

Atkinson, NH 03811

603-362-5333

CERTIFICATION

I hereby certify that a copy of this Objection was mailed this day, postage prepaid to Meredith A. Hatfield, Esq., Office of Consumer Advocate, Marcia Thunberg, Esq., PUC Staff and the Service List.

Dated: 9-3-08

Robert C. Levine, Esq.

 $F: Legal\ HAWC\ DW-08-088\ SRF\ Pleadings\ Objection\ To\ Motion\ To\ Intervene\ 09-02-08. Doc$