

THE STATE OF NEW HAMPSHIRE  
before the  
PUBLIC UTILITIES COMMISSION

TARIFF FILING TO MODIFY  
PEAKSMARTPLUS PROGRAM

Docket No. DE 09-158

PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE'S  
MOTION FOR PERMISSION TO WITHDRAW ITS PETITION

Pursuant to N.H. Code Admin. Rule Puc § 203.07, Public Service Company of New Hampshire ("PSNH") hereby moves for permission to withdraw its Petition to Modify PeakSmartPlus Program filed on August 27, 2009. PSNH made this request at the close of the hearing (Transcript, November 24, 2009 at 58). The Motion should be granted because there was no consensus reached regarding funding for the payments that would have been made to customers who interrupted. *See*, Exhibit No. 2, Report on Technical Session, November 11, 2009.

WHEREFORE, PSNH respectfully requests the Commission to grant its Motion for Permission to Withdraw Its Petition and to order such further relief as may be just and equitable.

Respectfully submitted,

Public Service Company of New Hampshire

Dec. 28 2009  
Date

By: Gerald M. Eaton

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### CERTIFICATE OF SERVICE

I hereby certify that, on the date written below, I caused the attached Motion for Permission to Withdraw Its Petition to be to be served pursuant to N. H. Code Admin. Rules §§ 203.02 and 203.11.

December 28, 2009  
Date

Gerald M. Eaton  
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