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January 9, 2009

Mark S. Gearreald, Esq.
Town Attorney
Town of Hampton
100 Winnacunnet Road
Hampton, NH 03842

Re: DW 08-098; Aquarion Water Company of New Hampshire, Inc.

Dear Attorney Gearreald:

Enclosed please find Aquarion Water Company's Responses to Hampton's Data Requests Set No. 1 in the above-captioned matter.

Sincerely,

Steven V. Camerino

SVC/gvb
Enclosures

cc: Discovery Service List
Linda Discepolo
Jeffrey Farrell
Howard Dunn
Carl McMorran

ORIGINAL	
P.O.C. Case No.	DW08-098
Exhibit No.	10
Witness	Perel
DO NOT WRITE IN THIS FILE	

AQUARION WATER COMPANY OF NEW HAMPSHIRE

DW 08-098

Aquarion Water Company's Responses to Hampton's Data Requests-Set No. 1

Date Request Received: December 8, 2008
Request No.: Hampton 1- 1

Date of Response: January 9, 2009
Witness: L. Discepolo

REQUEST: On November 21, 2008, the Town of Hampton was informed that Larry L. Bingaman, the Senior Vice President in charge of operations for Aquarion Water Company of New Hampshire (hereinafter "Aquarion-NH") is leaving Aquarion-NH effective January 1, 2009 to assume a top executive position with another entity—the South Central Connecticut Regional Water Authority. See attached announcement dated November 21, 2008.

Please set forth all the terms of Mr. Bingaman's current compensation from Aquarion Water Company, of which Aquarion Water Company of New Hampshire, Inc. (Aquarion-NH) is a subsidiary along with other water utilities in Connecticut, New York, and Massachusetts, and please indicate what portions of Mr. Bingaman's compensation have been allocated to Aquarion-NH.

RESPONSE: Mr. Bingaman's compensation was \$181,761 of which \$68,160, or 37.5%, was allocated to AWC NH. This information is being provided on a confidential basis only.

AQUARION WATER COMPANY OF NEW HAMPSHIRE

DW 08-098

Aquarion Water Company's Responses to Hampton's Data Requests-Set No. 1

Date Request Received: December 8, 2008
Request No.: Hampton 1-2

Date of Response: January 9, 2009
Witness: L. Discepolo

REQUEST: Please set forth all the terms of whatever severance package is being afforded to Mr. Bingaman as a result of his departure effective January 1, 2009, and indicate how much of that package is being allocated to Aquarion-NH.

RESPONSE: The Company objects on the basis that the request is not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the objection, Mr. Bingaman retired from the Company effective December 31, 2008 and did not receive a severance package.

AQUARION WATER COMPANY OF NEW HAMPSHIRE

DW 08-098

Aquarion Water Company's Responses to Hampton's Data Requests-Set No. 1

Date Request Received: December 8, 2008
Request No.: Hampton 1-3

Date of Response: January 9, 2009
Witness: L. Discepolo

REQUEST: Please set forth what Mr. Bingaman's duties have been with Aquarion Water Company.

RESPONSE: The Company objects on the basis that the request is not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the objection, Mr. Bingaman was not employed by and did not perform any duties for Aquarion Water Company.

AQUARION WATER COMPANY OF NEW HAMPSHIRE

DW 08-098

Aquarion Water Company's Responses to Hampton's Data Requests-Set No. 1

Date Request Received: December 8, 2008
Request No.: Hampton 1-4

Date of Response: January 9, 2009
Witness: L. Discepolo

REQUEST: Please set forth what Mr. Bingaman's duties have been with any subsidiary of Aquarion Water Company besides Aquarion-NH.

RESPONSE: The Company objects on the basis that the request is not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the objection, please see the Company's response to Hampton 1-5.

AQUARION WATER COMPANY OF NEW HAMPSHIRE

DW 08-098

Aquarion Water Company's Responses to Hampton's Data Requests-Set No. 1

Date Request Received: December 8, 2008
Request No.: Hampton 1-5

Date of Response: January 9, 2009
Witness: L. Discepolo

REQUEST: Please set forth what Mr. Bingaman's duties have been with Aquarion-NH.

RESPONSE: Hampton 1-5 Attachment A is a copy of Mr. Bingaman's job description.

Aquarion Company and Subsidiaries

Position Title: Senior Vice President – Operations, – Aquarion Water Company of Massachusetts and New Hampshire

Reports to: President & CEO

BROAD FUNCTION:

The Senior Vice President has general management, P&L, capital and operating budget responsibilities for Aquarion's Massachusetts and New Hampshire water supply operations; administers the day-to-day operations in accordance with Company policies and procedures and all governmental laws and regulations applicable in the States of Massachusetts and New Hampshire.

PRINCIPAL RESPONSIBILITIES AND ACTIVITIES

- Leads the development of the division's strategic plan, goals, objectives and CSF action plans as well as the development of operating and capital budgets to achieve division, corporate and shareholder objectives. Serves as the division's executive representative for Macquarie Utilities Inc. board meetings.
- Leads division operations to achieve maximum customer satisfaction in the most efficient manner. Effectively utilizes SAP to monitor key performance indicators (KPIs), business activities and identify potential operating efficiencies. Enhances employee team work and direction effectively.
- Leads the development of strategies to assure delivery of adequate quantities of water to the benefit of all customers.
- Leads the development of service delivery standards, programs and action plans to achieve attainment of customer service objectives.
- Leads the development of strategies and objectives for the division's compliance with federal and state regulatory and statutory requirements relative to providing water quality and service.
- Oversees the development and control of operating, maintenance and capital investment budgets, cash flow projections, and accounting controls to assure accomplishment of financial objectives.
- Responsible for the administration and negotiation of the three (3) bargaining unit agreements with the United Steelworkers of America; maintains appropriate labor relations with bargaining unit employees and union officials; and, serves as the principle negotiator in labor contract negotiations, grievance process and arbitration hearings.
- Develops and oversees the Companies' constituent relations programs including involvement in community relations activities, interfaces with town boards and committees, customer advisory councils, water supply committees, and other local and state committees.
- Develops internal and external communications programs to effectively inform constituents about the company's operations, programs, policies and position on key issues.
- Leads development of strategies and the filing of rate increase applications with the MA Department of Public Utilities (MA DPU) and NH Public Utility Commission (NH PUC) to

- increase water revenues. Testifies on behalf of division at DPU and PUC hearings for rate application proceedings, customer complaints and administrative rule making proceedings.
- Sets strategies and actively participates in legislative activities such as testimony before legislative committees and study groups to achieve division and corporate objectives.
 - Serves as the lead Company representative in environmental, water quality regulatory compliance and financing matters administered by the Massachusetts Department of Environmental Protection, the Massachusetts Water Pollution Abatement Trust and the New Hampshire Department of Environmental Services, and Town Administrations, Departments, Agencies, Commissions and Meetings, i.e.: Permits, Consent Orders, Filings, Notices, etc.
 - Serves as the principle Company representative on Civil and Superior and Appeals Court cases involving any Company legal matter. Also, serves as the liaison with corporate counsel on all legal matters. Executes agreements, contracts and stipulations on behalf of the Company.
 - Negotiates with municipalities, water utilities and large water users (developers) for water sales/purchase agreements. Oversees the division's Water Balance Plan program.
 - Assures that all policies, procedures, programs, standards of performance, and approved objectives are adhered to and/or achieved including those involving safety, affirmative action, community relations, and labor relations.
 - Assures that all appropriate reports and records are properly prepared, updated executed and filed.
 - Liaison with town, MA DEP, MA DPU, NH DES, NH PUC officials; represent the company, attend various public meetings, coordinate customer advisory council meetings, and act as spokesperson to the media for the Company.
 - Develop new business including cellular antennae leases, pursue interconnection opportunities, and build non-regulated programs in MA & NH.
 - Develops a sound organization staffed with qualified, able and motivated employees. Promotes team environment.

KNOWLEDGE

- General knowledge of all aspects of water utility management.
- Knowledge of Company policies, practices and procedures.
- Complete knowledge of water utility operations and local, state and federal laws and regulations which impact the organization.

KNOW HOW:

- MBA + 10+ years general management experience at a senior level in management, operations, engineering or finance with a regulatory environment. Proven track record of managerial accomplishment. Must possess excellent interpersonal, oral and written communication skills.

PROBLEM SOLVING

- Responsible for creating innovative solutions to variable, non-recurring problems, quickly, effectively, and economically. Industry, technical, trade and various local regulatory bodies are constantly evolving or changing the environment in which decisions are made.
- Situations are variable and nonrecurring, and circumstances can be extremely complex and sensitive. Decisions made can have a profound impact on general public, media, employees, customers and shareholder. Mature, independent judgment is required.

ACCOUNTABILITY

- Primary responsibility for all utility operations in Massachusetts and New Hampshire. Accountable to President. Accountable for capital projects averaging more than \$3 to \$5 million per year, assets of \$121 million, revenues of \$17 million per year, and O and M annual expense budgets of more than \$12 million per year. Accountable for facilities that serve more than 27,000 customers. Responsible for approximately 36 employees of the two companies.

AQUARION WATER COMPANY OF NEW HAMPSHIRE

DW 08-098

Aquarion Water Company's Responses to Hampton's Data Requests-Set No. 1

Date Request Received: December 8, 2008
Request No.: Hampton 1-6

Date of Response: January 9, 2009
Witness: L. Discepolo

REQUEST: Please identify the individual or individuals who are expected to assume Mr. Bingaman's duties with Aquarion Water Company upon his departure effective January 1, 2009, and set forth all the terms of those individuals' compensation for performing those duties, indicating in addition how much of said compensation is to be allocated to Aquarion-NH.

RESPONSE: The Company objects on the basis that the request is not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the objection, Mr. Bingaman's permanent replacement has not yet been identified. In the interim, Howard Dunn will be filling most of Mr. Bingaman's former responsibilities. Mr. Dunn is Vice President for Operations for AWC CT and also serves as a Vice President of AWC NH. Mr. Dunn will also be assisted by Jeffrey Farrell with regard to the Company's pending rate case. Mr. Farrell is the Director for Business Improvement for AWC CT.

AQUARION WATER COMPANY OF NEW HAMPSHIRE

DW 08-098

Aquarion Water Company's Responses to Hampton's Data Requests-Set No. 1

Date Request Received: December 8, 2008
Request No.: Hampton 1-7

Date of Response: January 9, 2009
Witness: L. Discepolo

REQUEST: Please identify the individual or individuals who are expected to assume Mr. Bingaman's duties with Aquarion Water Company upon his departure effective January 1, 2009, and set forth all the terms of those individuals' compensation for performing those duties, indicating in addition how much of said compensation is to be allocated to Aquarion-NH.

RESPONSE: The Company objects on the basis that the request is not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the objection, Mr. Bingaman's permanent replacement has not yet been identified. In the interim, Howard Dunn will be filling most of Mr. Bingaman's former responsibilities. Mr. Dunn is Vice President for Operations for AWC CT and also serves as a Vice President of AWC NH. Mr. Dunn will also be assisted by Jeffrey Farrell with regard to the Company's pending rate case. Mr. Farrell is the Director for Business Improvement for AWC CT.

AQUARION WATER COMPANY OF NEW HAMPSHIRE

DW 08-098

Aquarion Water Company's Responses to Hampton's Data Requests-Set No. 1

Date Request Received: December 8, 2008
Request No.: Hampton 1-8

Date of Response: January 9, 2009
Witness: L. Discepolo

REQUEST: Please identify the individual or individuals who are expected to assume Mr. Bingaman's duties with Aquarion-NH, effective January 1, 2009, and set forth all the terms of those individuals' compensation for performing those duties.

RESPONSE: The Company objects on the basis that the request is not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the objection, Mr. Bingaman's permanent replacement has not yet been identified. In the interim, Howard Dunn will be filling most of Mr. Bingaman's former responsibilities. Mr. Dunn is Vice President for Operations for AWC CT and also serves as a Vice President of AWC NH. Mr. Dunn will also be assisted by Jeffrey Farrell with regard to the Company's pending rate case. Mr. Farrell is the Director for Business Improvement for AWC CT.

AQUARION WATER COMPANY OF NEW HAMPSHIRE

DW 08-098

Aquarion Water Company's Responses to Hampton's Data Requests-Set No. 1

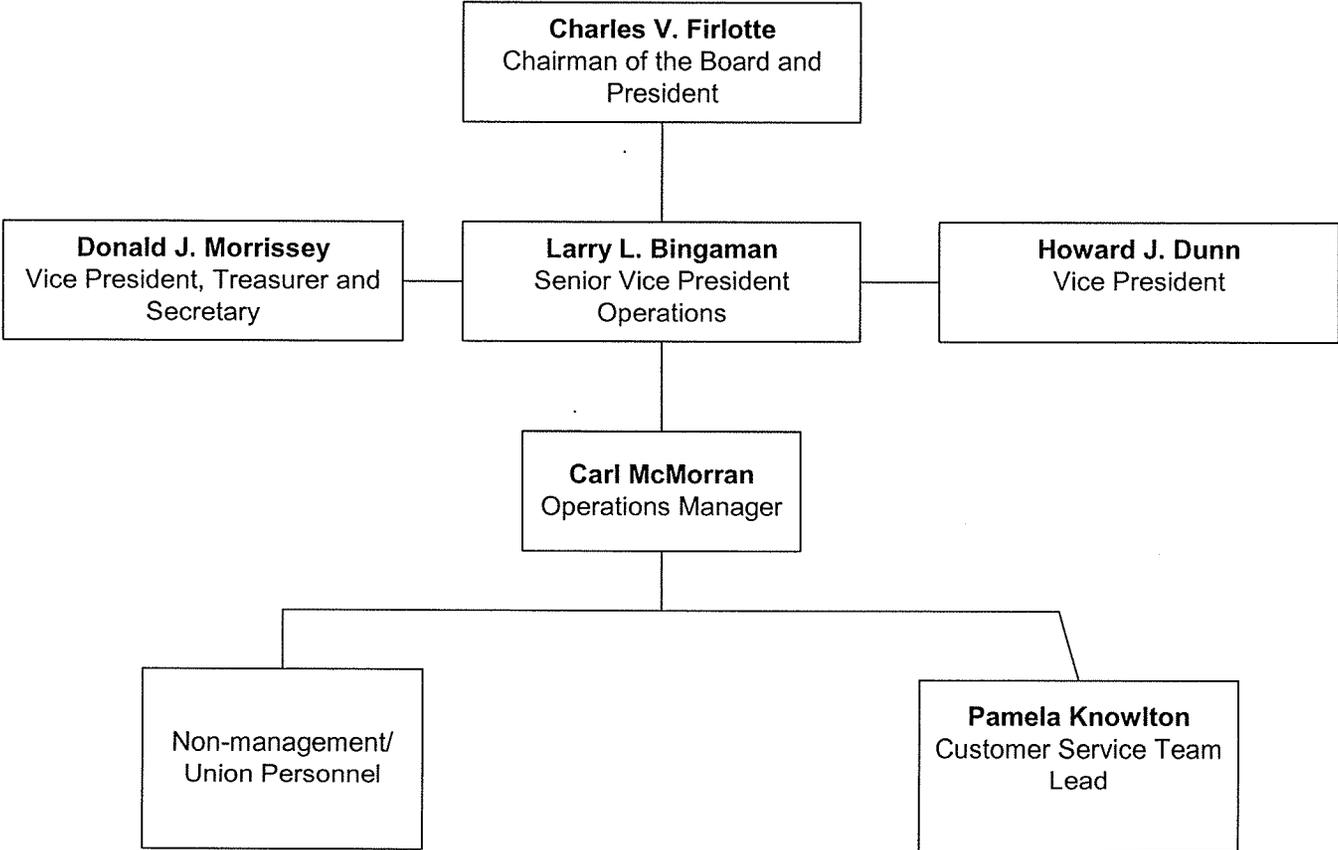
Date Request Received: December 8, 2008
Request No.: Hampton 1-9

Date of Response: January 9, 2009
Witness: L. Discepolo

REQUEST: Please set forth the current organizational charts of management positions at Aquarion Water Company and each of its subsidiaries (including but not limited to Aquarion-NH) before Mr. Bingaman's departure, including the names of the office holders of all positions shown on each of said charts.

RESPONSE: The Company objects on the basis that the request is not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the objection, Hampton 1-9 Attachment A is the organizational chart of management positions for AWC-NH and Hampton 1-9 Attachment B is the organizational chart of management positions for AWC-MA. Mr. Bingaman only performed duties for AWC-NH and AWC-MA as outlined in the job description supplied in the Company's response to Hampton 1-5.

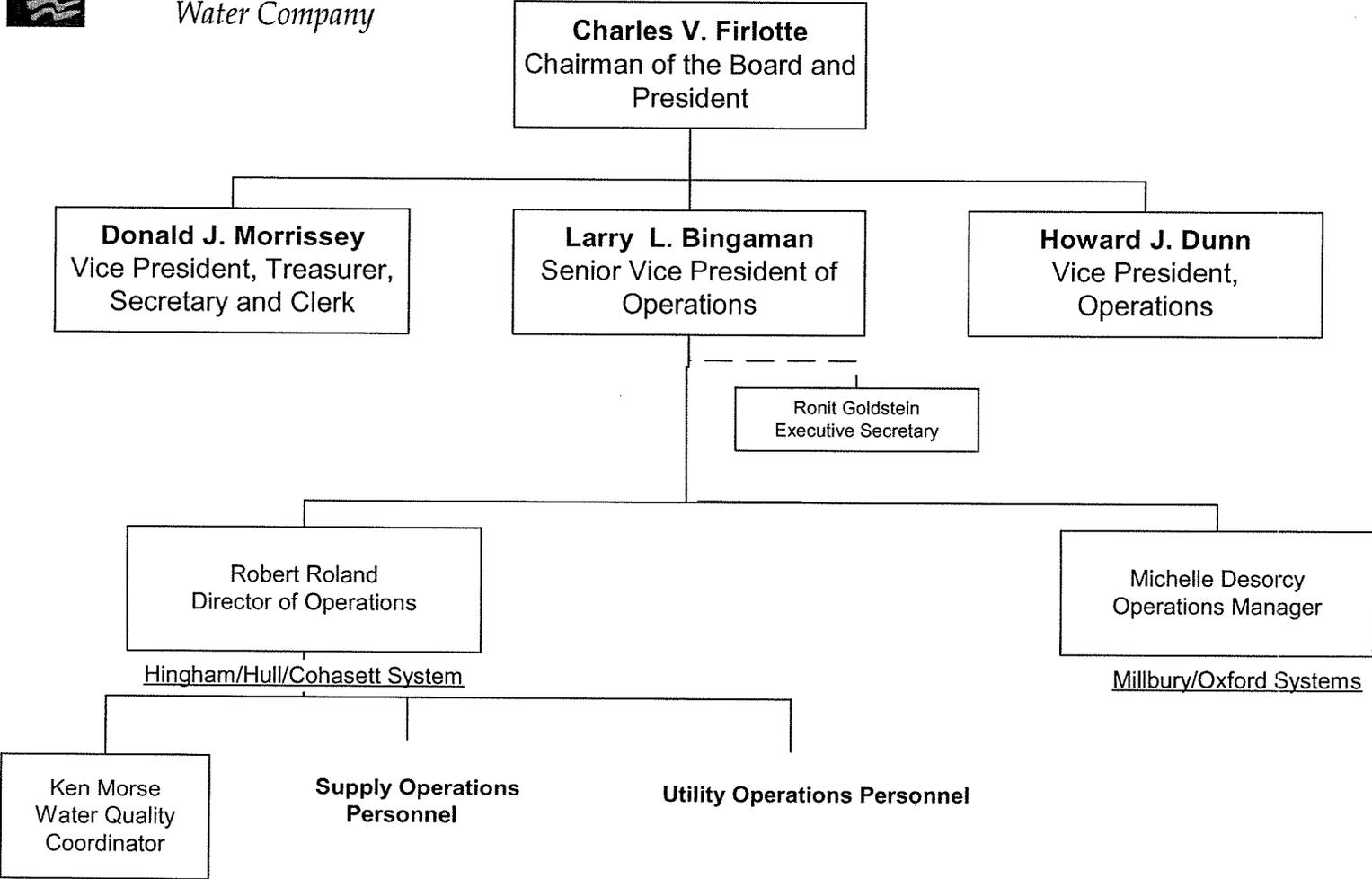
AQUARION WATER COMPANY OF NH



AQUARION WATER COMPANY OF MA



AQUARION
Water Company



AQUARION WATER COMPANY OF NEW HAMPSHIRE

DW 08-098

Aquarion Water Company's Responses to Hampton's Data Requests-Set No. 1

Date Request Received: December 8, 2008
Request No.: Hampton 1-10

Date of Response: January 9, 2009
Witness: L. Discepolo

REQUEST: Please set forth the anticipated organizational chart of management positions at Aquarion Water Company and each of its subsidiaries (including but not limited to Aquarion-NH) that are expected to be in place following Mr. Bingaman's departure, including the names of the office holders expected to occupy the positions shown on each of said chart.

RESPONSE: The Company objects on the basis that the request is not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the objection, no changes are anticipated to the organization charts for AWC-NH and AWC-MA filed in response to Hampton 1-9 except that Mr. Bingaman's replacement is expected to assume his duties.

AQUARION WATER COMPANY OF NEW HAMPSHIRE

DW 08-098

Aquarion Water Company's Responses to Hampton's Data Requests-Set No. 1

Date Request Received: December 8, 2008
Request No.: Hampton 1-11

Date of Response: January 9, 2009
Witness: L. Discepolo

REQUEST: Please describe what changes in the management structure or operation of the local offices of Aquarion-NH are expected to occur as a result of the departure of Larry Bingaman, including but not limited to changes in positions and in the duties of those positions and changes in the names of the individuals holding those positions and performing those duties.

RESPONSE: The Company objects on the basis that the request is not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the objection, no changes are anticipated to the management structure or operation of the local offices of AWC-NH and Mr. Bingaman's replacement is expected to assume his duties.