

DE 97-255

**BIRCHVIEW BY THE SACO, INC.**

**Investigation into Quality of Service and Continued Operation as  
a Viable Public Utility**

**Order Addressing Rehearing Requests of George and Karen Weigold;  
Notice of Limited Rehearing**

**O R D E R    N O.    23,296**

**September 7, 1999**

At its public meeting of August 16, 1999, the Commission considered and ruled upon the Motions for Rehearing of July 2, 1999 and August 6, 1999 filed by George and Karen Weigold in this docket. The Commission has determined to grant a rehearing of Order No. 23,218 (May 18, 1999) limited to consideration of the rates to be in effect during the receivership. On all other grounds raised in the Motions the request for rehearing of Order Nos. 23,218 and 23,253 are denied inasmuch as the issues raised in connection with those grounds have already been fully litigated.

As movants in this rehearing, the Weigolds will be allowed to present appropriate evidence and argument germane to the issue of the reasonableness of rates during receivership. In order to allow for the just administration of this rehearing, all parties seeking to raise any concerns with respect to these rates, will be required to submit a summary of their arguments, consisting of a point-by-point statement of position, and a complete set of exhibits they will seek to introduce, by Monday,

September 27, 1999.

The Commission also orders the receiver, F.X. Lyons, Inc. and Commission Staff to appear at this hearing.

**Based upon the foregoing, it is hereby**

**ORDERED,** that a hearing on the rates to be in effect for customers of Birchview by the Saco, Inc. during receivership shall be held on September 29, 1999 commencing at 10:00 a.m. at the offices of the Commission, 8 Old Suncook Road, Concord, NH 03301; and that the Receiver, F.X. Lyons, Inc., shall provide a copy of this notice to all customers of record by first class mail, no later than September 14, 1999.

By order of the Public Utilities Commission of New Hampshire this seventh day of September, 1999.

_____ Douglas L. Patch Chairman	_____ Susan S. Geiger Commissioner	_____ Nancy Brockway Commissioner
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Attested by:

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Thomas B. Getz  
Executive Director and Secretary