

**STATE OF NEW HAMPSHIRE  
PUBLIC UTILITIES COMMISSION**

**DW 21-129**

**PENNICHUCK EAST UTILITY, INC.**

**Petition for Approval of Financing from CoBank**

**Procedural Order Re: Motion for Waiver of Certain Finance Petition Requirements**

On September 2, 2021, Pennichuck East Utility, Inc. (PEU) filed a Motion for Waiver of Certain Finance Requirements, in which it requested a waiver of New Hampshire Administrative Rules Puc 609.03(b)(6) (requiring filing of capitalization ratios) and Puc 609.03(b)(7) (requiring filing of weighted average cost of debt). No objections to PEU's motion were filed.

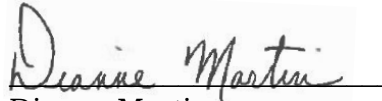
PEU stated that these rules no longer applied because PEU's capital needs were financed by debt only. It maintained that the purpose of the rules would be satisfied by the Commission's receipt of information which would enable it to evaluate the proposed financing.

Unless precluded by statute, the Commission shall waive the provisions of one or more of its administrative rules if doing so would not disrupt the orderly and efficient resolution of the matters before it and the waiver would serve the public interest, in that: (1) compliance with the rule in question would be onerous or inapplicable; or (2) the purpose of the rule would be satisfied by a proposed alternative method. N.H. Admin. R., Puc 201.05(a) and (b).

Most recently, in Order No. 26,507, an order *nisi* issued on August 10, 2021 approving PEU's financing request, the Commission denied a similar motion filed by PEU, stating that PEU would be required to continue to report its capital structure and average cost of debt resulting from a proposed financing. Accordingly, consistent with Order No.

26,507, PEU's motion to waive the requirements of Puc 609.03(b)(6) and Puc 609.03(b)(7) in the above-captioned proceeding is denied.

So ordered, this twenty-eighth day of October, 2021.

A handwritten signature in black ink that reads "Dianne Martin". The signature is written in a cursive style and is positioned above a horizontal line.

Dianne Martin  
Presiding Officer  
Chairwoman

# Service List - Docket Related

Docket# : 21-129

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