

**STATE OF NEW HAMPSHIRE
BEFORE THE
PUBLIC UTILITIES COMMISSION**

Docket No. DW 12-346

**BEDFORD THREE CORNERS OWNERS ASSOCIATION, INC.'S
PETITION TO INTERVENE**

Bedford Three Corners Owners Association, Inc. ("BTC") hereby petitions the New Hampshire Public Utilities Commission (the "Commission") for intervenor status in the above-captioned docket pursuant to New Hampshire R.S.A. 541-A:32 and N.H. Code Admin. Rules Puc 203.17. In support of this Petition, BTC states as follows:

1. Bedford Waste Services Corp. ("Bedford Waste") is a public utility providing sewer service to 78 property owners in the Bedford Three Corners subdivision in Bedford, New Hampshire.
2. On December 3, 2012, Bedford Waste filed with the Commission a Petition for Approval of Refinancing, seeking authority to refinance an existing note and for authority to borrow \$170,000 from its owner, Robert S. Lamontagne, for a period of 15 years at a fixed interest rate of 8%.
3. On January 3, 2013, the Commission issued an Order of Notice requiring, among other things, that Bedford Waste provide individual notice of the proceeding to each of its 78 customers. The Commission's Order also scheduled a procedural hearing, a technical conference and established a deadline of February 7, 2013 for filing petitions to intervene.
4. BTC is a homeowners' association whose members comprise the 78 property owners within the Bedford Three Corners subdivision, all of whom are current customers of Bedford Waste. Because the petition filed by Bedford Waste raises issues related to the

financial, technical and managerial soundness of Bedford Waste, and because the provision of sewer services affects the health and safety of BTC members, the docket necessarily and directly affects their rights, duties, privileges, immunities or other substantial interests.

5. The Commission itself has previously recognized BTC's interests in similar proceedings before it and has granted the owners' association intervenor status. *See, e.g., In re Bedford Waste Services, Corp., DW 99-051, Order No. 23,388 (January 7, 2000); In re Bedford Waste Services, Corp., DW 04-144, Order No. 24,479 (July 1, 2005).*

6. BTC has demonstrated by its prior participation in Commission dockets that granting its timely-filed Petition to Intervene will not impair the orderly and prompt conduct of this proceeding.

7. Accordingly, BTC requests that it be granted full intervenor status, including the right to receive all pleadings, propound discovery, participate in settlement discussions, cross-examine witnesses and participate in any briefing of the issues that may occur.


WHEREFORE, Bedford Three Corners Owners Association, Inc. respectfully requests that the Commission:

- A. Grant its Petition to Intervene; and
- B. Order such other and further relief as is just and equitable.

Respectfully submitted,

BEDFORD THREE CORNERS OWNERS
ASSOCIATION, INC.

Date: February 5, 2013

By: 
David Fenstermacher, President
3 Three Corners Road
Bedford, NH 03110

Certificate of Service

I hereby certify that a copy of this Petition to Intervene has been forwarded to the parties on the Commission's service list in this docket by electronic mail on February 5, 2013.



David Fenstermacher