## STATE OF NEW HAMPSHIRE BEFORE THE PUBLIC UTILITIES COMMISSION

RE: LIBERTY UTILITIES (ENERGYNORTH NATURAL GAS) CORP. D/B/A LIBERTY UTILITIES

## DOCKET NO. DG 15-494

## **MOTION TO CLARIFY ORDER 25,861**

Liberty Utilities (EnergyNorth Natural Gas) Corp. d/b/a Liberty Utilities ("EnergyNorth" or the "Company") hereby moves to clarify Order 25,861. In support hereof, the Company states as follows:

- 1. On January 22, 2016, the Commission issued Order 25,861 in which it granted in part and denied in part the Petition to Intervene of the New Hampshire Municipal Pipeline Coalition (the "Coalition") in this docket. Specifically, Order 25,861 states that the Coalition's participation in this docket is limited to the "…interest of its EnergyNorth-customer members in the prudence, justness and reasonableness of the Supply Path Precedent Agreement and its associated costs, to EnergyNorth and its customers."
- 2. The Company seeks clarification that the term "EnergyNorth-customer members" means only those towns in the Coalition that are customers of the Company (Milford and Merrimack<sup>1</sup>), as opposed to those members of the Coalition that have residents whom are customers of the Company.

<sup>&</sup>lt;sup>1</sup> At the prehearing conference, counsel for the Coalition indicated that he would seek clarification of whether the Town of Merrimack was included in the Coalition for purposes of this docket.

3. Counsel for the Company has attempted to confer with counsel for the Coalition to determine whether there is a difference of opinion regarding interpretation of the Order, but the Coalition has not been able to respond prior to the filing of this Motion.

WHEREFORE, EnergyNorth respectfully requests that the Commission:

- A. Clarify that the meaning of "EnergyNorth-customer members" in Order 25, 861 means those towns that are customers of the Company, and;
- B. Grant such other relief as is just and equitable.

Respectfully submitted,

LIBERTY UTILITIES (ENERGYNORTH NATURAL GAS) CORP. D/B/A LIBERTY UTILITIES

By Its Attorneys,

RATH, YOUNG AND PIGNATELLI, *Professional Association*One Capital Plaza
Post Office Box 1500
Concord, New Hampshire 03302-1500
(603) 226-2600

Stral B. Knowlth

January 26, 2016

By:

Sarah B. Knowlton, Esquire

## Certificate of Service

I hereby certify that on January 26, 2016, a copy of this Motion for Clarification has been forwarded to the service list in this docket.

Stral B. Know Itm

Sarah B. Knowlton