

STATE OF NEW HAMPSHIRE
BEFORE THE
PUBLIC UTILITIES COMMISSION

Docket No. DW 18-076

Pennichuck Water Works, Inc.

Small-Diameter Fire Protection Tariff Change

MOTION FOR WAIVER OF PUC 1203.05

Pennichuck Water Works, Inc. (“PWW”), in accordance with N.H. Admin. Rule Puc 201.05, hereby moves the New Hampshire Public Utilities Commission (“Commission”) to waive certain provisions of N.H. Admin. Rule PART Puc 1203. In support of its motion, PWW states as follows:

1. In its petition, PWW proposed changes to its terms of service and rates on tariff pages 32, 43, and 45. In Order No. 26,200, dated December 17, 2018, the Commission approved PWW’s proposed changes as well as certain credits to a limited number of PWW’s customers residing on Stinson Drive, Perham Street, Deerwood Drive, Pinehurst Drive, and Lake Street.

2. Pursuant to Puc 1203.05(b) all rate changes implemented as a result of a Commission order shall be implemented on the basis of service rendered on or after the effective date of the approved rate change. Order No. 26,200 made the rate changes proposed on tariff pages 43 and 45 as well as the customer credits effective January 16, 2019.

3. PWW issues its bills for services rendered under tariff pages 43 and 45 monthly and in arrears. PWW seeks a waiver of Puc 1203.05(b) for the limited number of customers affected by the tariff changes and customer credits so that it may implement the rate changes for its existing customers and calculate the customer credits as of its February 2019 billing.

4. PWW believes implementing the rate change in this manner is just and reasonable and in the public interest because it would be considerably less confusing to the existing affected

customers because the bills would not be split between prorated portions of old and new tariff rates. The rates would change at the conclusion of one bill and in time for the next, as the customers are accustomed to seeing. Also, implementing the rate change on a bills-rendered basis would allow PWW to avoid the cost of labor-intensive calculations for multiple individual customer bills. The Commission has approved PWW's implementation of rate changes in this manner in the past. See, *Pennichuck Water Works, Inc.*, Docket No. DW 16-806, Order No. 25,990, dated February 17, 2017; and e.g., *Pennichuck East Utility, Inc.*, Docket No. DW 17-128, Order No. 26,136, dated May 31, 2018. PWW believes waiver of Puc 1203.05 in this instance is also in the public interest and ought to be approved.

WHEREFORE, Pennichuck Water Works, Inc. respectfully requests the Commission:

- A. Grant this motion for waiver of Puc 1203.05(b); and
- B. Grant such other relief as is just and equitable.

Respectfully submitted,

PENNICHUCK WATER WORKS, INC.

By Its Attorney,

Date: January 4, 2019

By: Marcia A. Brown
Marcia A. Brown, NH Bar #11249
NH Brown Law, P.L.L.C.
P.O. Box 1623
Concord, NH 03302-1623
(603) 219-4911
mab@nhbrownlaw.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of this motion has been forwarded this day by electronic transmission to the Docket-Related Service List for DW 18-076.

Dated: January 4, 2019

Marcia A. Brown
Marcia A. Brown