

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

Docket No. DW 18-090

Pennichuck East Utility, Inc.

Small-Diameter Fire Protection Tariff Change

**MOTION FOR WAIVER OF PUC 1203.05**

Pennichuck East Utility, Inc. (“PEU”), 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, PEU states as follows:

1. In its petition, PEU proposed changes to its terms of service and rates on tariff pages 28-A, 38, and 45. During discovery, Staff requested and PEU agreed to provide credits to certain customers. See Staff Recommendation at 66-67.

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. PEU is awaiting a Commission order on the tariff changes.

3. PEU issues its bills for services rendered under tariff pages 38 and 45 monthly and in arrears. PEU 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 and for its existing customers on a bills-rendered basis and calculate the customer credits on a monthly basis.

4. PEU believes implementing the rate change on a bills-rendered basis 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 PEU to avoid the cost of labor-intensive calculations for multiple individual customer bills. The Commission has approved PEU's implementation of rate changes in this manner in the past. See, *Pennichuck East Utility, Inc.*, Docket No. DW 17-128, Order No. 26,136, dated May 31, 2018; and, e.g., *Pennichuck Water Works, Inc.*, Docket No. DW 16-806, Order No. 25,990, dated February 17, 2017. PEU believes the waiver of Puc 1203.05 in this instance is also in the public interest and ought to be approved.

WHEREFORE, Pennichuck East Utility, 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 EAST UTILITY, INC.

By Its Attorney,

Date: January 4, 2019

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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 18-090.

Dated: January 4, 2019

Marcia A. Brown  
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