

STATE OF NEW HAMPSHIRE
BEFORE THE
PUBLIC UTILITIES COMMISSION

Docket No. 21 - _____

**Petition of Pennichuck East Utility, Inc. for Approval of
Financing from CoBank**

MOTION FOR WAIVER OF CERTAIN FINANCE PETITION REQUIREMENTS

NOW COMES, Pennichuck East Utility, Inc. (“PEU” or “Company”), in accordance with N.H. Admin. Rule Puc 201.05, and hereby moves the New Hampshire Public Utilities Commission (the “Commission”) to waive certain provisions of N.H. Admin. Rule Puc 600. In support of its motion, PEU states as follows:

1. Puc 609.03(b)(6) requests a statement of capitalization ratios after giving effect to the proposed financing. Based on the Company’s current financing structure, this requirement no longer applies to the Company’s finance petitions.

2. Puc 609.03(b)(7) requests the weighted average cost of debt. Based on the Company’s current financing structure, this requirement no longer applies to the Company’s finance petitions.

3. The Commission’s granting of PEU’s waiver requests is in the public interest because it will not disrupt the orderly and efficient resolution of this proceeding. The information requested by PUC Rules 609.03(b)(6) and 609.03(b)(7) no longer applies to PEU because the Company cannot sell shares of itself to investors, equity financing markets are no longer available to fund the Company’s capital and operating needs, therefore it must finance capital solely through issuance of debt. See Order No. 26,179 (Docket 17-128).

This request is made pursuant to Rule PUC 201.05 not because it is burdensome, but because it does not apply and is no longer relevant to the financing requests of the Company. The purpose of the rule is satisfied by the Commission's receipt of relevant information necessary to its evaluation of the proposed financing.

4. The Commission granted a waiver for PEU's prior financing petition in the matter of *Pennichuck East Utility, Inc.*, Docket No. DW 20-081, Order No. 26,418, which is consistent with respect to prior and the proposed CoBank loan transaction in this petition.

WHEREFORE, PEU respectfully requests that the Commission:

- A. Grant this Motion for Waiver; and
- B. Provide such other relief as is just and equitable.


Respectfully submitted,

PENNICHUCK EAST UTILITY, INC.

By Its Attorneys

RATH, YOUNG AND PIGNATELLI, P.C.

Dated: September 2, 2021

By: 
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Certificate of Service

I hereby certify that a copy of this Motion for Waiver, along with the petition for approval of financings, including the pre-filed testimony referred to in the Petition, have this day been forwarded to the Office of Consumer Advocate via electronic mail at ocalitigation@oca.nh.gov.

Dated: September 2, 2021



James J. Steinkrauss