

**STATE OF NEW HAMPSHIRE
PUBLIC UTILITIES COMMISSION**

DW 21-090

Abenaki Water Company and Aquarion Water Company

Petition for Approval of the Acquisition of Abenaki Water Company by

Aquarion Water Company

Procedural Order Re: Taking Official Notice

On September 17, 2021, the Commission issued Order No. 26,519, in which it made a final written determination pursuant to RSA 369:8, II (b)(5) that the acquisition of Abenaki Water Company by Aquarion Company will have an adverse effect on rates. In that order, the Commission announced that it would review the proposed acquisition pursuant to RSA 374:33. The Commission scheduled a final hearing on the matter for November 10, 2021.

Pursuant to RSA 541-A:33, the Commission may take official notice of the record of other proceedings before the Commission. If the Commission takes official notice, parties must be notified of material noticed and afforded an opportunity to contest the material noticed. *See* RSA 541-A:33, VI.¹

In order to have a more complete record to consider in this matter and to protect all parties' rights to due process, the Commission will take administrative notice of the following portions of other Commission dockets for

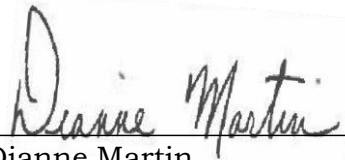
¹ The Commission has a procedural rule governing "administrative notice" that aligns with this statute and governs when the Commission must take notice at the request of a party. *See* N.H. Code of Admin. R. Puc 203.27. Nevertheless, as no party has made a pending request for the Commission to take administrative notice, the Commission is electing to do so on its own authority under RSA 541-A:33. We note that N.H. Admin. R. Puc 203.27 does not restrict the Commission's ability to do so.

purposes of the hearing currently scheduled for November 10, 2021 in this docket:

1. "Investigation Report Of Water Pressure Reduction Matter In Rosebrook Water System" filed in docket IR 21-024 by the Department of Energy Division of Enforcement on August 31, 2021.
2. The response filed by Abenaki Water Company on October 7, 2021, to Commission record requests made on September 7, 2021, in docket DW 20-112 and the record related to hearing in that docket on November 2, 2021.

Accordingly, parties should be prepared to contest the material noticed at the hearing conducted before the Commission on November 10, 2021.

So ordered, this fourteenth day of October, 2021.



Dianne Martin
Presiding Officer
Chairwoman

Service List - Docket Related

Docket# : 21-090

Printed: 10/13/2021

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