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Environmental Law ▪ *Utility Law* July 21, 2022

VIA ELECTRONIC DELIVERY

Daniel C. Goldner, Chairman
New Hampshire Public Utilities Commission
21 S. Fruit Street, Suite 10
Concord, N.H. 03301

Re: DW 22-012 Bodwell Waste Services Corporation
Petition for Approval to Terminate Service
Notice of Withdrawal of Request to Bill for MCSB Loan Post Termination

Dear Chairman Goldner:

The Commission held a prehearing conference on June 1, 2022. The parties in this proceeding met in a technical session after the prehearing deferring a decision on proposing a formal procedural schedule. The Department of Energy noted in its report to the Commission that it would conduct discovery. Bodwell responded to that discovery on June 20, 2022. Parties also filed briefs as to the Commission's legal authority to authorize billings to customers after the formal termination of service has occurred.

In an effort to simplify the issues in this proceeding and to promote the orderly winding down of Bodwell's affairs, Bodwell is withdrawing its request to bill customers for costs related to the Commission-approved financing in DW 17-142. Specifically, Bodwell withdraws paragraph 14 of its petition and its requested relief "to collect its current rates from customers until the MCSB loan is fully repaid". Removing this issue, which Bodwell believes was the crux of the Department of Energy and Office of the Consumer Advocate's objection, will, in Bodwell's opinion, simplify the Commission's decision on the briefs. Bodwell very much wishes to focus on meeting the City of Manchester's MOU Commission approval deadline of September 15, 2022.

Bodwell makes no other changes to its petition. Bodwell still requests approval to transfer its assets to the City of Manchester and the Town of Londonderry as well as to recover its proceeding costs and administrative expenses. As to the MOU with the Town, Bodwell expects to reach agreement soon. Bodwell will file any documents pertaining to the MOU as soon as they are finalized. Thank you in advance for your assistance with this filing.

Very Truly Yours,

A handwritten signature in cursive script that reads "Marcia A. Brown".

Marcia A. Brown

cc: Docket-Related Service List