

**STATE OF NEW HAMPSHIRE
PUBLIC UTILITIES COMMISSION**

DG 22-045

LIBERTY UTILITIES (ENERGYNORTH NATURAL GAS) CORP. d/b/a LIBERTY

Winter 2022/ 2023 Cost of Gas and Summer 2023 Cost of Gas

DG 22-057

**LIBERTY UTILITIES (ENERGYNORTH NATURAL GAS) CORP.
d/b/a LIBERTY-KEENE DIVISION**

Winter 2022/2023 Cost of Gas

Procedural Order Re: Compliance Tariff Filings

In this order, the Commission directs Liberty Utilities (EnergyNorth Natural Gas) Corp. d/b/a Liberty and Liberty Utilities (EnergyNatural Gas) Corp. d/b/a Liberty-Keene Division (collectively, Liberty) to resubmit each of the pending tariff compliance filings with the final versions of each revised tariff page. Since November 15, 2022, Liberty has submitted several compliance tariff filings and corrections thereto in these dockets, which remain pending before the Commission:

Filing	DG 22-045	DG 22-057
Cost of Gas for Winter 2022-2023, rates effective 11/01/2022 ("Base COG Rates")	Original: November 15, 2022 Correction: November 16, 2022 Correction: November 17, 2022 Correction: December 15, 2022	Original: November 15, 2022 Correction: November 18, 2022 Correction: December 15, 2022 Correction: January 13, 2023
Cost of Gas Adjustment for December 2022, rates effective 12/01/22 ("December Adjustment")	Original: November 23, 2022 Correction: January 13, 2023	Original: November 23, 2022 Correction: December 28, 2022 Correction: January 13, 2023

Cost of Gas Adjustment for January, rates effective 01/01/23 (“January Adjustment”)	Original: December 22, 2022 Correction: December 28, 2022 Correction: December 29, 2022 Correction: January 13, 2023	Original: December 22, 2022 Correction: December 28, 2022 Correction: December 29, 2022 Correction: January 13, 2023
Cost of Gas Adjustment for February 2023, rates effective 02/01/2023 (“February Adjustment”)	Original: January 24, 2023	N/A

The Commission has yet to find any of the revised pages compliant with the Puc 1600 rules. With respect to the Base COG Rates, the December Adjustment, and the January Adjustment filings in both dockets, Liberty filed a letter on January 9, 2023 indicating that it intended to work with the New Hampshire Department of Energy (DOE) to correct errors in these filings and ensure compliance with the Commission’s rules. Consistent with that representation, on January 13, 2023, Liberty submitted corrective filings for five of these six filings. Notably, however, Liberty did not resubmit all the revised pages it sought Commission approval of in each filing. Rather, Liberty only submitted corrected versions of the revised pages which it understood to require corrections and implied that the Commission should otherwise review previously submitted versions (i.e., either original versions or previously corrected versions) of the remaining revised pages.

The Commission appreciates Liberty’s efforts to correct its filings, particularly its work with the DOE. But given the number of pending compliance filings, the numerous corrections to each filing over the course of several months (which resulted in the Commission receiving several versions of many of the revised pages at issue), and the overlapping pages in the individual filings, the Commission requires Liberty to clarify

which versions of pages Liberty seeks the Commission's review and approval of. To facilitate the Commission's review and avoid potential error on the Commission's part, Liberty is directed to resubmit, in both Docket Nos. DG 22-045 and DG 22-057, the Base COG Rates, the December Adjustment, and the January Adjustment filings with the final versions of each revised page for which Liberty seeks Commission approval. For example, Liberty's resubmission of the Base COG Rates filing in Docket No. DG 22-045 should include the final versions of all the revised pages in that filing. If Liberty believes that the original version for any of the revised pages submitted on November 15, 2022 (or a previously corrected version) remains correct, it should still resubmit that version of the revised page. This will ensure that the Commission reviews the correct version of each revised page. The Commission notes that this not a determination about whether any of the pages Liberty has submitted are compliant with Commission rules, but a procedural order to clarify the record.

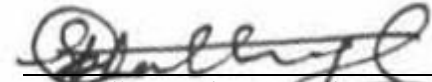
In addition to the earlier filings, Liberty also submitted a timely compliance filing for the February Adjustment in Docket No. DG 22-045 on January 24, 2023. The revised pages in that filing are revisions to the revised pages in the Base COG Rates, the December Adjustment, and the January Adjustment filings. The Commission cannot review these pages until it has approved the revised pages in the earlier filings. Therefore, the Commission finds the February Adjustment filing submitted on January 24, 2023 in Docket No. DG 22-045 provisionally non-compliant. Liberty therefore is also directed to resubmit this filing together with its resubmissions of the Base COG Rates, December Adjustment, and January Adjustment filings. As the Commission noted in the December 30, 2022 procedural order in these dockets, Liberty may adjust its cost-of-gas rates for the month of February 2023 without further Commission approval in accordance with Order No. 26,715.

Liberty must comply with this procedural order no later than February 7, 2023. For the issued date on each revised page, Liberty should use the date it resubmits each revised page to the Commission.

So ordered, this thirty-first day of January, 2023.



Daniel C. Goldner
Chairman



Pradip K. Chattopadhyay
Commissioner



Carleton B. Simpson
Commissioner

Service List - Docket Related

Docket#: 22-045

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Service List - Docket Related

Docket#: 22-057

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