

January 11, 2023

Daniel C. Goldner, Chairman  
New Hampshire Public Utilities Commission  
21 S. Fruit Street, Suite 10  
Concord, NH 03301-2429

*Via Delivery In Hand Only*

RE: DW 22-082 – Agape Community Church Sewer System  
**Submission for January 11, 2023 Hearing**

Dear Committee:

Scott Lamprey is the owner of Suburban Septic Service located in Moultonborough, New Hampshire. Agape Ministries Servants, Inc., owns a private sewer system in Moultonborough, New Hampshire, which services the church and neighboring homes. Until counsel was recently involved, Lamprey did not know who owned the system.

In August of 2022, the sewer system failed. Lamprey was contacted by James Talvy of NH DES. Mr. Talvey is Lamprey's license regulator. Mr. Talvey told Lamprey to make sure the sewer station did not overflow. Mr. Talvey told Lamprey that he would ensure that Lamprey was paid. Lamprey then started pumping in reliance upon this. Subsequent communications with Kerry Barnsley, Esquire, of NH DES, have demonstrated that Mr. Talvey's promise of payment will not be upheld by NH DES.

Initially, Lamprey was pumping the septage into lagoons near the pump station onsite. However, beginning in December of 2022, Lamprey had to begin hauling it to a treatment plant in Plymouth, New Hampshire. Thus, not only is Lamprey pumping the septage, but is now trucking it offsite. Lamprey has incurred great expense to do this.

Lamprey has gone above and beyond in this situation, in good faith reliance that payment would be forthcoming. To date, it has not. Lamprey expects to be paid by the homeowners and the church as users and/or owners of the system. If payment is not guaranteed promptly, Lamprey will have no choice but to stop pumping.

Very truly yours,

Scott Lamprey