

STATE OF NEW HAMPSHIRE  
BEFORE THE  
PUBLIC UTILITIES COMMISSION

DW 24-092

LAKEVIEW WATER COMPANY, INC.

Richard M. Casale, Trustee of the Casale Family 2005 Irrevocable Trust  
Petition to Dissolve Lakeview Water Company, Inc. as a Public Utility

ASSENTED-TO MOTION TO TEMPORARILY SUSPEND PROCEEDING

NOW COMES, Lakeview Water Company, Inc. (“Lakeview” or “Company”), by and through its counsel, NH Brown Law, PLLC, and hereby files this instant motion, pursuant to Puc 203.04, Puc 203.05, and Puc 203.07, and in support of this motion the Company states as follows:

1. On July 23, 2024, Richard M. Casale, Trustee of the Casale Family 2005 Irrevocable Trust, on behalf of Lakeview filed a petition to permanently cease providing regulated utility service.
2. On August 23, 2024, the Commission commenced the instant adjudicative proceeding.
3. The Department of Energy (“Department”) has entered its appearance in this matter.
4. On October 2, 2024, Lakeview filed an agreed-to proposed procedural schedule. That procedural schedule includes the Department filing a position statement on January 28, 2025.
5. On October 7, 2024, the Commission issued a procedural order approving the procedural schedule.
6. On January 17, 2025, Richard Casale filed an assented-to motion to substitute the petitioner to be Lakeview directly.
7. As stated on page 1 of the Commission’s August 23, 2024 order, a significant issue in this proceeding involves the N.H. Department of Environmental Services’ (“DES”) position on

whether Bachelor Mountain Estates still maintains the subdivision approval condition that the subdivision be served by a public water supply. That issue remains unresolved at the time of this motion. Because this issue remains unresolved, Lakeview and the Department do not believe the Commission can move forward with its review of whether it is in the public interest that Lakeview cease being a regulated public utility.

8. In light of this yet unresolved significant issue, Lakeview, with the assent of the Department, seeks to temporarily suspend this proceeding for a period of six (6) months so as to resolve the outstanding DES issue.

9. Lakeview proposes that it file a status report with the Commission on or before July 30, 2025 updating the Commission on DES' position on the Bachelor Mountain Estates public water subdivision condition.

10. Lakeview has contacted the Department for its position on this motion and the Department assents.

WHEREFORE, Lakeview respectfully requests that the Commission:

- A. Grant this motion; and
- B. Order such just and other relief as justice may require.

Respectfully submitted,

LAKEVIEW WATER COMPANY, INC.

By Its Attorney,

N.H. BROWN LAW, PLLC



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Date: January 24, 2025

CERTIFICATE OF SERVICE

I hereby certify that this day a copy of this appearance has been provided to the electronic service list for this docket:

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Date: January 24, 2025

  
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Marcia A. Brown, Esq.