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**Please respond to the Portsmouth office**

August 1, 2007



*Via Hand Delivery*

Debra A. Howland, Executive Director  
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RE: City of Nashua: *Petition for Valuation Pursuant to RSA 38:9*  
NH PUC Docket No. DW 04-048

**Attorneys At Law**

Douglas S. Hatfield  
Margaret-Ann Moran  
Paul L. Apple

Dear Ms. Howland:

I write in response to the Commission's July 20 and July 27 secretarial letters directing Nashua and Pennichuck to submit recommendations with respect to witness scheduling and other matters in this proceeding.

Nashua and Pennichuck reached agreement concerning a number of matters, including the dates for several witnesses or panels would testify that was filed with the Commission on July 27, 2007. However, Nashua and Pennichuck were unable to reach agreement concerning Nashua's request to replace two witnesses that previously submitted testimony on behalf of Veolia Water North America, but that are no longer employed by the company. Nashua therefore files concurrently with this recommendation a *Motion for Leave to Substitute Witnesses*.

Nashua and Pennichuck agreed to make the non-confidential Exhibits available electronically to all parties to this proceeding. Nashua has loaded all of its Exhibits, as well as those of Intervenor Supporting Nashua's petition on the FTP site used for the hearings in January 2007. Instructions on accessing those documents are attached hereto. I understand that Pennichuck is also making its Exhibits available electronically.

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August 10, 2007


Page 2

Nashua made a number of corrections to its prior Exhibit List. Exhibit numbers 1018, 1047, 1048 and 1098 are now marked reserved. Prior to exchange of Exhibits on January 3, 2007, these documents had been removed or incorporated into other Exhibits, but inadvertently remained on Nashua's list exchanged on January 3, 2007. In addition, the Exhibit List of Intervenor Supporting the Petition, and the Exhibits, have been renumbered but are otherwise unchanged.

Finally, Nashua has made available Exhibits 1134 and 1135, not previously identified as Exhibits. Exhibit 1134 contains the resumes of Stephen Siegfried and Alyson Willans that are the subject of Nashua's *Motion for Leave to Substitute Witnesses*. Exhibit 1135 contains a document that Nashua reserves for use during cross examination. These Exhibits may be presented for identification purposes during the hearings. However, Nashua does not request that the Commission rule on their admissibility at this time. There are currently eight Exhibits that have been offered by other parties that were not exchanged by the January 3, 2007 deadline for disclosure of Exhibits. Nashua recommends that the Commission rule on admissibility of these or other Exhibits at the time they are offered for identification, or at the conclusion of the hearings in this proceeding.

If you have any questions, please contact me.

Very truly yours,



Justin C. Richardson, Esq.

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Enclosures

cc: Official Service List DW-04-048 (electronic mail only)