

THE STATE OF NEW HAMPSHIRE

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Thomas B. Getz

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Clifton C. Below

EXECUTIVE DIRECTOR
AND SECRETARY
Debra A. Howland



PUBLIC UTILITIES COMMISSION
21 S. Fruit Street, Suite 10
Concord, N.H. 03301-2429

Tel. (603) 271-2431

FAX (603) 271-3878

TDD Access: Relay NH
1-800-735-2964

Website:
www.puc.nh.gov

March 16, 2006

Re: DW 04-048, City of Nashua
Petition for Valuation
Notice of Application of N.H. Code Admin. Rules Jus 800 and
Waiver of Jus 806.01(c) Motions; Objections

To the Parties:

The Commission's procedural rules, N.H. Code Admin. Rules Puc 200, currently being reviewed in Docket No. DRM 05-077, recently expired. In accordance with RSA 541-A:30-a, until the readoption of the 200 rules, the Commission will apply the Model Rules of Practice and Procedure developed by the New Hampshire Department of Justice, found at Jus 800 for all procedural matters that otherwise would have been governed by Puc 200.

The City of Nashua filed, on March 10, 2006, a Motion for Protective Treatment regarding information contained in documents submitted by one of its expert witnesses. Nashua obtained the consent of Pennichuck Water Works, Merrimack Valley Regional Water District, the Town of Merrimack and the Commission Staff. The Office of Consumer Advocate took no position. A number of parties, however, had not responded at the time of the City of Nashua's filing.

Jus 806.01(c) provides 30 days for parties to object to a motion. In order to expedite matters, however, the Commission finds it appropriate to impose a 10 day response period. Therefore, in order to promote the fair, accurate and efficient resolution of issues pending before the Commission, pursuant to Jus 803.03, the Commission waives the 30 day response period found in Jus 806.01(c) and imposes a 10 day response period. Objections to the City of Nashua's motion, therefore, must be submitted by the close of business March 20, 2006.

Sincerely,

A handwritten signature in cursive script, appearing to read "Debra A. Howland".

Debra A. Howland
Executive Director and Secretary

cc: Suzanne Gorman, Esquire, Office of Attorney General
Carol Holahan, Esquire, Director, Office of Legislative Services
Rep. Betsy Patten, Chair, Joint Legislative Committee on Administrative Rules

EDMUND J BOUTIN
BOUTIN ASSOCIATES PLLC
ONE BUTTRICK RD
PO BOX 1107
LONDONDERRY NH 03053

MICHAEL S GLAIMO
BUSINESS & INDUSTRY ASSOC
122 N MAIN ST
CONCORD NH 03301

BARBARA PRESSLY
11 ORCHARD AVE
NASHUA NH 03060

STEVEN V CAMERINO
MCLANE GRAF RAULERSON & MIDD
15 N MAIN ST
CONCORD NH 03301-4945

BRYAN K GOULD
BROWN OLSON & GOULD PC
2 DELTA DR STE 301
CONCORD NH 03301

JOHN J RATIGAN
DONAHUE TUCKER & CIANDELLA
225 WATER ST
PO BOX 630
EXETER NH 03833-0630

DAVID CARON
LONDONDERRY - TOWN OF
50 NASHUA RD
STE 100
LONDONDERRY NH 03053-3416

JAY HODES
BOSSIE KELLY HODES BUCKLEY & W
440 HANOVER ST
MANCHESTER NH 03104

JUSTIN C RICHARDSON
UPTON & HATFIELD
159 MIDDLE STREET
PORTSMOUTH NH 03801

KATHERINE E CHAMBERS
TOWN OF MILFORD
TOWN HALL
ONE UNION SQ
MILFORD NH 03055-4240

MARK JOHNSON
TOWN OF HOLLIS
TOWN HALL
7 MONUMENT SQ
HOLLIS NH 03049-6121

F ANNE ROSS
OFFICE OF CONSUMER ADVOCATE
21 SOUTH FRUIT ST STE 18
CONCORD NH 03301-2429

DAVID R CONNELL
CITY OF NASHUA
229 MAIN ST
PO BOX 2019
NASHUA NH 03061-2019

STEPHEN J JUDGE
WADLEIGH STARR & PETERS PLLC
95 MARKET ST
MANCHESTER NH 03101

LAURA A SPECTOR
MITCHELL & BATES PA
25 BEACON ST EAST
LACONIA NH 03246

ELIZABETH COUGHLIN
MERRIMACK RIVER WATERSHED CO
600 SUFFOLK ST 4TH FLR
LOWELL MA 01854-3629

CLAIRE MCHUGH
61 DUBLIN AVE
NASHUA NH 03063-2045

EUGENE F SULLIVAN III
SULLIVANE LAW OFFICE
11 SOUTH ST
CONCORD NH 03301-3719

DOM S D'AMBRUOSO
RANSMEIER & SPELLMAN PC
ONE CAPITOL ST
PO BOX 600
CONCORD NH 03302-0600

STEPHEN MERRILL
OFFICE OF CONSUMER ADVOCATE
21 SOUTH FRUIT ST STE 18
CONCORD NH 03301

TIMOTHY TIEPERMAN
TOWN OF MERRIMACK
BABOOSIC LAKE RD
PO BOX 940
MERRIMACK NH 03054

WILLIAM R DRESCHER
DRESCHER & DOKMO
21 EMERSON ROAD
PO BOX 7483
MILFORD NH 03055-7483

ROBERT OLSON
BROWN OLSON & GOULD PC
2 DELTA DR #301
CONCORD NH 03301-7426

ROBERT UPTON II
UPTON & HATFIELD
23 SEAVEY ST
PO BOX 2242
NORTH CONWAY NH 03860

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FILING INSTRUCTIONS:

WITH THE EXCEPTION OF DISCOVERY (SEE NEXT PAGE) FILE 1 ORIGINAL & COVER LETTER, PLUS 8 COPIES (INCLUDING COVER LETTER) TO:

DEBRA A HOWLAND
EXEC DIRECTOR & SECRETARY
NHPUC
21 SOUTH FRUIT STREET, SUITE 10
CONCORD NH 03301-2429

STEVE WILLIAMS
NASHUA REGIONAL PLANNING COMM
115 MAIN ST
PO BOX 847
NASHUA NH 03061

GERALD BERNIER
10 LAMB ROAD
NASHUA NH 03062

GEORGES ROY
16 PATRICIA ST
WINDHAM NH 03087

GREGG BOIKO
10 JEWELL LANE
EAST DERRY NH 03038

GEORGE & CLAIRE SEETON
11 MAXWELL DR
DERRY NH 03038

THOMAS M BOWEN
281 LINCOLN ST
MANCHESTER NH 03103-5093

FRANK G SHEA
17 SANDPIPER LANE
MERRIMACK NH 03054

TIMOTHY FORREST
101 WEST HOLLIS STREET
#1
NASHUA NH 03060

MATTHEW H UPTON
10 CENTRE ST
PO BOX 1090
CONCORD NH 03302

CHARLIE J HUMPHRIES
7 HELEN DR
HOOKSETT NH 03106

EDWARD L YOURTEE
45 SHARON RD
WINDHAM NH 03087

DEBORAH M LEVITT
2 PATRICIA LANE
AMHERST NH 03031

MARY ANNE MAKSALLA
62 PINE ST
HOOKSETT NH 03106

LOUIS MICCOLO
66 COX ST
NASHUA NH 03064

DONNA M REGIS
37 SEASONS LANE
LONDONDERRY NH 03053-2963