

THE STATE OF NEW HAMPSHIRE

CHAIRMAN
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November 7, 2011

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RE: DW 10-091 and DW 11-018, Pennichuck Water Works, Inc.
Order No. 25,278

To the Parties:

Enclosed is revised page 11 of Order No. 25,278 (October 21, 2011). On page 11, line 16, "and thus does" has been changed to "and thus does not."

All other portions of this Order remain unchanged. Please substitute the enclosed revised page to your copy of Order No. 25,278.

Very truly yours,

A handwritten signature in blue ink that reads "Debra A. Howland".

Debra A. Howland
Executive Director

Enclosure
cc: Service List
Docket File

incurred relative to PWW's initial proposal to include recovery of certain eminent domain costs in customer rates.

III. COMMISSION ANALYSIS

A. Reconciliation

Upon the final disposition of a rate proceeding in which temporary rates were in effect, RSA 378:29 requires the utility to reconcile the difference between temporary rates and the permanent rates finally determined in the proceeding. The proposed surcharge or refund is based on usage between June 16, 2010, the effective date of temporary rates pursuant to Order No. 25,153, and June 9, 2011, the date permanent rates were approved by Order No. 25,230. The surcharge is proposed for twelve equal monthly installments consistent with the approved settlement agreement. The only irregularity, as noted by Staff, is that while the calculation of the temporary/permanent recoupment was correct, the percentage increases as represented at hearing for the Private Fire Protection and Public Fire Protection classes were incorrect. The permanent rates proposed and approved by the Commission for these classes remain correct. While we note this calculation error, we recognize that it is not an error that impacts revenues, rates, or the reconciliation and thus does not warrant any further Commission action. Having reviewed PWW's calculations and Staff's recommendation, we find the temporary/permanent recoupment amounts to be just and reasonable and consistent with RSA 378:29 and RSA 378:7. Based on the above, we will approve the rate recoupment surcharges and refund proposed by PWW.

B. Confidentiality

RSA 91-A:5, IV states, in relevant part, that records of "confidential, commercial, or financial information" are exempted from disclosure. *See Unitil Corp. and Northern Utilities, Inc.*, Order No. 25,014, 94 NH PUC 484, 486 (2009). In determining whether commercial or

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FILING INSTRUCTIONS:

- a) Pursuant to N.H. Admin Rule Puc 203.02 (a), with the exception of Discovery, file 7 copies, as well as an electronic copy, of all documents including cover letter with:
- DEBRA A HOWLAND
EXECUTIVE DIRECTOR
NHPUC
21 S. FRUIT ST, SUITE 10
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- b) Serve an electronic copy with each person identified on the Commission's service list and with the Office of Consumer Advocate.
- c) Serve a written copy on each person on the service list not able to receive electronic mail.