

**THE STATE OF NEW HAMPSHIRE
BEFORE THE
PUBLIC UTILITIES COMMISSION**

IN RE EASTMAN SEWER COMPANY, INC.

Sale of Assets and Liabilities to VILLAGE DISTRICT OF EASTMAN

EXPEDITED MOTION TO RECONSIDER THE PROCEDURAL SCHEDULE
AND
LIMIT INTERVENTION PURSUANT TO RSA 541-A:32 and Puc 203.17

NOW COME the EASTMAN SEWER COMPANY, INC., (ESC) the VILLAGE DISTRICT OF EASTMAN (VDE) and the EASTMAN COMMUNITY ASSOCIATION (ECA), by and through Counsel, Jay C. Boynton, Esquire, NH Bar ID 79, 164 Main Street, PO Box 395, Andover, NH 03216-0395 and move to Reconsider the Procedural Schedule and Limit Intervention pursuant To RSA 541-A:32 and Puc 203.17, stating as follows:

1. On August 17, 2013, registered voters in a proposed new village sewer district the Town of Grantham defeated the proposed establishment of the new village sewer district by a vote of 39 Yes and 122 No.
2. On August 22, 2013, Attorney Michael Donovan, counsel for the Eastman Sewer Users Coalition, withdrew.
3. Voters of the community have now affirmatively approved the transfer of assets which is the subject of this Petition as set forth therein, and rejected the formation of a new alternative village district. In doing so, the voters have unequivocally demonstrated the public good in this transfer, both as to the transfer to a municipality, and the appropriateness of the VDE as the municipality.

4. Detailed Annual Reports of the ESC have been filed and are available to the public and any Intervenor for 2008, 2009, 2010, 2011 and 2012. These reports contain the information deemed relevant by the PUC for an ongoing, operational, public utility. Other data might be of personal interest to some individual, but is not relevant to this proceeding especially in view of the action of the voters resoundingly defeating the formation of the proposed additional village district.

5. If this transfer is approved, records of the VDE and its Sewer Operation will be public documents subject to RSA 91-A.

6. The expense of assembling and providing data is not without consequence. It is ultimately a cost for the customers of ESC, and a balance must be found between relevant needs for information and argumentative questions which have no substantive bearing on this Petition.

7. These new developments change both the scope of issues before the Commission and the legitimate interests of Intervenors. An expedited hearing on this motion is warranted because the cost of these proceedings has a direct impact on present customers of ESC.

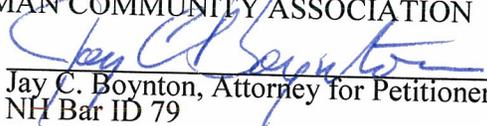
WHEREFORE, your Petitioners pray that:

1. Intervenor participation be limited to issues in which an Intervenor has a particular designated interest, and

2. The scope of these proceedings and the Procedural Schedule be reconsidered in light of the voters' defeat of an alternative village district and the withdrawal of the Eastman Sewer Users Coalition.

Respectfully submitted,

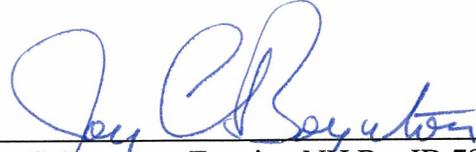
EASTMAN SEWER COMPANY, INC.,
VILLAGE DISTRICT OF EASTMAN and
EASTMAN COMMUNITY ASSOCIATION

By: 
Jay C. Boynton, Attorney for Petitioners
NH Bar ID 79

CERTIFICATE OF SERVICE

Today the foregoing document was served electronically and by depositing a copy of same in a United States Postal Service receptacle, first class postage prepaid, addressed to the Service List and the Office of the Consumer Advocate, 21 South Fruit Street, Suite 18, Concord, NH 03301.

Dated: Aug 23, 2013



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