

THE STATE OF NEW HAMPSHIRE

CHAIRMAN
Martin P. Honigberg

COMMISSIONERS
Robert R. Scott
Kathryn M. Bailey

EXECUTIVE DIRECTOR
Debra A. Howland



PUBLIC UTILITIES COMMISSION

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

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

Tel. (603) 271-2431

FAX (603) 271-3878

Website:
www.puc.nh.gov

NHPUC 13JAN17PM2:44

January 13, 2017

Debra A. Howland
Executive Director
New Hampshire Public Utilities Commission
21 S. Fruit St., Suite 10
Concord, New Hampshire 03301

**Re: DW 16-257 Bow Lake Estates Water Works
Request for Show Cause
Imposition of Fine for Failure to Comply with a Commission Order**

Dear Ms. Howland:

On May 26, 2016, the Commission held a prehearing conference in this docket, and on August 1, 2016, the Commission issued Order No. 25,931. That order imposed a conditional fine of \$10,000 on the owner of Bow Lake Estates Water Works, Inc. (Bow Lake), Mr. Stanley Oliver. This fine was to be suspended if Bow Lake filed with the Commission, no later than October 1, 2016, a signed purchase and sale agreement selling the Bow Lake public utility franchise to a qualified buyer. No agreement was filed by that date, and no agreement has been filed subsequently. Therefore, Staff recommends that the Commission make demand for payment of the \$10,000 fine.

Leading up to the October 1 date, Staff had been told that a letter of intent had been executed between Bow Lake and another currently franchised public water utility. Staff has not seen any such document and does not believe one exists, or one that has been executed. Further, Staff has had two telephone conversations with Mr. Oliver's attorney since the October 1 date, and those conversations have produced no commitment on the part of Bow Lake to comply with the Commission's order to seek a buyer. Staff therefore believes that demand should be made for the fine, and that the Commission take any other action as it deems appropriate.

Sincerely,

A handwritten signature in blue ink that reads "Mark A. Naylor".

Mark A. Naylor

Director, Gas & Water Division

Cc: Bow Lake Estates Water Works

SERVICE LIST - EMAIL ADDRESSES - DOCKET RELATED

Pursuant to N.H. Admin Rule Puc 203.11 (a) (1): Serve an electronic copy on each person identified on the service list.

Executive.Director@puc.nh.gov

amanda.noonan@puc.nh.gov

john.clifford@puc.nh.gov

mark.naylor@puc.nh.gov

ocalitigation@oca.nh.gov

rorie.patterson@puc.nh.gov

steve.frink@puc.nh.gov

yankeepumpnh@gmail.com

Docket #: 16-257-1 Printed: January 13, 2017

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
CONCORD NH 03301-2429

- 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.**