

RATH YOUNG PIGNATELLI

James J. Steinkrauss

Attorney-at-Law

jjs@rathlaw.com

(603) 410-4314

Please reply to: Concord Office

January 7, 2022

VIA ELECTRONIC MAIL

Daniel C. Goldner, Chairman
New Hampshire Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, NH 03301-2429

**Re: Petition of Pennichuck East Utility, Inc. for Approval of
Financings from CoBank, ACB and Refinancing of
Intercompany Loans
Docket DW 20-081**

Dear Chairman Goldner:

On May 22, 2020, Pennichuck East Utility, Inc. (“PEU” or “Company”) filed a Petition for Approval of Financings from CoBank, ACB and Refinancing of Intercompany Loans in Docket No. DW 20-081. The petition sought approval by the Commission of a loan from CoBank to fund certain capital projects borrowed under the Company’s Fixed Asset Line of Credit (“FALOC”), renewal of its FALOC for a new three-year term, and permit the Company to refinance nearly all outstanding short-term intercompany payable balances between PEU and its parent, Pennichuck Corporation (“Penn Corp”), as a new long-term intercompany loan between the parties.

On September 14, 2020, the Company filed a Motion to Bifurcate the proceedings in the docket to allow for separate orders for the CoBank Loan and FALOC renewal (“CoBank Requests”) and the intercompany loan refinance (“Refinance Request”) because the CoBank Requests had time critical deadlines to fund ongoing capital projects and renew the FALOC. The Commission approved the Motion to Bifurcate and the CoBank Requests by Order No. 26,418 on October 29, 2020, approving the CoBank Loan, FALOC renewal and providing Staff with more time to examine the intercompany financing request.

The proceedings on the intercompany finance remain outstanding. However, on September 2, 2021, the Company filed a petition in Docket No. DW 21-129 for approval of a 25-year loan from CoBank in the amount of \$2,546,632. The one-time loan would be used to fund a “one time” refill and replenishment of the Company’s Rate Stabilization Fund (RSF) funds to imprest levels, specifically the Material Operating Expense Revenue Requirement (MOERR). The MOERR had been overdraw and supported by borrowings from the Penn

National Impact. Uniquely New Hampshire.

Rath, Young and Pignatelli, P.C.
www.rathlaw.com

One Capital Plaza
Concord, NH 03302-1500
T (603) 226-2600
F (603) 226-2700

20 Trafalgar Square
Nashua, NH 03063
T (603) 889-9952
F (603) 595-7489

120 Water Street, 2nd Floor
Boston, MA 02109
T (617) 523-8080

26 State Street, Suite 9
Montpelier, VT 05602
T (802) 229-8050
F (802) 229-4666

RATH YOUNG PIGNATELLI

Chairman Daniel Goldner, NH Public Utility Commission

January 7, 2022

Page 2

Corp. Working Capital Line of Credit. The Commission approved the financing request for the CoBank loan by Order No. 26,538, dated October 29, 2021. Due to the one-time funding and replenishment of the RSF and MOERR funds, the Company no longer needs to proceed with the intercompany finance request in Docket DW 20-081. The Company therefore respectfully requests to withdraw its pending petition for the intercompany loan refinance in DW 20-081 and asks that the Commission close Docket No. DW 20-081.

This filing is made electronically in accordance with the Secretarial Letter dated March 17, 2020. Please let me know if you have any questions or concerns. Thank you for your attention to this matter.

Respectfully submitted,
Pennichuck Water Works, Inc.

By its Attorneys,
Rath, Young and Pignatelli, P.C.



James J. Steinkrauss

Cc: Office of Consumer Advocate (via electronic mail)
Docket Service List (via electronic mail)