

**STATE OF NEW HAMPSHIRE  
PUBLIC UTILITIES COMMISSION**

**DG 23-076**

**LIBERTY UTILITIES (ENERGYNORTH NATURAL GAS) CORP. d/b/a LIBERTY**

**Winter 2023-2024 and Summer 2024 Cost of Gas and LDAC Filing**


**Procedural Order Re: Request for Waiver from Puc 1603.05(a)(1)**

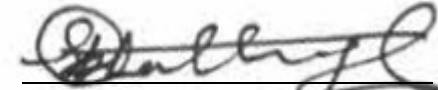
On August 21, 2023, within the cover letter accompanying the petition to open this docket, Liberty Utilities (EnergyNorth Natural Gas) Corp. d/b/a Liberty (Liberty) requested a waiver from New Hampshire Code of Administrative Rules, Puc 1603.05(a)(1) with respect to its proposed changes to the Local Distribution Adjustment Charge (LDAC). That rule states that: “A utility that proposes to revise an existing tariff shall submit . . . [t]he entire page on which any revision occurs.” Puc 1603.05(a)(1). Liberty’s proposed changes to the LDAC will include revisions to Pages 87 through 89 of its tariff. However, Liberty notes that these pages also include its distribution rates, which will change between now and when the proposed LDAC rates go into effect. Therefore, any revised pages that Liberty files now to reflect the proposed changes to the LDAC rates will be outdated by the time the pages go into effect. As an alternative, Liberty proposes filing revised versions of other tariff pages in its tariff that reflect the proposed LDAC rates, which will demonstrate to the Commission the changes to the rates. No party objected to Liberty’s request.

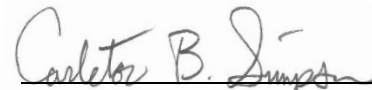
The Commission “shall waive the provisions of any of its rules . . . if the commission finds that: (1) The waiver serves the public interest; and (2) The waiver will not disrupt the orderly and efficient resolution of matters before the commission.” Puc 201.05(a). When considering whether a waiver request serves the public interest, “the commission shall waive a rule if . . . [t]he purpose of the rule would be satisfied by an alternative method proposed.” Puc 201.05(b).

The Commission GRANTS Liberty's request for waiver. The Commission finds that the waiver will not disrupt the efficient resolution of matters in this docket, and that Liberty's proposed alternative will satisfy the purpose of the rule by demonstrating to the Commission the effects of Liberty's proposed LDAC rates.

So ordered, this twentieth day of September, 2023.

  
Daniel C. Goldner  
Chairman

  
Pradip K. Chattopadhyay  
Commissioner

  
Carleton B. Simpson  
Commissioner

## Service List - Docket Related

Docket#: 23-076

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