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**Please respond to the Portsmouth office**

August 1, 2007



*Via First Class Mail*  
Debra A. Howland, Executive Director  
N.H. Public Utilities Commission  
21 South Fruit Street, Suite 10  
Concord, NH 03301-2429

**RE: City of Nashua: *Petition for Valuation Pursuant to RSA 38:9***  
**NH PUC Docket No. DW 04-048**

Dear Ms. Howland:

I write to inform the Commission and parties of Nashua's proposal to resolve certain procedural issues for the hearings scheduled to commence on September 4, 2007. By letter dated July 27, 2007, the City of Nashua and Pennichuck submitted a witness schedule for completion of the hearings in this proceeding. The schedule notes that on September 5, 2007, Nashua intends to offer Mr. Stephen Siegfried and Ms. Alyson Willans of Veolia Water North America, to replace Mr. David Ford and Robert Burton. In addition, the witness schedule indicates that the Town of Merrimack and Anheuser-Busch will replace witnesses previously identified.

Nashua proposes that Mr. Siegfried and Ms. Willans adopt the testimony, exhibits and discovery responses previously submitted by Mr. Ford and Mr. Burton on behalf of Veolia Water North America. This change is necessary as these individuals are no longer employed by the company, and their roles in the operation of the system will be performed by Mr. Siegfried and Ms. Willans respectively. Specifically, Nashua expects that the exhibits to be adopted by Mr. Siegfried and Ms. Willans is limited to portions of the following:

1. January 12, 2006 *Direct Testimony* (Exhibit 1005);
2. May 22, 2006 *Reply Testimony* (Exhibit 1013);

3. *Responses to PWW Data Requests Set 3* (Exhibit 1051);
4. *Responses to PWW Set 4* (Exhibit 1052);
5. *Responses to PWW Set 5* (Exhibit 1053);
6. *Responses to Staff Set 4* (Exhibit 1054); and
7. Exhibits on cross examination offered by other parties (if any)

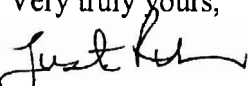
With the exception of the enclosed resumes, no substantive changes to exhibits or testimony previously submitted should be required.

Nashua further notes that other parties, including Anheuser-Busch and the Town of Merrimack also propose to substitute witnesses previously identified for the hearings in January. Nashua therefore proposes the following:

- |                     |  |
|---------------------|--|
| August 7, 2007      | Petitioner and respondent make all previously submitted exhibits available electronically to the parties, in accordance with the prior stipulations for the hearings in January. |
| August 10, 2007.    | Parties identify any changes to the witnesses previously identified, exhibits to be adopted by the witness and provide current resumes.  |
| August 17, 2007.    | Objections (if any) to proposed witnesses.   |
| August 20-27, 2007. | Pre-hearing conference before a hearings examiner to address any outstanding witness or procedural issues.   |

Nashua believes that this approach will provide for the orderly conduct of hearings scheduled to re-commence on September 4, 2007. In that regard, Nashua remains open to discuss other proposals and requests that Pennichuck, Staff and other parties indicate their concurrence to this proposal.

If you have any questions, please contact me.

Very truly yours,  
  
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Enclosures

cc: Official Service List DW-04-048 (electronic mail only)