



Business & Industry Association of New Hampshire

To promote and preserve the economic well-being of New Hampshire.

December 8, 2004

Debra Howland
Executive Director and Secretary
State of New Hampshire
Public Utilities Commission
21 South Fruit Street
Concord, New Hampshire 03301-2429

Note: HAND DELIVERED
Re: Docket No. DE 04-048
BIA Petition for Intervenor Status



Dear Secretary Howland:

Attached you will find 8 copies of the Business & Industry Association of New Hampshire's (BIA) Petition for Late Intervention in the above referenced docket.

Copies have been mailed to the service list as per N.H. Administrative Rules PUC 203.

Respectfully,

Michael S. Giaimo

Enclosures

cc: Service List

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STATE OF NEW HAMPSHIRE
BEFORE THE
PUBLIC UTILITIES COMMISSION

Re: Public Service of New Hampshire

DW 04-048

Petition for Late Intervention

The Business & Industry Association of New Hampshire (BIA), submits this Petition for Late Intervention, and states as follows:

1. The BIA is a not for profit business association which advocates policy that promotes and preserves the economic well being of the state. The BIA is composed of over 400 businesses in the state. These businesses vary in size and represent all segments of the business and industrial communities. Collectively, BIA members employ over 15% of the workforce in the state.
2. This docket directly concerns greater Nashua, New Hampshire, and indirectly impacts the entire state of New Hampshire. In particular, many of the businesses in this region will be affected by the outcome of this docket. Moreover, many of these businesses are BIA members.
3. This docket may impact the water rates and services of our members in this area.
4. The resolution of this docket will directly affect commercial and industrial customers in this area, most of which are BIA member companies.
5. This case concerns a major policy issue that is of great interest to the BIA, namely the ability of a municipality to acquire a private utility through eminent domain.
6. The BIA has participated in numerous proceedings before this Commission.
7. For the foregoing reasons, the BIA's rights, duties, privileges, immunities and other substantial interests may be affected by this proceeding.


8. The BIA is prepared to accept the procedural schedule in this case as it stands or as it will be established. Therefore, intervention by the BIA will not disrupt the orderly conduct of this proceeding, or delay the proceedings.
9. On Wednesday December 8, 2004, the BIA emailed counsel for the Commission staff, the Office of the Consumer Advocate and those individuals on the email contact list. This email gave them notice of the BIA's intention to petition to intervene in this docket.
10. This petition will be emailed to all those on the email contact list by end of business on Wednesday December 8, 2004. Hard copies will also be mailed to the service list for this docket by the end of business on Wednesday December 8, 2004.

WHEREFORE, the BIA respectfully requests that it be granted full intervenor status in this proceeding.

Respectfully submitted,

Business & Industry Association of
New Hampshire


December 8, 2004

By: 
Michael S. Giaimo, Esq. V.P. Energy
122 North Main Street
Concord, NH 03301
603-224-5388

Certificate of Service

I hereby certify that this Petition to Intervene has been forwarded this 8th day of December 2004 to all persons on the Service List.

I also hereby certify that the original and eight copies of the Petition for Late Intervention was hand-delivered to the Public Utilities Commission.


Michael S. Giaimo