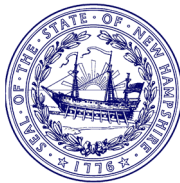


STATE OF NEW HAMPSHIRE

CHAIRWOMAN
Dianne Martin

COMMISSIONERS
Kathryn M. Bailey
Daniel C. Goldner

EXECUTIVE DIRECTOR
Debra A. Howland



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

Tel. (603) 271-2431

Website:
www.puc.nh.gov

PUBLIC UTILITIES COMMISSION

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

May 26, 2021

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

Re: Liberty Utilities (Granite State Electric) Corp. d/b/a Liberty
Docket DE 06-107 -- National Grid USA and KeySpan Corporation
Staff Response to Liberty's Motion for Rehearing of April 23, 2021 Secretarial Letter

Dear Ms. Howland:

On March 30, 2020, Liberty Utilities (Granite State Electric) Corp. d/b/a Liberty (Liberty, or the Company) filed an Updated Storm Fund Report for Calendar Year 2019 pursuant to settlement agreements approved in Docket DE 06-107 by Order No. 24,777 (July 12, 2007) and Order No. 25,738 (November 26, 2014) (Settlement Agreements). Staff reviewed the filing in accordance with the criteria set forth in the Settlement Agreements and filed a recommendation in the same docket on March 23, 2021. No response to the recommendation was filed by the Company.

Based on its review of the Company's filing and Staff's recommendation, the Commission issued a secretarial letter on April 23, 2021, 30 days after Staff filed its recommendation, that denied Liberty's recovery from the Company's Storm Fund of the amount of \$706,838, and approved Liberty's recovery in the amount of \$1,206,255 from the Storm Fund, as well as appropriate carrying charges, effective December 31, 2019, but excluding any amounts derived from the capitalization of transportation depreciation through the burden rate.

On May 21, 2021, Liberty filed a motion for reconsideration of the Commission's decision and requested a hearing. In support of its motion, Liberty argued the following:

Liberty seeks rehearing because (1) the Order was issued without providing Liberty the constitutionally and statutorily required notice and opportunity to be heard, and (2) on the merits, the Order reached incorrect conclusions due to the lack of evidence and consideration of information and legal argument that Liberty would have provided. The Order is thus "unlawful or unreasonable." RSA 541:4.

Staff does not object to Liberty's request for an opportunity to be heard in this matter. However, Staff does not concede that Liberty's procedural due process arguments are valid or that the Commission's substantive decision on the merits was improperly decided.

DE 06-107

Page 2

Pursuant to the Commission's March 17, 2020 secretarial letter, this letter will be served by electronic copy only.

Sincerely,

/s/ Lynn Fabrizio

Lynn Fabrizio, Esq.
Staff Attorney

cc: Service List – DE 06-107 (by e-mail)

Executive.Director@puc.nh.gov
alinder@nhla.org
amanda.noonan@puc.nh.gov
anthony.strabone@libertyutilities.com
camerinos@nhec.com
dnute@resilientbuildingsgroup.com
donaldwightman@compuserve.com
heather.tebbetts@libertyutilities.com
joel.rivera@libertyutilities.com
kurt.demmer@puc.nh.gov
lynn.fabrizio@puc.nh.gov
Melissa.Samenfeld@libertyutilities.com
michael.sheehan@libertyutilities.com
paul.dexter@puc.nh.gov
pfundstein@gcglaw.com
richard.chagnon@puc.nh.gov
scott.strauss@spiegelmc.com
sjs@sjsullivanlaw.com
steve.frink@puc.nh.gov
steven.mullen@libertyutilities.com