

DWYER, DONOVAN & PENDLETON, P.A.

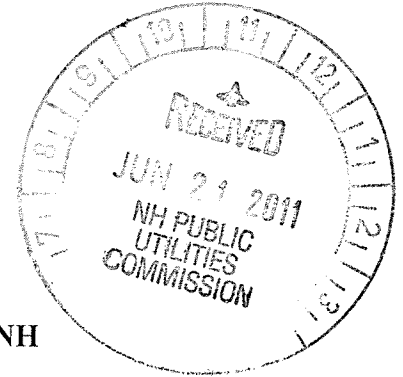
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LICENSED TO PRACTICE
NEW HAMPSHIRE
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June 20, 2011

Debra Howland
Exec. Director & Secretary
Public Utilities Commission
State of New Hampshire
21 South Fruit Street, Suite 10
Concord, NH 03301-2429



**RE: Pennichuck East Utility, Inc. – Skyview Estates, Pelham, NH
DW 11-123**

Dear Director Howland:

Petitioner in the above matter, Pennichuck East Utility, Inc. (hereinafter “PEU”), currently requests the Petition it filed in the above matter be withdrawn and the file closed. Based upon my discussions with staff, we determined that the 1989 Order in Docket DE-88-162 conveyed a franchise to Southern New Hampshire Water Co., Inc. over a majority of the Town of Pelham, New Hampshire, the Order specifically included the following language:

“ORDERED. That Southern New Hampshire Water Co., Inc. be granted a franchise for that area of the Town of Pelham for which it does not currently hold a franchise.”

That PEU subsequently acquired the franchise rights within the town of Pelham from Consumer’s Water Company by Order 22,792 in DE 96-227. See 82 NH PUC 814 (1997). The transfer concluding thereafter based upon said Order. Southern New Hampshire Water Company’s had previously transferred its Pelham franchise rights to Consumers Water Company under a separate transaction.

Based on this analysis, PEU submits it already has been awarded a franchise over the franchise area and therefore believes that further proceedings in this matter are unnecessary. PEU has discussed the matter with Staff, and counsel represents that Staff concurs with the PEU’s analysis.

A copy of this letter has been sent to the Service List in this matter.

Thank you.

Very truly yours,

John T. Pendleton

A handwritten signature in blue ink, consisting of several overlapping loops and a long vertical stroke extending downwards from the main signature.

JTP:imp

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