

THE STATE OF NEW HAMPSHIRE

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November 22, 2016

Re: DG 16-827, Concord Steam Corporation Non-Governmental Customers
Joint Petition to Establish Interconnection/Transition Fund (Fund) for Non-Governmental
Concord Steam Customers
Motion to Dismiss

To the Parties:

On October 19, 2016, Commission Staff (Staff) filed a motion to dismiss the instant petition on two grounds, with which the Office of the Consumer Advocate (OCA) concurred. Staff noted that the petitioners were communicating, and relying on, certain representations made by Liberty Utilities (EnergyNorth Natural Gas) Corp. d/b/a Liberty Utilities (Liberty) to Senator Feltes and the customers in connection with the Fund, without Liberty being a co-petitioner. Furthermore, Staff argued that at the time, the Commission final Orders for Docket Nos. DG 16-769 and DG 16-770 had yet to be issued, making this matter not ripe for adjudication. On October 25, 2016, Liberty filed a motion to intervene pursuant to RSA 541-A:32, I, and the petitioners filed an objection to the motion to dismiss.

The Commission has denied the motion to dismiss as the argument related to ripeness is now irrelevant in light of the recent issuance of Orders Nos. 25,965 and 25,966, and because the Commission has elected to make Liberty a mandatory party in this proceeding curing the procedural defect. Therefore, Liberty's motion to intervene is rendered moot.

Sincerely,

A handwritten signature in black ink, appearing to read "Debra A. Howland".

Debra A. Howland
Executive Director

cc: Service List (electronically)
Docket file

SERVICE LIST - EMAIL ADDRESSES- DOCKET RELATED

Pursuant to N.H. Admin Rule Puc 203.11 (a) (1): Serve an electronic copy on each person identified on the service list.

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Docket #: 16-827-1 Printed: November 23, 2016

FILING INSTRUCTIONS:

- a) Pursuant to N.H. Admin Rule Puc 203.02 (a), with the exception of Discovery, file 7 copies, as well as an electronic copy, of all documents including cover letter with:
DEBRA A HOWLAND
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- b) Serve an electronic copy with each person identified on the Commission's service list and with the Office of Consumer Advocate.
- c) Serve a written copy on each person on the service list not able to receive electronic mail.