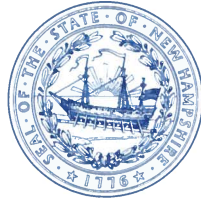


THE STATE OF NEW HAMPSHIRE



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PUBLIC UTILITIES COMMISSION

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November 13, 2018

Matthew Fossum
Senior Legal Counsel
Eversource Energy
P.O.Box 330
Manchester, NH 03105

Jacob J. B. Marvelley
Shaines & McEachern PA
282 Corporate Drive, Suite 2
Portsmouth, NH 03801

Re: DE 17-174, Complaint of Ensconce Data Technologies, LLC against Eversource Energy

Dear Counsel,

On November 7, 2017, the Commission received a complaint from Ensconce Data Technologies, LLC (EDT) concerning Eversource Energy's (Eversource) cutover of a transformer at 100 Market Street in Portsmouth, New Hampshire. Pursuant to Puc 204, after the submission of a formal complaint, Eversource filed its response to the EDT complaint on November 20, 2017 to which EDT responded on December 11, 2017.

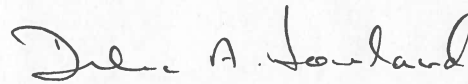
After completing its review of the complaint and associated responses, by memorandum dated July 27, 2018, Commission Staff recommended that the Commission close this investigation inasmuch as the remedy sought by EDT (*i.e.* that the Commission require Eversource to negotiate in good faith with EDT to reach a settlement concerning damaged equipment) falls outside the scope of the Commission's authority. Staff also recommended that the Commission open an investigation into Eversource's process and procedures for planned outages.

Neither party filed a response to, or commented on, Staff's recommendation.

The Commission has found that requiring Eversource to negotiate with its customer falls outside the Commission's scope of authority. *See* RSA 365. The Commission also found it appropriate

to open an investigation into utility planned outage processes and procedures. Accordingly, the Commission will issue a notice commencing such investigation and has closed Docket No. DE 17-174.

Sincerely,

A handwritten signature in dark ink, appearing to read "Debra A. Howland". The signature is fluid and cursive, with the first name "Debra" being more prominent than the last name "Howland".

Debra A. Howland
Executive Director

cc: Service List (Electronically)

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 #: 17-174-1 Printed: November 13, 2018

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
EXECUTIVE DIRECTOR
NHPUC
21 S. FRUIT ST, SUITE 10
CONCORD NH 03301-2429

- 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.**