

**STATE OF NEW HAMPSHIRE
PUBLIC UTILITIES COMMISSION**

DE 22-035

LIBERTY UTILITIES (GRANITE STATE ELECTRIC) CORP. d/b/a LIBERTY

Request for Step Adjustment


Procedural Order Re: Request for Waiver of Puc 1603.05(b)

Consistent with the Commission’s November 8, 2022 procedural order in this docket, Liberty Utilities (Granite State Electric) Corp. d/b/a Liberty (Liberty) submitted a revised step adjustment filing on December 12, 2022. In its cover letter, Liberty requested that the Commission waive New Hampshire Code of Administrative Rules, Puc 1603.05(a)(1), which requires a utility proposing to revise an existing tariff to submit the entire page on which any revision occurs. Liberty argues that a waiver is appropriate because any proposed tariff pages it files now will be out of date before the February 7, 2023 hearing scheduled in this docket, as filings in another docket (Docket No. DE 22-052) will adjust rates before then. As an alternative, Liberty proposes to file illustrative tariff pages and rate schedules before the February hearing. Liberty notes that the Commission approved a similar request for waiver using this alternative method earlier in this docket. No party objected to Liberty’s request for waiver.

Under Puc 201.05(a), the Commission “shall waive the provisions of any of its rules . . . upon the request of an interested party . . . if the commission finds that (1) [t]he waiver serves the public interest; and (2) [t]he waiver will not disrupt the orderly and efficient resolution of matters before the commission.” Under Puc 201.05(b)(2), a waiver serves the public interest if the “purpose of the rule would be satisfied by an alternative method proposed.”

The Commission finds that waiving Puc 1603.05(a)(1) is appropriate because:
(1) Liberty's proposed alternative satisfies the purpose of the rule under the circumstances in this docket; and (2) there is no indication a waiver will disrupt the orderly and efficient resolution of matters before the Commission. Therefore, Liberty's request for waiver is GRANTED. Liberty is further directed to file its illustrative tariff pages and rate schedules no later than the close of business on Tuesday, January 31, 2023.

So ordered, this twenty-third day of December, 2022.



Daniel C. Goldner
Presiding Officer
Chairman

Service List - Docket Related

Docket#: 22-035

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