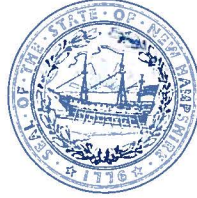


THE STATE OF NEW HAMPSHIRE

CHAIRMAN
Martin P. Honigberg

COMMISSIONERS
Kathryn M. Bailey
Michael S. Giaimo

EXECUTIVE DIRECTOR
Debra A. Howland



PUBLIC UTILITIES COMMISSION
21 S. Fruit Street, Suite 10
Concord, N.H. 03301-2429
November 13, 2018

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

Tel. (603) 271-2431

FAX (603) 271-3878

Website:
www.puc.nh.gov

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.

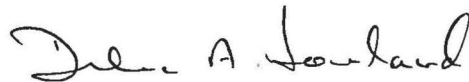
After completing its review of the complaint and associated responses, by memorandum dated July 27, 2018, Commission Staff recommended that the Commission close this investigation inasmuch as the remedy sought by EDT (*i.e.* that the Commission require Eversource to negotiate in good faith with EDT to 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 black ink that reads "Debra A. Howland". The signature is written in a cursive style with a large initial "D".

Debra A. Howland
Executive Director

cc: Service List (Electronically)