

**STATE OF NEW HAMPSHIRE
BEFORE THE
PUBLIC UTILITIES COMMISSION**

Docket No. DG 07-033

**NORTHERN UTILITIES, INC.
2007 SUMMER COST OF GAS**

MOTION TO STAY ORDER ADOPTING REVISED RATES

NOW COMES Northern Utilities, Inc. ("Northern"), by and through its undersigned counsel, and respectfully moves the New Hampshire Public Utilities Commission ("the Commission") to stay the above-captioned order. In support of this Motion, Northern states as follows:

1. On September 13, 2007, the Commission issued Order No. 24, 786 which requires that Northern make a compliance filing in accordance with that Order in its 2007-2008 Winter cost-of-gas ("COG") proceeding.
2. Northern intends to seek rehearing and/or reconsideration of the above-referenced order pursuant to RSA 541, and may also need to seek clarification on the details of implementing the Commission's decision. Under RSA 541:3, the deadline for filing a motion for rehearing is 30 days from September 13, 2007 (i.e. October 13, 2007). However, because October 13, 2007 is a Saturday, the Commission's procedural rules indicate that the deadline for filing a motion for rehearing would be the following business day, i.e. October 15, 2007. See N.H. Admin. Rule Puc 202.03 (b).
3. Northern's 2007-2008 Winter COG filing was made on September 17th without the changed methodology. Northern's Motion for Rehearing will not be filed until the deadline, i.e. October 15th. Thus, Northern finds itself in the position of having

to revise its COG filing pursuant to an order with which it disagrees, which has confiscatory effects, and which will be the subject of a Motion for Rehearing. In addition, the extent of the confiscatory effects of the order are unclear and dependent upon how Northern would be required to implement this change in deferred gas cost accounting ordered by the Commission. Because of these unresolved matters, revising the COG filing at this juncture is premature and may ultimately be unnecessary in the event that Northern's Motion is granted. Therefore, in these circumstances, Northern respectfully submits that good cause exists for it to be relieved of the compliance filing requirements of Order No. 24, 786 until such time as Northern has exhausted its appellate rights with respect to this case.

WHEREFORE, Northern respectfully requests that this honorable Commission:

- A. Stay Order No. 24,78 as requested herein; and
- B. Grant such further relief that it deems appropriate.

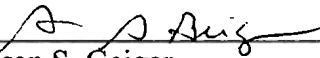
Respectfully submitted,
NORTHERN UTILITIES, INC.

By its attorneys,

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(ssg)

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Date: October 1, 2007



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Certificate of Service

I hereby certify that on this 1st day of October, 2007, a copy of the within Motion was sent to the Service List via electronic mail.

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Susan S. Geiger