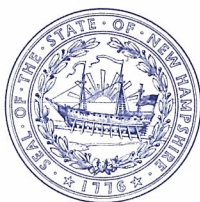


THE STATE OF NEW HAMPSHIRE

CHAIRMAN
Thomas B. Getz

COMMISSIONERS
Clifton C. Below
Amy L. Ignatius

EXECUTIVE DIRECTOR
AND SECRETARY
Debra A. Howland



PUBLIC UTILITIES COMMISSION

21 S. Fruit Street, Suite 10
Concord, N.H. 03301-2429

Tel. (603) 271-2431

FAX (603) 271-3878

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

Website:
www.puc.nh.gov

June 1, 2010

Debra A. Howland, Executive Director
New Hampshire Public Utilities Commission
21 S. Fruit St., Suite 10
Concord, NH 03301

Re: DW 10-115 Eastman Sewer Company, Inc.
Capital Reserve Fund Request



Dear Ms. Howland:

On April 26, 2010 the Commission received a request from Jim Coffey, President of Eastman Sewer Company, for authorization to use \$2,500 from Eastman's capital reserve fund to replace an auto dialer at the company's West Cove B pump station. Staff posed data requests to the company on April 29, 2010, and those requests and the company's responses are attached. The responses indicate that the performance of the existing auto dialer was no longer satisfactory. The responses further clarify that the auto dialer for the system's other pump station, West Cove A, is not in need of replacement at this time; that \$2,500 is the full, installed cost of the West Cove B replacement; and that the work has in fact already been done.

Eastman's capital reserve fund was established by Commission Order No. 20,390 in 1992 when rates were first set for Eastman, as a way of addressing Eastman's undercapitalization. A portion of all customer rates collected by Eastman is dedicated to this account. The Commission directed that Eastman obtain Commission approval for all uses of these funds. As an auto dialer provides the essential function of notifying appropriate personnel in order to minimize response times to system malfunctions and other emergencies, Staff is satisfied that the proposed expenditures are an appropriate use of the reserve funds. Therefore Staff recommends that Eastman be permitted to withdraw up to \$2,500 for the proposed project.

If there are any questions regarding this, please let me know.

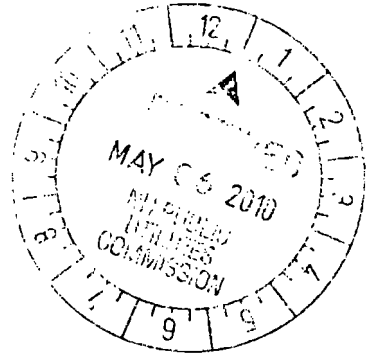
Sincerely,

Douglas W. Brogan
DWB

Douglas W. Brogan
Utility Engineer

Attachments
cc: Eastman Sewer Company

DW 10-115
Eastman Sewer Company
Request for Withdrawal from Capital Reserve Fund
Staff Data Requests – Set 1



Staff 1-1

Please describe the additional functionality the new auto dialer will provide.

Replaces existing dialer

Staff 1-2

Approximately how old is the existing auto dialer? *10 yrs.*

Staff 1-3

Is \$2,500.00 the installed cost? If not, please explain. *yes - complete*

Staff 1-4

* If approved, when would the work be completed? - *has been done since caused issues*

Staff 1-5

Please explain why a replacement auto dialer is being requested for the West Cove B pump station but not for West Cove A. *we A is still working fine*

* *not. Eys personnel when problems occur that would cause back ups and/or other damages a problems.*

THE STATE OF NEW HAMPSHIRE

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April 29, 2010

Jim Coffey
President
Eastman Sewer Company, Inc.
P.O. Box 470
Grantham, NH 03753

Re: DW 10-115, Eastman Sewer Company
Request For Withdrawal From Capital Reserve Fund
Staff's Data Requests

Dear Mr. Coffey:

Attached are Staff's Data Requests in the above-captioned docket. Please forward responses within ten (10) days, pursuant to N.H. Code Admin. Rules Puc 203.09.

Thank you for your anticipated cooperation. Please contact me if you have any questions.

Sincerely,

A handwritten signature in black ink that reads "Mark A. Naylor".

Mark A. Naylor
Director, Gas & Water Division

cc: Service List

**STATE OF NEW HAMPSHIRE
PUBLIC UTILITIES COMMISSION
STAFF DATA REQUESTS**

DW 10-115

Eastman Sewer Company
Request for Withdrawal from Capital Reserve Fund

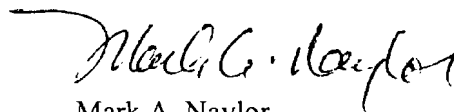
NOW COMES the Public Utilities Commission Staff and respectfully requests responses to the attached data requests in writing and under oath.

Pursuant to RSA 365:10, 365:14, 365:15, and 365:19, the Commission shall have the power to obtain data and documents necessary to the performance of its duties as they are prescribed by law.

You are hereby requested to supply the Commission with the data and/or documents delineated in the attached data requests. If you are unable or unwilling to produce a response to a particular request, you must nonetheless provide a written response and state the basis for the inability or unwillingness to furnish the requested information. RSA 365:12 provides that willful failure to comply with this request will subject you to contempt proceedings in Superior Court pursuant to N.H. RSA 491:19 and 491:20.

Please provide copies of all documents produced to all parties listed on the discovery portion of the service list. If you seek confidential treatment of any response, you should mark that material as confidential and submit a motion for confidential treatment for the Commission's consideration. Anything submitted pursuant to a motion for confidentiality will be kept confidential pending Commission action.

Respectfully,



Mark A. Naylor
Director, Gas & Water Division

Dated: April 29, 2010

DATA REQUESTS OF N.H. PUBLIC UTILITIES COMMISSION STAFF

INSTRUCTIONS

1. Please furnish data responses by the date provided in the procedural schedule in this docket or, if no schedule exists, within 10 days of the date of receipt pursuant to Puc 203.09 (f).
2. For the purposes of these requests, "document" is defined as any writing of every kind in the possession, custody or control of the Company including, but not limited to, letters, facsimiles, minutes and records of meetings, memoranda, reports, notes, plans and maps, recordings, transcripts, records of telephone or other communications, vouchers and other accounting records, lists, computer files, engineering studies, rate studies, and economic studies.
3. For each response, please identify the individual who will be available for cross-examination for that response and state the date the response is completed. Each request and response should start on a new page as illustrated by the following example:

UTILITY NAME HERE

DOCKET NUMBER HERE

IDENTIFY DATA RESPONSE SET NUMBER AND TITLE HERE

Date Request Received: 00/00/09

Date of Response: 00/00/09

Request No. Staff 1-1

Witness: Witness Name Here

REQUEST:

RESPONSE:

4. If the Company has no document which is responsive in any way to any portion of a data request, please so indicate. In addition, please identify the person who determined that no such document exists.
5. If requested data is duplicative of that furnished in response to another data request, simply identify in the response where in another data response Staff may find the requested information.
6. If you find a request to be unclear or imprecise, please request clarification, by telephone, to the Staff member who forwarded these requests as soon as possible. The general Commission telephone number is: (603) 271-2431.

DW 10-115
Eastman Sewer Company
Request for Withdrawal from Capital Reserve Fund
Staff Data Requests – Set 1

Staff 1-1

Please describe the additional functionality the new auto dialer will provide.

Staff 1-2

Approximately how old is the existing auto dialer?

Staff 1-3

Is \$2,500.00 the installed cost? If not, please explain.

Staff 1-4

If approved, when would the work be completed?

Staff 1-5

Please explain why a replacement auto dialer is being requested for the West Cove B pump station but not for West Cove A.

JIM COFFEY
EASTMAN SEWER COMPANY INC
PO BOX 470
GRANTHAM NH 03753

Docket #: 10-115 Printed: June 02, 2010

**FILING INSTRUCTIONS: PURSUANT TO N.H. ADMIN RULE PUC 203.02(a),
WITH THE EXCEPTION OF DISCOVERY, FILE 7 COPIES (INCLUDING COVER LETTER) TO:**
DEBRA A HOWLAND
EXEC DIRECTOR & SECRETARY
NHPUC
21 SOUTH FRUIT STREET, SUITE 10
CONCORD NH 03301-2429

PURSUANT TO N.H. ADMIN RULE 203.09 (d), FILE DISCOVERY

DIRECTLY WITH THE FOLLOWING STAFF

RATHER THAN WITH THE EXECUTIVE DIRECTOR

LIBRARIAN
NHPUC
21 SOUTH FRUIT ST, SUITE 10
CONCORD NH 03301-2429

BULK MATERIALS:

Upon request, Staff may waive receipt of some of its multiple copies of bulk materials filed as data responses. Staff cannot waive other parties' right to receive bulk materials.

DOUG BROGAN
NHPUC
21 SOUTH FRUIT ST, SUITE 10
CONCORD NH 03301-2429

MARCIA THUNBERG
NHPUC
21 SOUTH FRUIT ST, SUITE 10
CONCORD NH 03301-2429

AMANDA NOONAN
CONSUMER AFFAIRS DIRECTOR
NHPUC
21 SOUTH FRUIT ST, SUITE 10
CONCORD NH 03301-2429