



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

**PUBLIC UTILITIES COMMISSION**  
89 Jefferson Blvd.  
Warwick RI 02888  
(401) 941-4500

**Chairperson Margaret E. Curran**  
**Commissioner Herbert F. Desimone**  
**Commissioner Paul J. Roberti**

MEMORANDUM

To: Attorneys Keough and McElroy  
Cc: Docket No. 4406 - Service List  
From: Cynthia Wilson-Frias, Senior Legal Counsel  
Date: September 20, 2013  
Re: Docket No. 4406 – Providence Water Supply Board Discovery Disputes

Pursuant to Commission Rules of Practice and Procedure 1.18(c)(3) and 1.18(e), Commissioner Herbert DeSimone, Jr., presiding commissioner in the above-referenced matter has determined the following:

- (1) Providence Water Supply Board's ("Providence Water") request for protective treatment of the Sansoucy Report, provided to the Commission under seal in response to Kent County Water Authority ("KCWA") DR-6-3(b) is hereby approved. Once KCWA has signed a confidentiality agreement with Providence Water, Providence Water shall provide KCWA a copy of the full report. Any other party with whom Providence Water executes a confidentiality agreement shall also be entitled to a copy of the Sansoucy Report.
- (2) Providence Water's Objection and Motion for a Protective Order Pursuant to Rule 1.18 Regarding Bristol County Water Authority's 4<sup>th</sup> Set of Data Requests
  - a. Providence Water's request to strike Bristol County Water Authority's ("BCWA") Fourth Set of Data Requests directed to Providence Water is hereby denied.
  - b. BCWA shall not be required to seek leave from the Commission to issue further data requests to Providence Water at this time. Providence Water's Rebuttal Testimony is due on September 27, 2013 and it is reasonable to expect that all parties may have additional discovery prior to filing their respective Surrebuttal Testimony.
  - c. Providence Water is granted an extension of time to October 4, 2013 to respond to BCWA's Fourth Set of Data Requests.

(3) BCWA's Motion to Strike Providence Water's Objection to BCWA DR-2-3(b),(c) is granted. No later than October 4, 2013, Providence Water shall provide to the Commission a copy of the full response in accordance with Commission Rules of Practice and Procedure 1.2(g)(2)-(3). It is the presiding officer's understanding that Providence Water is only seeking a protective order for any site specific information contained in the response. Therefore, no later than October 4, 2013, Providence Water shall provide a redacted version of its response to BCWA DR-2-3(b),(c) to all parties.