

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

Jewel Mullen, M.D., M.P.H., M.P.A.
Commissioner



Dannel P. Malloy
Governor
Nancy Wyman
Lt. Governor

PUBLIC HEALTH HEARING OFFICE

July 21, 2015

VIA CERTIFIED MAIL

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Mr. Eric Thornburg
President
The Connecticut Water Company
93 West Main Street
Clinton, Connecticut 06413

Honorable Jon Brayshaw
First Selectman
Middlefield Town Hall
393 Jackson Hill Road, P.O. Box 179
Middlefield, Connecticut 06455

Re: Joint Investigation by DPH and PURA of REJA's (Rainbow Springs) Request to Cease Operations as a Water Company, Docket Number 14-12-21

ORDER RE ADDITION OF PARTIES

On February 23, 2015, the Department of Public Health ("DPH") and the Department of Energy and Environmental Protection's Public Utilities Regulatory Authority ("PURA") (collectively, "the Departments") issued a Notice of Hearing designating the REJA Acquisition Corp. ("REJA"), the Office of Consumer Counsel ("OCC") and the Department of Energy and Environmental Protection ("DEEP") as parties to this proceeding and notifying them that, pursuant to *Conn. Gen. Stat.* §16-46(a), the Departments will hold a joint hearing to determine the actions that may be taken and the expenditures that may be required, including the acquisition of REJA's Rainbow Springs water system by a suitable public or private entity, to ensure a continuous supply of potable water at adequate volume and pressures to the persons served by the water system, in accordance with the procedures and criteria set forth in *Conn. Gen. Stat.* §§16-262n to 16-262q, inclusive. The Departments conducted a site visit on March 23, 2015, but the Departments have not held any hearings.



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The Departments have determined that evidence will be required from Aquarion Water Company of Connecticut ("Aquarion"), The Connecticut Water Company ("Connecticut Water") and the town of Middlefield ("Middlefield"). Accordingly, the Departments hereby designate Aquarion, Connecticut Water and Middlefield as parties to this proceeding and **ORDER** them to participate. If Aquarion, Connecticut Water or Middlefield want to be heard on any issue to date or on any new issue, they may do so.

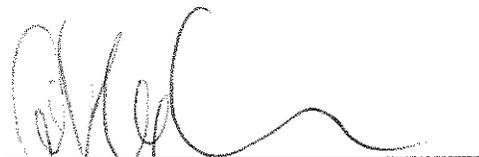
This Order will be followed by interrogatories to the new parties in approximately two weeks. In the meantime, Aquarion, Connecticut Water and Middlefield should review the record to date. The record in this proceeding is available on the DPH website at <http://www.ct.gov/dph/cwp/view.asp?a=3139&q=521110> under the above-referenced docket number. To date, REJA has submitted responses to interrogatories.

Aquarion, Connecticut Water and Middlefield shall, within ten days of the date of this Order, advise the Departments, in writing, of the individual upon whom material in this proceeding should be served.

Any correspondence regarding this matter, including motions, shall be submitted in writing as follows:

1. **The original and two copies shall be sent to Hearings Liaison, Department of Public Health, MS#13PHO, Box 340308, Hartford, CT 06134-0308;**
2. **A copy shall sent via email to the DPH at DPH.Acquisitions@ct.gov;**
2. **Two copies shall be sent to Jeffrey R. Gaudiosi, Esq., Executive Secretary, Public Utilities Regulatory Authority, Ten Franklin Square, New Britain, CT 06051; and**
3. **A copy shall be sent to each of the persons and entities designated in the caption of this Notice.**

Please be advised that the Departments strictly observe *Conn. Gen. Stat.* §4-181, which prohibits ex parte communication during a contested case. *There may be no communication, direct or indirect, with Commissioners, hearing officers, or staff assigned to assist the Commissioners or hearing officers, on any issue of fact or law pertaining to this matter unless that communication takes place in the course of a noticed hearing/meeting or is made in writing with copies supplied to all other designated interested parties, persons and/or entities.* Communication regarding scheduling is not ex parte.



Kathryn Keenan, Esq.
Hearing Officer

cc: Via First Class Mail to Service List