

Public Service Company of New Hampshire

v.

Town of Richmond

Docket Nos.: 23521-07PT/24230-08PT/24843-09PT/25688-10PT

ORDER AND HEARING NOTICE

The board scheduled a consolidated hearing on the tax year 2007, 2008 and 2009 appeals on September 14, 2010. Because of extended evidentiary issues and objections pertaining to several of the Taxpayer's exhibits (relating to an appraisal prepared pursuant to RSA ch. 83-F), the parties, on that date, requested the board continue the substantive hearing and include the recently filed tax year 2010 appeal as part of the consolidated hearing. They also made certain discovery and other stipulations detailed below.

The board therefore consolidated the above appeals and scheduled **April 2, 2012 at 9:00 a.m.** as the continued hearing date and time at the board's offices in Concord.

The parties made the following additional stipulations, which are incorporated as part of this Order.

1. They will exchange document requests with respect to RSA ch. 83-F appraisal and any other exhibits that may be in dispute by October 1, 2010, including documents pertaining to the 2010 valuation;
2. They reserve the right to make follow-up requests by November 1, 2010;

3. All discovery will end by Friday, December 2, 2010;
4. They will exchange appraisals and all other documents pertaining to the tax year 2010 appeal at least thirty (30) days prior to the April 2, 2012 continued hearing date;
5. They will exchange exhibit lists and trial “notebooks” fourteen (14) days prior to the continued hearing date;
6. Any legal memoranda pertaining to the sole issue of the relevance of the RSA ch. 83-F appraisal will be filed and served at least ten (10) days prior to the continued hearing date; and
7. At the end of the hearing, each party may present further legal arguments (through briefs) and request findings of fact and conclusions of law.

SO ORDERED.

BOARD OF TAX AND LAND APPEALS

Michele E. LeBrun, Chair

Douglas S. Ricard, Member

Albert F. Shamash, Esq., Member

Certification

I hereby certify a copy of the foregoing Order and Hearing Notice has this date been mailed, postage prepaid, to: Margaret H. Nelson, Esq., Sulloway & Hollis, P.L.L.C., PO Box 1256, Concord, NH 03302, counsel for the Taxpayer; Chairman, Board of Selectmen, Town of Richmond, 105 Old Homestead Highway, Richmond, NH 03470; Christopher L. Boldt, Esq., Robert D. Ciandella, Esq. and Keriann Roman, Esq., Donahue Tucker & Ciandella, 225 Water Street, Exeter, NH 03833, counsel for the Town; and George E. Sansoucy, PE, LLC, 89 Reed Road, Lancaster, NH 03584, Contracted Assessing Firm.

Date: 10/5/11

Anne M. Stelmach, Clerk