

# *Schacht & McElroy*

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November 30, 2006

Luly Massaro, Clerk  
Public Utilities Commission  
89 Jefferson Boulevard  
Warwick, RI 02888

Re: Summer Moratorium – Docket 3761

Dear Luly:

As you know, this office represents the Providence Water Supply Board (Providence Water).

Please accept this letter as Providence Water's comments regarding the AARP letter comments of November 27, 2006.

Providence Water does not support the expansion of the proposed summer moratorium to also include the National Weather Service "heat watch" period. However, as you know, Providence Water does support the inclusion of both the "heat advisory" period as well as the "excessive heat warning" period in the summer moratorium.

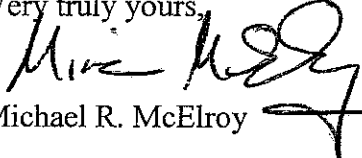
Our understanding from our conversations with the National Weather Service regarding the issuance of a "watch" such as a "heat watch" is that these watches are issued up to 48 hours in advance when the confidence of the National Weather Service that a particular event will occur reaches 50%. During the "watch" period, the heat index will not have reached either the "heat advisory" level or the "excessive heat warning level" that all parties agreed to at the previous hearing.

In addition, because the National Weather Service confidence level at the time of the issuance of a watch is only 50%, this means that about 50% of the time the heat index requirements for a heat advisory or excessive heat warning will not be met. It is Providence Water's belief that to include a period of time in the summer moratorium when the heat index levels have not yet been reached could extend the summer moratorium through a substantial portion of the summer.

The institution of this summer moratorium will put Rhode Island in the forefront of states with regard to protecting its citizens during heat events. It is our opinion that it is not necessary to extend that protection to times when heat events do not yet actually exist.

Thank you for the opportunity to submit Providence Water's comments on the AARP's proposal.

Very truly yours,

  
Michael R. McElroy

MRMc:tmg

PWSB15:Summer-Massaro

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