

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
PUBLIC UTILITIES COMMISSION

THE NARRAGANSETT ELECTRIC COMPANY)
Plaintiff)
vs.)
THE CITY OF NEWPORT and GUY WESTON, in)
his official capacity as Zoning Official for the)
Newport Zoning Board of Review,)
Defendants)

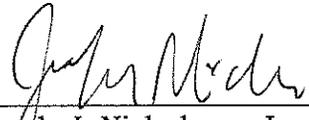
Docket No. 3907

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2008 JAN 16 AM 10:36
PUBLIC UTILITIES COMMISSION

ENTRY OF APPEARANCE

I, Joseph J. Nicholson, Jr, City Solicitor for the City of Newport, Rhode Island, hereby enter my appearance on behalf of the above defendants in the above-referenced matter.

DEFENDANTS
THE CITY OF NEWPORT and GUY
WESTON, in his official capacity as
Zoning Official for the Newport Zoning
Board of Review,
By their Attorney,



Joseph J. Nicholson, Jr., BR# 3164
City Solicitor, City Hall
43 Broadway, Newport, RI 02840
(401) 846-9600 ext. 211

Dated: January 11, 2008

CERTIFICATE OF SERVICE

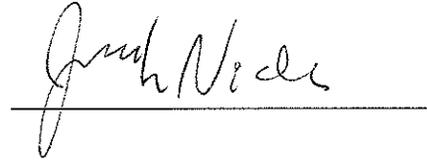
I hereby certify that a true copy of the foregoing was mailed or hand-delivered to the following this 15th day of January 2008:

Luly E. Massaro, Commission Clerk
Rhode Island Public Utilities Commission
89 Jefferson Boulevard
Warwick, RI 02889

Peter V. Lacouture, Esq.
NIXON PEABODY LLP
One Citizen Plaza
Providence, RI 02903

Laura Olton, Esq.
NATIONAL GRID
280 Melrose Street
Providence, RI 02907

Leo Wold, Esq.
DEPARTMENT OF ATTORNEY GENERAL
150 South Main Street
Providence, RI 02903



A handwritten signature in cursive script, appearing to read "John Nicks", is positioned above a solid horizontal line.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
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ANSWER OF DEFENDANTS

Now come the defendants and answer Narragansett Electric Company's petition for review under R.I.G.L. § 39-1-30 as follows:

1. Paragraph 1 of said petition does not require an answer from the defendants.
2. The defendants admit to the allegations of paragraph 2 of said petition.
3. The defendants are without information or knowledge sufficient to form a belief as to the truth of the allegations of paragraph 3 of said petition and leave the petitioner to proof of the same.
4. The defendants are without information or knowledge sufficient to form a belief as to the truth of the allegations of paragraph 4 of said petition and leave the petitioner to proof of the same.
5. The defendants are without information or knowledge sufficient to form a belief as to the truth of the allegations of paragraph 5 and leave the petitioner to proof of the same.
6. The defendants are without information or knowledge sufficient to form a belief as to the truth of the allegations of paragraph 6 and leave the petitioner to proof of the same.

7. The defendants admit to the allegations of paragraph 7 of said petition.
8. The defendants admit to the allegations of paragraph 8 of said petition.
9. The defendants deny the allegations of paragraph 9 of said petition.
10. The defendants admit to the allegations of paragraph 10 of said petition.

LEGAL CLAIMS

11. The defendants deny the allegations of paragraph 11 of said petition.
12. The defendants deny the allegations of paragraph 12 of said petition.
13. The defendants deny the allegations of paragraph 13 of said petition.
14. The defendants deny the allegations of paragraph 14 of said petition.
15. The defendants deny the allegations of paragraph 15 of said petition.

Wherefore the defendants respectfully request that the Public Utilities Commission denies said petition and enter judgment in their favor.

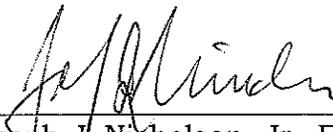
First Affirmative Defense

Plaintiff's complaint fails to state a claim upon which relief can be granted.

Second Affirmative Defense

Lack of jurisdiction.

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THE CITY OF NEWPORT and GUY
WESTON, in his official capacity as
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Board of Review,
By their Attorney,



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