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March 25, 2009

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

Re: National Grid v. City of Providence, et al. – Petition for Review Pursuant to
R.I.G.L. § 39-1-30 -- Docket No. 4028

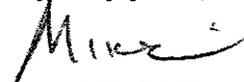
Dear Luly:

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

Enclosed for filing in this matter is Providence Water's response to the motion for summary judgment filed by the Narragansett Electric Company d/b/a National Grid. Ten copies are enclosed.

If you have any questions, please feel free to call.

Very truly yours,



Michael R. McElroy

MRMc:tmg

cc: Pamela Marchand, P.E.
Boyce Spinelli
Michael Russo, P.E.
Paul Gadoury, P.E.
Jeanne Bondarevskis
Adrienne Southgate, Esq.
Patricia S. Lucarelli, Esq.
John Spirito, Jr., Esq.
Leo J. Wold, Esq.
Cynthia Wilson-Frias, Esq.
Service List Docket 4028

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
PUBLIC UTILITIES COMMISSION

THE NARRAGANSETT ELECTRIC :
COMPANY d/b/a NATIONAL GRID, :
Plaintiff, :
 :
v. : Docket No. 4028
 :
THE CITY OF PROVIDENCE; and SETH :
YURDIN; CLIFF WOOD; KEVIN :
JACKSON; NICHOLAS J. NARDUCCI, :
JR.; MICHAEL A. SOLOMON; JOSEPH :
DELUCA; JOHN J. IGLIOZZI; LEON F. :
TEJADA; MIGUEL LUNA; LUIS A. :
APONTE; BALBINA A. YOUNG; :
TERRENCE HASSETT; JOHN J. :
LOMBARDI; PETER S. MANCINI; :
JOSEPHINE DIRUZZO, in their :
official capacities as members of the :
Providence City Council :
Defendants. :

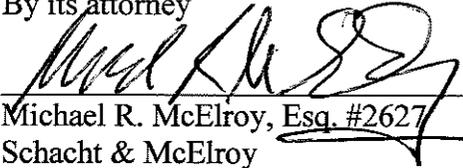
PROVIDENCE WATER SUPPLY BOARD’S RESPONSE TO THE
MOTION FOR SUMMARY JUDGMENT FILED BY
NARRAGANSETT ELECTRIC COMPANY d/b/a NATIONAL GRID

The Providence Water Supply Board (Providence Water) has no objection to the Motion for Summary Judgment dated March 10, 2009, filed by Narragansett Electric Company d/b/a National Grid in this matter. Providence Water supports the Motion and the requested nullification of the City ordinance, and in particular, but without limitation, supports Section III of the supporting Memorandum of Law entitled “The City is estopped from enforcing street and sidewalk excavation requirements that violate the Commission-approved settlement agreement

between it and National Grid.” Providence Water is a party to the aforesaid Commission-approved settlement agreement.

Dated: March 25, 2009

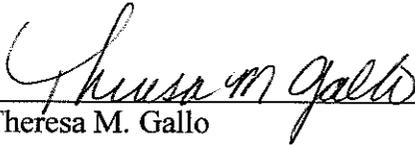
Respectfully submitted,
PROVIDENCE WATER SUPPLY BOARD
By its attorney



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CERTIFICATE OF SERVICE

I hereby certify that on the 25th day of March, 2009, I sent a true copy of the foregoing to the service list in this docket.



Theresa M. Gallo