



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

DIVISION OF PUBLIC UTILITIES AND CARRIERS

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September 26, 2012

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PUBLIC UTILITIES COMMISSION

Ms. Luly Massaro, Clerk
Public Utilities Commission
89 Jefferson Blvd.
Warwick, RI 02889

Re: Docket No. 4237

Dear Ms. Massaro,

Pursuant to correspondence dated September 25, 2012, the Public Utilities Commission ("Commission"), through its legal counsel, requested the Division of Public Utilities and Carriers ("Division") provide the Commission with documentation of the Division's "determination" of a proper "level" of contact voltage that must appear on publicly accessible surfaces before triggering the applicability of Commission-established "repair" procedures. The requirements for the Division's determination of an appropriate level of contact voltage and the Commission's establishment of concomitant repair protocols are mandated under R.I.G.L. §39-2-25(b)(4).

In response to the Commission's request, the Division notes that in pre-filed direct joint testimony filed with the Commission on September 18, 2012 (and again at yesterday's hearing before the Commission) the Division's expert consultant(s) recommended that the Commission "accept the National Grid program voltage threshold level of 4.5 volts..." Please be advised that the consultants' testimony in this regard reflects the Division's "determination" of a proper "level" of contact voltage that must appear on publicly accessible surfaces in the context of R.I.G.L. §39-2-25(b)(4). This correspondence should be deemed documentation of that determination.

Very truly yours,

John Spirito, Jr.
Chief Legal Counsel

cc: Service List