

(II) THE POTENTIAL IMPACT OF THE ACQUISITION ON CONTINUING INVESTMENT NEEDS FOR THE MAINTENANCE OF UTILITY SERVICES, PLANT, AND RELATED INFRASTRUCTURE;

(III) THE PROPOSED CAPITAL STRUCTURE THAT WILL RESULT FROM THE ACQUISITION, INCLUDING ALLOCATION OF EARNINGS FROM THE PUBLIC SERVICE COMPANY;

(IV) THE POTENTIAL EFFECTS ON EMPLOYMENT BY THE PUBLIC SERVICE COMPANY;

(V) THE PROJECTED ALLOCATION OF ANY SAVINGS THAT ARE EXPECTED TO THE PUBLIC SERVICE COMPANY BETWEEN STOCKHOLDERS AND RATE PAYERS;

(VI) ISSUES OF RELIABILITY, QUALITY OF SERVICE, AND QUALITY OF CUSTOMER SERVICE;

(VII) THE POTENTIAL IMPACT OF THE ACQUISITION ON COMMUNITY INVESTMENT;

(VIII) AFFILIATE AND CROSS-SUBSIDIZATION ISSUES;

(IX) THE USE OR PLEDGE OF UTILITY ASSETS FOR THE BENEFIT OF AN AFFILIATE;

(X) JURISDICTIONAL AND CHOICE-OF-LAW ISSUES; AND

(XI) ANY OTHER ISSUES THE COMMISSION CONSIDERS RELEVANT TO THE ASSESSMENT OF ACQUISITION IN RELATION TO THE PUBLIC INTEREST, CONVENIENCE, AND NECESSITY.

(3) (I) IF THE COMMISSION FINDS THAT THE ACQUISITION IS CONSISTENT WITH THE PUBLIC INTEREST, CONVENIENCE, AND NECESSITY, ~~AND DOES NO HARM INCLUDING BENEFITS AND NO HARM~~ TO CONSUMERS, THE COMMISSION SHALL ISSUE AN ORDER GRANTING THE APPLICATION.

(II) THE COMMISSION MAY CONDITION AN ORDER AUTHORIZING THE ACQUISITION ON THE APPLICANT'S SATISFACTORY PERFORMANCE OR ADHERENCE TO SPECIFIC REQUIREMENTS.

(4) IF THE COMMISSION DOES NOT FIND THAT THE ACQUISITION IS CONSISTENT WITH THE PUBLIC INTEREST, CONVENIENCE, AND NECESSITY, ~~OR THAT THE ACQUISITION WOULD NOT HARM INCLUDING BENEFITS AND NO HARM~~ TO CONSUMERS, THE COMMISSION SHALL ISSUE AN ORDER DENYING THE APPLICATION.

(5) THE APPLICANT BEARS THE BURDEN OF SHOWING THAT GRANTING THE ACQUISITION IS CONSISTENT WITH THE PUBLIC INTEREST, CONVENIENCE, AND NECESSITY, ~~AND DOES NO HARM INCLUDING BENEFITS AND NO HARM~~ TO CONSUMERS.