

One Eagle Square, P.O. Box 3550 Concord, NH 03302-3550 Telephone 603.224.2381 Facsimile 603.224.2318 www.orr-reno.com

Judith A. Fairclough (Of Counsel) Maureen D. Smith (Of Counsel)

William L. Chapman George W. Roussos Howard M. Moffett James E. Morris John A. Malmberg Martha Van Oot Douglas L. Patch James P. Bassett Emily Gray Rice Steven L. Winer Peter F. Burger Lisa Snow Wade Susan S. Geiger Richard Y. Uchida Jennifer A. Eber Jeffrey C. Spear Connie Boyles Lane Todd C. Fahey Vera B. Buck James F. Laboe Robert S. Carey John M. Zaremba Courtney Curran Vore Justin M. Boothby Heidi S. Cole Jeremy D. Eggleton Rachel A. Goldwasser Joshua M. Pantesco

*<u>Via Hand Delivery</u>* Ms. Debra A. Howland

Executive Director and Secretary New Hampshire Public Utilities Commission 21 S. Fruit Street, Suite 10 Concord, NH 03301



Re: DE 08-053, PSNH Application for Class IV Renewable Energy Certificate Eligibility

Dear Ms. Howland:

Pursuant to the Commission's secretarial letter dated November 12, 2008, enclosed for filing in the above-captioned docket please find an original and 7 copies of a "Stipulation of Agreed Facts" and Appendices. Although Public Service Company of New Hampshire ("PSNH"), Granite State Hydropower Association ("GSHA") and Ashuelot River Hydro, Inc. ("Ashuelot") were able to agree to the facts recited in the Stipulation, GSHA and Ashuelot do not believe that the Stipulation encompasses all of the relevant facts in this case and, to the extent that there are additional relevant facts, GSHA and Ashuelot expressly reserve the right to supplement the record in this case. In order to accommodate the Commission's expedited schedule, GSHA and Ashuelot propose to submit additional facts in the form of affidavits and would have no objection if other parties file counter affidavits or seek to cross-examine the affiants in an evidentiary hearing.

Please let me know if there are any questions about this filing or the matters discussed herein. Thank your for your assistance and cooperation.

Very truly yours,

A A . High Susan S. Geiger

cc: Service List (via electronic mail only) 517233\_1.DOC