

ATTORNEYS AT LAW

August 24, 2012

ROBERT E. DUNN, JR. T 603.410.1704 RDUNN@DEVINEMILLIMET.COM

.

VIA E-MAIL Debra A. Howland, Executive Director & Secretary NH Public Utilities Commission 21 S. Fruit Street, Suite 10 Concord, NH 03301

Re: DE 12-065; Petition by New Hampshire Electric Cooperative for License to Cross Public Waters under RSA 371:17

Dear Ms. Howland:

Please accept this letter as confirmation that NHEC agrees with the recommendations made in the 8/23/12 Staff Memo and Recommendation in this matter, including the recommendations made by the Accion Group in the Accion document attached to that Staff Memo.

Further, NHEC agrees with the recommendations made by Accion in Accion's telephone conversations with NHEC and PUC Staff on 8/24/12; namely, that the following additions should be made with respect to the prefiled testimony of Dean Benton:

1. Page 3, Line 8 - add <u>"C2-2012"</u> after the words "National Electrical Safety Code".

2. Page 4, Line 6 - after the word "underground" insert the words <u>"in conduit"</u>.

- 3. Page 4, Line 10 after the words "Cable Conduit", add the words <u>"on shore"</u>.
- 4. Page 4, Line 9 after the words "per design", add the words <u>"In some underwater</u> <u>areas natural materials may be used to protect the conduit. In those locations, the</u> <u>natural material will meet National Electrical Safety Code C2-2012</u> requirements."

DEVINE, MILLIMET & BRANCH PROFESSIONAL ASSOCIATION 43 NORTH MAIN STREET CONCORD NEW HAMPSHIRE 03301 T 603.226.1000 F 603.226.1001 DEVINEMILLIMET.COM MANCHESTER, NH CONCORD, NH Debra A. Howland August 24, 2012 Page 2

A copy of this letter is being provided contemporaneously to the service list in this docket.

Thank you for your assistance.

Very truly yours, Robert E. Dunn, M Cc: Service List