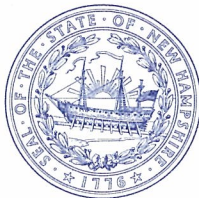


THE STATE OF NEW HAMPSHIRE

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AND SECRETARY  
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May 4, 2009

Re: DE 08-145, Freedom Logistics, LLC and Halifax American Energy Company  
Investigations Into Merrimack Station  
Briefing Schedule

To the Parties:

By Secretarial Letter dated April 2, 2009, the Commission directed the parties to the above referenced proceeding to file by April 8, 2009 any stipulated facts as well as recommendations on how the Commission should proceed to resolve the issues presented in this proceeding. On April 8, 2009, Freedom Logistics LLC, Halifax-American Energy Company, Public Service Company of New Hampshire and Conservation Law Foundation jointly filed stipulated facts as well a recommendation that the parties brief the following issues:

1. Whether the actions described in the stipulated facts amount to modifications for purposes of RSA 369-B:3-a, and, if so,
2. Whether PSNH was permitted to undertake those actions without Commission approval pursuant to RSA 125-O:13, IV.

The Commission has determined that it is appropriate to resolve certain threshold issues at the outset of this proceeding. Accordingly, the Commission will entertain briefs on the issues as proposed by the parties. The date for submittal of briefs is May 22, 2009.

Sincerely,

A handwritten signature in blue ink that reads "Debra A. Howland".

Debra A. Howland  
Executive Director

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Docket #: 08-145      Printed: May 05, 2009

**FILING INSTRUCTIONS: PURSUANT TO N.H. ADMIN RULE PUC 203.02(a),**

**WITH THE EXCEPTION OF DISCOVERY, FILE 7 COPIES (INCLUDING COVER LETTER) TO:**

DEBRA A HOWLAND  
EXEC DIRECTOR & SECRETARY  
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21 SOUTH FRUIT STREET, SUITE 10  
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PURSUANT TO N.H. ADMIN RULE 203.09 (d), FILE DISCOVERY

DIRECTLY WITH THE FOLLOWING STAFF

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