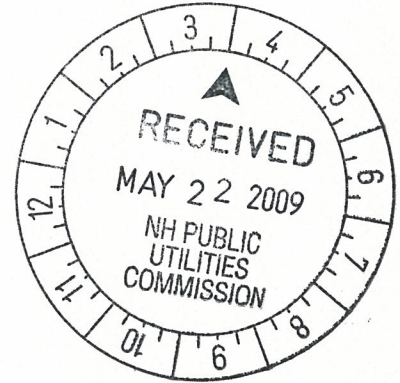




CONSERVATION LAW FOUNDATION

May 22, 2009

Ms. Debra A. Howland, Executive Director & Secretary
N.H. Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, NH 03301-2429



RE: Docket No. DE 08-145

Dear Director Howland:

Please find enclosed for filing with the Commission an original and seven (7) copies of Conservation Law Foundation, Freedom Logistics, LLC, and Halifax-American Energy Co. LLC's Memorandum of Law Regarding Application of RSA 369-B:3-a to PSNH's Merrimack Unit 2 Capacity Expansion Project in the above-referenced docket. A copy of this filing has this day been sent electronically, and by First Class Mail, to all parties on the PUC's service list.

Thank you for your attention to this matter. Please feel free to contact me at 225-3060 should you have any questions.

Sincerely,

Melissa A. Hoffer ^{KSK}

Melissa A. Hoffer
Vice President and Director
New Hampshire Advocacy Center

MAH/dlh

Encls.

cc: Service List DE 08-145

27 North Main Street, Concord, New Hampshire 03301-4930 • 603-225-3060 • Fax: 603-225-3059 • www.clf.org

MASSACHUSETTS: 62 Summer Street, Boston, Massachusetts 02110-1016 • Phone: 617-350-0990 • Fax: 617-350-4030

MAINE: 14 Maine Street, Brunswick, Maine 04011-2026 • 207-729-7733 • Fax: 207-729-7373

RHODE ISLAND: 55 Dorrance Street, Providence, Rhode Island 02903 • 401-351-1102 • Fax: 401-351-1130

VERMONT: 15 East State Street, Suite 4, Montpelier, Vermont 05602-3010 • 802-223-5992 • Fax: 802-223-0060