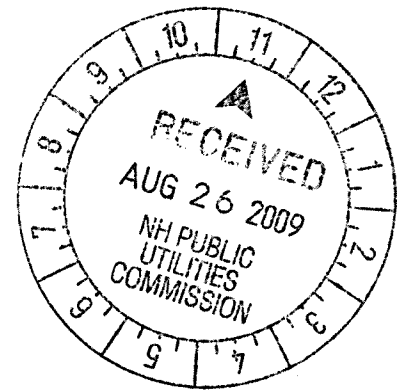




WM Renewable Energy, L.L.C.  
1001 Fannin, Suite 4000  
Houston, TX 77002

August 20, 2009

State of New Hampshire  
Public Utilities Commission  
Attn: Ms. Debra Howland  
Executive Director and Secretary  
21 S. Fruit St., Suite 10  
Concord, NH 03301-2429



**RE:** Renewable Energy Eligibility  
2009 - Quarter (2) Report  
Docket No. 08-158 (High Acres I and II)

Dear NH PUC:

Please accept this letter and attached documentation, required by the New Hampshire Administrative Code Public Utility Commission Rules Pursuant Section 2504.01(a)(2)(a-e) – Location of Sources Issuing Certificates, as verifiable evidence in order to continue certification eligibility for the High Acres I and II landfill gas-to-energy facility located at 425 Perinton Parkway, Fairport, New York 14450, 9.6 mega-watts:

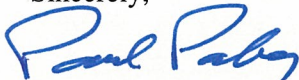
- a) Documentation of a unit-specific bilateral contract or other legally enforceable obligation that is executed between the source owner, operator, or authorized agent and an electric energy purchaser located within the New England control area for delivery of the source's electric energy to the New England control area; **there have been no changes in the executed power purchase agreement between source owner and electrical energy purchaser as of August 20, 2009, quarter two report submittal.**
- b) Proof of associated transmission rights for delivery of the source's electric energy from the generation unit of the source through the adjacent control area to the New England control area; **See (d) for transmission rights delivery for the source's electric energy transmission rights-NERC tags.**
- c) Documentation that the electrical energy delivered was settled in the ISO-New England wholesale market system; **the energy purchaser is currently managing the electrical energy output, which settled electrical energy may be verified via the NEPOOL-GIS tracking system.**

- d) Documentation that the source produced, during each hour of the applicable month, the amount of megawatt-hours claimed, as verified by the GIS administrator; **Commission staff have been provided a Template Quarterly Report to NEPOOL-GIS for Imports submitted by energy purchaser to source owner to serve as documentation that the source produced, during each hour of the applicable month, the amount of megawatt-hours claimed, as verified by the NEPOOL-GIS Administrator and attached attestations.**
- e) Confirmation that the electrical energy delivered under the legal obligation received a North American Electric Reliability Corporation (“NERC”) tag from the originating control area to the New England control area. See listed NERC tags. **Below, please find a list of NERC tag confirmations for High Acres I and II, which may be verified via the Template Quarterly Report to NEPOOL-GIS as confirmation that the electrical energy delivered under the legal obligation received a NERC tag.**

4/01/09 - 4/15/09	NYIS_CCG000HIG0409_ISNE	496852
4/16/09 - 4/30/09	NYIS_CCG000HIG409B_ISNE	502896
5/01/09 - 5/31/09	NYIS_CCG000HIG0509_ISNE	506284
6/01/09 - 6/30/09	NYIS_CCG000HIG0609_ISNE	517198

If you should have any questions regarding the following, please contact LaToya Glenn, Renewable Energy Administrator at 713-328-7357.

Sincerely,



Paul Pabor, Vice President  
 WM Renewable Energy, LLC  
 (713) 328-7345 (direct)  
 (713) 287-2423 (fax)

Enclosures

### Imported Unit Energy Seller Certification

WM Renewable Energy, LLC (High Acres 1 and 2), with its principal office in Houston, Texas ("Seller") certifies to the Participants in the New England Power Pool that, other than the Sale (defined below), it has not retired, sold, claimed, represented as part of Energy sold elsewhere, or used to satisfy obligations in any jurisdiction outside of New England any of the fuel source, emission or labor attributes (the "Attributes") associated with the Imported Unit Energy it sold to Constellation Energy Commodities Group during Q2 2009, with its principal office in Baltimore, MD (the "Sale"). Seller further promises that it will not retire, sell or claim the Attributes, represent the Attributes as part of Energy sold or use the Attributes to satisfy Obligations in another jurisdiction, other than in connection with the Sale.

Capitalized terms not otherwise defined herein have the meanings given to them in the Restated New England Power Pool Agreement or the New England Power Pool Generation Information System Operating Rules, each as amended and restated from time to time.

Under penalties of perjury, I declare that I have examined this certification and to the best of my knowledge and belief, this certification is true, correct and complete in all material respects.

WM Renewable Energy, LLC (High Acres 1 and 2)

By: Paul Pabor

Name: Paul Pabor

Title: Vice President

Date: 8/20/09