

STATE OF NEW HAMPSHIRE
BEFORE THE
NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION

**COMPLAINT OF CLEAN POWER DEVELOPMENT, LLC
AGAINST PUBLIC SERVICE OF NEW HAMPSHIRE**

DE 09-067

PETITION FOR INTERVENTION OF
CONCORD STEAM CORPORATION

NOW COMES Concord Steam Corporation (Concord Steam) and hereby petitions the New Hampshire Public Utilities Commission for intervention in the above-captioned proceeding pursuant to RSA 541-A:32 and NH Code Admin. Rule Puc 203.17. In support of its Petition for Intervention, Petitioner says the following:

1. Concord Steam is one of a few wood-fired district-heating plants in the world. It provides District Heating service to the downtown Concord, New Hampshire area.

2. Concord Steam has been developing a wood-fired combined heat and power plant in Concord since 2007. The project has all of the necessary permits and approvals and has financing lined up. The New Hampshire Electric Cooperative has plans to purchase 40% of the plant's electrical output.

3. Public Service of New Hampshire (PSNH) has been contacted three different times by Concord Steam regarding a potential purchase of the remaining output of the plant. During the last call on July 2, 2009, PSNH told Concord Steam that PSNH had many irons in the fire and that they had no interest right now, or in fact for many years to come, in renewable energy. PSNH would not even begin a discussion of price or terms.

4. CPD has a Complaint pending before the Commission in DE-09-067 alleging that PSNH has been unwilling to even discuss a power purchase agreement with CPD, even while PSNH was reaching an agreement with a different (and excessively-large proposed biomass-

energy facility) on the material terms of a contemplated 20-year power purchase agreement which would provide a “guaranteed” source of revenue for that project.

5. The renewable energy projects that get to deal with PSNH appear to be screened to make sure they fit PSNH’s “business model.” This state of affairs simply cannot be reconciled with the state law or public policy on renewable energy.

6. In a press release dated September 29, 2008, PSNH stated that “[t]he development of new native sources of renewable energy is essential for New Hampshire’s energy future...”

7. In its Least Cost Plan which was approved by the Commission in Order No. 24,945 (February 27, 2009), PSNH told the Commission that:

There has been a movement toward a “greener” environment, while the cost of energy and generating capacity has continued to increase. PSNH has successfully completed and placed in service Northern Wood Power, but is unable to materially add to its renewable generating capacity due to State policy.

To meet the New Hampshire RPS requirements, PSNH will need to procure 261,000 MWh from Class I renewable resources, 13,000 MWh from Class II renewable resources, 601,000 MWh from Class III renewable resources, and 58,000 MWh from Class IV renewable resources to meet its RPS deficiency by 2012...

PSNH Least Cost Integrated Resource Plan at 5, 6 (Emphasis supplied.)

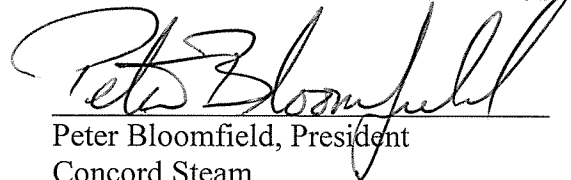
8. PSNH does not seem to use consistent rules or formats with which to consider and evaluate renewable energy projects.

9. Concord Steam would hope to be treated fairly by PSNH and have an opportunity to objectively discuss contracting with PSNH for purchase of in-state generated renewable power and RECs.

10. Accordingly, Concord Steam has a substantial interest in the issues presented to the Commission in the proceeding

WHEREFORE, Concord Steam hereby respectfully requests the Commission to grant it intervener party status and to order such other and further relief as may be just and equitable.

Respectfully submitted,
CONCORD STEAM CORPORATION

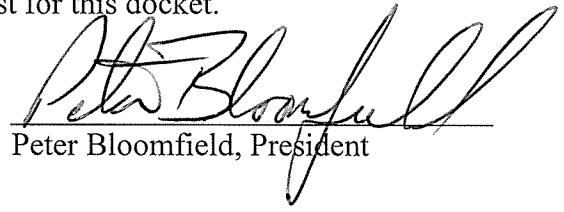


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Dated: July 23, 2009

Certification of Service

Pursuant to Rules Puc 203.02(2) and Puc 203.11, I have served a copy of this petition on each person identified on the commission's service list for this docket.



Peter Bloomfield, President