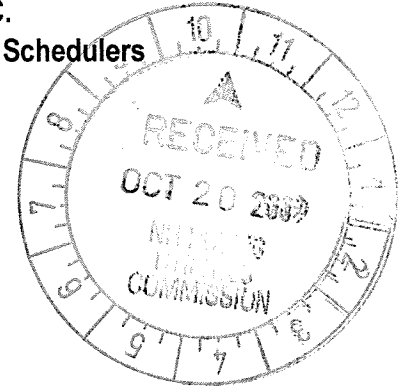


ECM-Eastern Construction Management, LLC.
Construction Managers ♦ Consultants ♦ Estimators ♦ Schedulers



16-October-2009

Debra A. Howland
Executive Director
New Hampshire Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, NH 03301

Re: Docket: DE 09-067

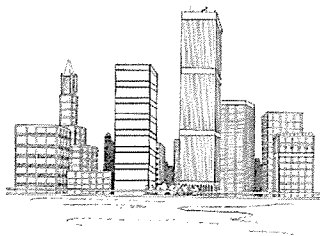
Dear Ms. Howland,

ECM-Eastern Construction Management, LLC respectfully submits this "Motion to Intervene" in the above referenced Docket. In consideration of this matter we offer the following:

- 1.) As a past and future Public Service of New Hampshire (PSNH) rate payer we feel PSNH has not acted in the best interest of its rate payers by refusing to enter into negotiations for long term Power Purchase Agreement with renewable energy providers such as Clean Power Development, LLC.
- 2.) As a supposed non-competitive entity as required by statute, it appears by its refusal to consider the purchase of energy from renewable providers, that is(PSNH) is acting as a competitive organization.
- 3.) As a Construction Management firm ECM has clients (schools, manufacturing facilities, municipal facilities, health care facilities) that are depending on the synergies offered by the Clean Power Development project. Public Service of New Hampshire's refusal to negotiate a purchase agreement with CPD will likely delay or halt the progress of the CPD project. If this is allowed to occur it would seriously impact the expansion of the aforementioned facilities, thus gravely impacting the business success of ECM.
- 4.) By refusing to purchase power from a renewable environmentally sustainable energy provider who has offered a 5% lower rate than that of other providers PSNH has displayed a disregard and is in violation of RSA 362-F:1 as well as RSA 378:37 and RSA 378:38.
- 5.) PSNH has acted in a discriminatory and unethical fashion by considering negotiating a Power Purchase Agreement with a prospective energy provider (Laidlaw) that intends to over-consume the available forest resources and disregards published biomass fuel availability reports.
- 6.) If the Public Utilities Commission capitulates the PSNH and Laidlaw plan it would result in a substantial increase in wood chip fuel prices. This increase would have a detrimental effect on the regional economy, likely forcing the closure of existing biomass power facilities in surrounding communities, resulting in substantial job loss for a region that is already suffering a borderline depression.

Respectfully Submitted,


Christopher H. Hodge, President
ECM-Eastern Construction Management, LLC



ECM-Eastern Construction Management, LLC.
Construction Managers ♦ Consultants ♦ Estimators ♦ Schedulers

To:

Debra A. Howland
Executive Director
New Hampshire Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, NH 03301

From: Eastern Construction Management, LLC
400 South Street
Littleton, NH 03561

Letter of Transmittal

<u>Item No.</u>	<u>Copies No.</u>	<u>Date.</u>	<u>Description.</u>	<u>Transmitted For:</u>
001	7	10/16/09	Re: Docket: DE 09-067 Motion to Intervene	Consideration