

April 15, 2010

Debra A. Howland
Executive Director and Secretary
Public Utilities Commission
21 South Fruit Street
Concord, NH 03301-2429

Re: Public Service Company of New Hampshire, Docket No.08-103

Dear Secretary Howland:

Thank you for posting the April 9, 2010, New Hampshire Sierra Club [NHSC] letter to Docket No. 08-103. There is an important need for transparency in this docket, both for rate payers and to ensure that Public Service Company of New Hampshire [PSNH] is fully compliant with RSA 125-O and the Clean Air Act.

The posting, however, is incomplete. Our letter included, as Exhibits, the "Merrimack Station Unit 2 Boiler Replacement Feasibility Study", dated November, 2004, prepared by Burns & McDonnell; "Preliminary Permit Plan Analysis-Critical Path Issues, Multi-Pollutant Control Strategy Options", dated July 26, 2005, prepared by GZA GeoEnvironmental, Inc.; and, "Merrimack Boiler Study", dated February 1, 2007, prepared by Sargent & Lundy, LLC.

These documents were not posted to the docket as part of the NHSC letter, but, were sequestered as "confidential".

The documents are not confidential; and, should not have been separated from the letter before its posting to the docket.


The Burns & McDonnell study and GZA study were obtained by NHSC pursuant to a Freedom of Information Act request filed on the United States Environmental Protection Agency, Region 1. The Sargent & Lundy study was produced pursuant to a March 10, 2010, Order of the Air Resources Council in Docket Nos. 09-010 and 09-011.¹

¹ The Sargent & Lundy study, as produced, is the 4th, much edited and heavily redacted version of the study. NHSC will press for all unedited, un-redacted versions of the study.

The Sierra Club's members are 700,000 of your friends and neighbors. Inspired by nature, we work together to protect our communities and the planet. The Club is America's oldest, largest and most influential grassroots environmental organization.

NHSC respectfully requests that its April 9, 2010, letter, together with the sequestered Exhibits, be promptly posted to Docket No. 08-103.

Very truly yours,


Arthur B. Cunningham
Attorney, NHSC


Catherine M. Corkery
Chapter Director, NHSC

cc: Attorney Bersak, PSNH Attorney Hatfield, OCA
Attorney Ross, PUC