

**THE STATE OF NEW HAMPSHIRE
BEFORE THE PUBLIC UTILITIES COMMISSION**

Docket No. DE 08-145

**PETITION TO INTERVENE
BY
THE CONSERVATION LAW FOUNDATION**

Pursuant to the Order of Notice issued on January 5, 2009, by the New Hampshire Public Utilities Commission ("Commission") in the above-captioned docket, the N.H. Admin. Rules, Puc 203.17, and in accordance with the standards of RSA 541-A:32, the Conservation Law Foundation ("CLF") hereby petitions for leave to intervene in the above-captioned docket. In support of its petition, CLF states the following:

1. CLF is a private, non-profit environmental membership organization dedicated to the protection and responsible use of New England's natural resources, including resources affected by the generation, transmission and distribution of electric power. CLF represents the interests of its members in ensuring that environmental impacts resulting from electric utility operation in New Hampshire and the region are minimized.

2. CLF has over 3,300 members, including 399 members residing in New Hampshire. CLF and CLF's New Hampshire members may be directly and substantially affected by this proceeding. Intervention will allow CLF to protect its members' substantial interests in achieving reductions in the environmental and health impacts of electricity generation. The economic interests of CLF's New Hampshire members as ratepayers also may be directly affected by this proceeding. CLF's primary interest is to promote environmental protection.

3. In this docket, the Commission will determine whether capital investments undertaken by Public Service Company of New Hampshire (PSNH) to increase the generating

capacity of Merrimack Station in Bow, New Hampshire constitute a modification within the meaning of RSA 369-B:3-a, requiring a public interest finding by the Commission, and whether such capital investments are authorized by RSA 125-0:13, IV. These issues raise important environmental concerns for CLF and its members.

4. CLF's policy and program experience includes over twenty years of extensive collaborative work and participation in numerous utility commission dockets throughout New England, including DR 97-211 and DE 07-064 in New Hampshire. CLF's institutional expertise in these matters will inform its participation and benefit the investigation.

WHEREFORE, CLF respectfully requests that it be granted full intervenor status in this proceeding.

Respectfully submitted,

CONSERVATION LAW FOUNDATION

By:



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Dated: January 13, 2009

CERTIFICATE OF SERVICE

I hereby certify that on the 13th day of January, 2009, a copy of the foregoing Petition to Intervene by the Conservation Law Foundation was sent electronically, and by First Class Mail, to

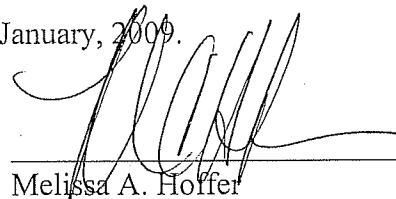
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Dated in Concord, New Hampshire this 13th day of January, 2009.



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