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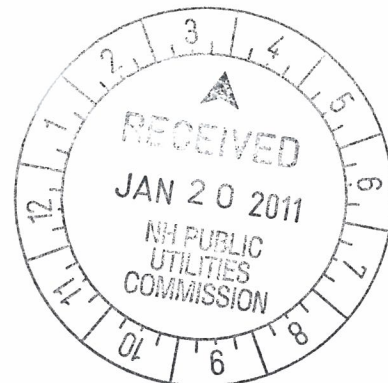
A Northeast Utilities Company

**Robert A. Bersak**  
Assistant Secretary and  
Assistant General Counsel

January 20, 2011

Ms. Debra A. Howland  
Executive Director and Secretary  
New Hampshire Public Utilities Commission  
21 S. Fruit Street, Suite 10  
Concord, New Hampshire 03301

**Re: Docket No. DE 09-067,  
Complaint of Clean Power Development, LLC  
Against Public Service of New Hampshire**



Dear Secretary Howland:

In previous filings made by PSNH in this proceeding, we committed to keep the Commission updated on the status of FERC Docket No. QM10-4, wherein PSNH sought a waiver of the mandate under PURPA to purchase the output from certain Qualifying Facilities.<sup>1</sup>

Today, the FERC issued the attached "Order Denying Rehearing" regarding PSNH's rehearing request. The Order states that the issue of whether Clean Power Development is "grandfathered" under PURPA and able to seek a PURPA rate order from the New Hampshire Public Utilities Commission depends on state law. "If the New Hampshire commission decides that Clean Power has indeed followed proper state procedures, and that a contract or legally enforceable obligation results from the Clean Power petition, then and only then will that contract or legally enforceable obligation be grandfathered and not subject to our April 15 termination order." Order at 10.

This FERC Order concludes the proceeding before Docket No. QM10-4, and PSNH does not intend to take any further action regarding that matter.

If you have any questions, please let me know.

Sincerely,

Robert A. Bersak  
Assistant Secretary and  
Assistant General Counsel

cc: Service List

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<sup>1</sup> See, PSNH letter dated June 14, 2010; PSNH Supplemental Legal Memorandum dated September 20, 2010; PSNH letter dated October 15, 2010.

**SERVICE LIST - EMAIL ADDRESSES - DOCKET RELATED**

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**Pursuant to N.H. Admin Rule Puc 203.11 (a) (1): Serve an electronic copy on each person identified on the service list.**

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Docket #: 09-067-1 Printed: January 20, 2011

**FILING INSTRUCTIONS:**

- a) Pursuant to N.H. Admin Rule Puc 203.02 (a), with the exception of Discovery, file 7 copies, as well as an electronic copy, of all documents including cover letter with:**
- DEBRA A HOWLAND  
EXEC DIRECTOR & SECRETARY  
NHPUC  
21 S. FRUIT ST, SUITE 10  
CONCORD NH 03301-2429
- b) Serve an electronic copy with each person identified on the Commission's service list and with the Office of Consumer Advocate.**
- c) Serve a written copy on each person on the service list not able to receive electronic mail.**