

STATE OF NEW HAMPSHIRE  
PUBLIC UTILITIES COMMISSION  
COMPLAINT OF CLEAN POWER DEVELOPMENT, LLC  
AGAINST PUBLIC SERVICE OF NEW HAMPSHIRE

Motion to Intervene submitted by:  
Rate Payer: Jonathan Edwards  
323 School Street  
Berlin, NH 03570

Docket #: DE 09-067

Date: 10/15/2009

Commission Members,

As a rate payer, business owner, and citizen of Berlin, I have been following the Clean Power complaint against Public Service Company of NH since its inception and respectfully request permission to intervene for reasons as follows;

- 1.PSNH has ignored the opportunity to provide rate payers with least cost energy by failure to consider an energy provider that has offered 5% cheaper power than its arbitrarily chosen supplier. PSNH has apparently made its decision about suppliers without any due diligence or consideration related to fuel price, availability or sustainability. PSNH apparently determines the merit of one project over another without any consideration related to plant efficiency, synergy with surrounding industry and community, suitability for interconnection to the grid, or opportunities to improve the overall environmental picture for the region. It is clear that PSNH not only disregards electrical commodity cost to the detriment of captive ratepayers but gives no consideration to all the other aspects that have intrinsic value to the region, and the state.
- 2.Public Service Company of NH is refusing to work with Clean Power Development that has the superior energy business model that does not threaten forest sustainability as provided by numerous wood studies. PSNH moving forward with its presently preferred Laidlaw supplier will lead to the demise of currently operating biomass energy plants elsewhere in the state and likewise destroy other wood commodity businesses as a result of higher chip prices when demand exceeds supply. This will lead to increased negative impact to the north country economy in both loss of jobs and superior alternative business opportunity.
- 3.Public Service company of NH's failure to work with the energy producer that has highest and soonest potential to provide assistance to the Fraser/Gorham mill business model via steam production with a highly efficient Combined Heat and Power design brings into question the who aspect of PSNH operating in the Public Good. The very basis for their franchise and special treatment as a Public Utility. PSNH not willing to consider a project that is fully permitted and shovel ready thumbs its nose at the governor's 2025 initiative.
- 4.Public Service company of NH's failure to work with an energy provider that is located outside the city's center eliminates choice, for the City of Berlin to rechart its future going forward into the 21st Century. The Clean Power project is best located to realize the most economic benefit for the region

while also achieving the absolute least negative impact. Yet PSNH chooses the project that is not permitted, that appears to be at least twice as large as what can be sustained by the regional working forest, provides all kinds of negative impact related to health and welfare issues, dangerous downtown truck traffic, noise, quality of life, facility appearance, wood dust and fire hazard risks, plus a general perception of mistrust for the developer based upon their actions in other communities. PSNH ignores the stated and demonstrated concern by the Mayor and Council of Berlin related to PSNH's arbitrary backing of Laidlaw.

5.The State of NH has based its conclusions of wood availability performed by a company (Landvest) that has sizeable real estate holdings and represents numerous land holders. Such a company may not have been the best choice to provide an impartial assessment. However when completed, the study established that a conservative analysis of the working forest within 75 miles of Berlin would not be adequate to supply the volume required by Laidlaw. It would appear that Laidlaw has now hired this same company to come up with a more favorable conclusion. Any such updating of its wood study to cast the Laidlaw project size in a more favorable light must be considered invalid and bring forth the potential conflict of interest.

6.It is my understanding that PSNH is a protected monopoly that should function in the Public Good, and that it is not supposed to compete with private industry. It is my understanding that the Legislature has created a Merchant Power Industry that is to build new generation within New Hampshire. Therefore PSNH should not compete with the Merchant Power Industry. It is my understanding that PSNH is supposed to encourage the Merchant Power industry in New Hampshire especially as it applies to indigenous renewable power. It is my understanding that PSNH is to gain its new generation capacity through a least cost approach and that intrinsic aspects such as efficiency, economic prosperity, and the environment are all supposed to be considered in that analysis of least cost value. I feel that PSNH is letting us down in relation to each and every aspect above. It is clear to me that PSNH is bent upon destroying the Merchant Power Industry so that it may be the only game in town and our state will only be presented with the option of PSNH owned assets stranded in rate base and contrary to previous Legislative and Public Utility efforts to move away from this approach that has been and continues to be so overly abusive of the captive PSNH customer base.

Respectfully,

A handwritten signature in blue ink, appearing to read 'Jonathan Edwards', with a stylized flourish extending from the bottom left.

Jonathan Edwards

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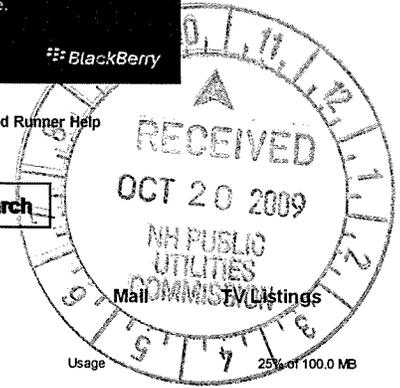
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**Cc:** Jonathan S Edwards <JonathanEdwards@pcr.com>

**Subject:** Permission to intervene  
**Priority:** High **Date:** Thursday, October 15, 2009 2:45 PM **Size:** 206 KB

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