

ATTORNEYS AT LAW



September 16, 2009

FREDERICK J. COOLBROTH, ESQ. 603.410.1706 FCOOLBROTH@DEVINEMILLIMET.COM

### BY HAND DELIVERY

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

Re: DT 09-136 Union Telephone Company Transfer of Assets to TDS Telecom

Dear Ms. Howland:

Enclosed for filing in the above docketed proceeding are eight (8) copies of the confidential Disclosure Schedules to the Stock and Purchase Asset Agreement among TDS Telecommunications Corporation, Utel, Inc. and the other parties named therein, dated as of July 27, 2009. Please note it is our understanding that the names of Union Telephone Company employees have been redacted. These confidential disclosure schedules are being provided pursuant to RSA 378:43 and the Protective Agreement in this docket.

A compact disk containing the confidential disclosure schedules is also enclosed.

Very truly yours,

Frederick J. Coolbroth

FJC:kaa

**Enclosures** 

cc: Office of Consumer Advocate

Darren Winslow, Union Telephone Company

COMMISSION

## REPRESENTATION BY TDS TELECOMMUNICATIONS CORPORATION PURSUANT TO RSA 378:43

The materials submitted herewith include items that have been marked "Confidential" and are being submitted pursuant to RSA 378:43. TDS Telecommunications Corporation represents that the materials marked "Confidential" pertain to the provision of competitive services; set forth trade secrets or other confidential information falling within the scope of RSA 378:43,II(b); and are not general public knowledge or published elsewhere, TDS Telecommunications Corporation having taken measures to prevent dissemination of the information in the ordinary course of business.

These materials are also subject and pursuant to the protective agreement executed in this docket.

TDS TELECOMMUNICATIONS CORPORATION

### THE STATE OF NEW HAMPSHIRE

CHAIRMAN Thomas B. Getz

COMMISSIONERS Clifton C. Below Amy L. Ignatius

EXECUTIVE DIRECTOR AND SECRETARY Debra A. Howland



# PUBLIC UTILITIES COMMISSION 21.S. Fruit Street, Suite 10

21 S. Fruit Street, Suite 10 Concord, N.H. 03301-2429

September 16, 2009

Tel. (603) 271-2431

FAX (603) 271-3878

TDD Access: Relay NH 1-800-735-2964

Website: www.puc.nh.gov

Fred Unger Boston Community Capital 56 Warren Street Boston, Massachusetts 02119

Re: DE 09-106, DE 09-107, DE 09-108, DE 09-109 and DE 09-110

Boston Community Capital Solar Energy Advantage, Inc.

Certification Applications for Class II Eligibility Pursuant to RSA 362-F

Dear Mr. Unger:

On June 8, 2009, you submitted applications on behalf of Boston Community Capital Solar Energy Advantage, Inc. (BCC) requesting certification of five customersited rooftop solar photovoltaic facilities (BCC facilities) as eligible to produce Class II renewable energy certificates (RECs) pursuant to RSA 362-F, New Hampshire's Electric Renewable Portfolio Standard law. Staff has reviewed your applications and recommended approval noting that the applications were complete on August 3, 3009.

Class II eligibility requires that a facility began operation after January 1, 2006 and that it produces electricity from solar technologies. The applications indicate that the facilities are customer-sited solar photovoltaic rooftop arrays located in Massachusetts and began operation in the spring of 2009. The details for each facility are listed in the table below.

Facility Title	Commission Assigned Docket #	Facility Location	Operation Date	Total kW listed in application (DC Arrays)	NH Certification Code
Washington Elms	DE 09-106	131 Washington St., Cambridge, MA	May 2, 2009	92.1	NH-II-09-032
Walden Square	DE 09-107	21 Walden Sq., Cambridge, MA	May 2, 2009	76.9	NH-II-09-033
North Village	DE 09-108	341 West St., Pittsfield, MA	March 24, 2009	156.4	NH-II-09-034
Riverview	DE 09-109	8 Village Way, Webster, MA	April 16, 2009	198.7	NH-II-09-035
Mishawum	DE 09-110	338 Main St., Charlestown, MA	April 14, 2009	391.3	NH-II-09-036

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The NEPOOL GIS facility codes have not yet been obtained. You are required to provide the facility codes to the Commission as soon as they are obtained from the GIS administrator. The ISO-NE asset identification number is not applicable as the BCC facilities are behind-the-meter sources. Your applications indicate that since the BCC facilities are behind-the-meter sources, PowerDash LLC, as the facilities' independent monitor, will verify and report the facilities' output to the NEPOOL GIS pursuant to the GIS Operating Rules.

Based on Staff's recommendation, the Commission has determined that BCC has provided all the necessary information to demonstrate that its facilities are eligible for certification as Class II facilities. Therefore, the Commission hereby certifies the BCC facilities are Class II renewable energy sources effective August 3, 2009 and are eligible to be issued New Hampshire Class II renewable energy certificates.

Attached please find a copy of the notice of these certifications provided to the GIS administrator. The New Hampshire Renewable Portfolio Standard certification codes for the BCC solar photovoltaic facilities are listed in the table above.

Sincerely,

Debra A. Howland Executive Director

Encl.