

THE STATE OF NEW HAMPSHIRE
before the
PUBLIC UTILITIES COMMISSION

Public Service Company of New Hampshire
Least Cost Integrated Resource Plan

Docket No. DE 07-108

RESPONSE TO
PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE'S
MOTION FOR CONFIDENTIAL TREATMENT
OF
SUPPLY SIDE WORK PAPERS

NOW COME Constellation Energy Commodities Group, Inc., Constellation NewEnergy, Inc., Bridgewater Power Company, L.P., and TransCanada Hydro Northeast Inc. pursuant to N.H. Code Admin. Rules Puc 203.07 and 203.08, and RSA 91-A:5,IV and respond to Public Service Company of New Hampshire's ("PSNH") Motion for Confidential Treatment of Supply Side Work Papers dated April 7, 2008 ("Motion") in the above-captioned docket as follows:

1. In the Motion PSNH sought protection for the response to a data request (TS-01, Q-TS-001) propounded by Staff ("Staff") for the New Hampshire Public Utilities Commission ("Commission") in the above-captioned docket. PSNH indicated that the response to the data request is "composed of work papers containing data supporting PSNH's supply side strategies." PSNH further indicated that it was seeking confidential treatment of the "analysis and data behind the generation resources" which PSNH included in its Least Cost Integrated Resource Plan. PSNH requested that access to this information be provided to the Staff and the Office of Consumer Advocate ("OCA") and supplied to other intervenors provided they execute a non-disclosure agreement. PSNH further requested that the Commission issue an order preventing public disclosure of the entire response to the data request.
2. Constellation Energy Commodities Group, Inc., Constellation NewEnergy, Inc., Bridgewater Power Company, L.P., and TransCanada Hydro Northeast Inc. ("the Intervenors") are intervenors in the above-captioned docket.
3. The Intervenors are in the process of negotiating a non-disclosure agreement with PSNH so they can obtain access to the work papers and prepare data requests to PSNH in accordance with the procedural schedule for this docket.

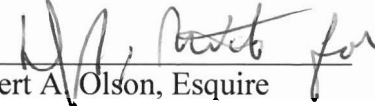
4. Based on PSNH's representations, the Intervenor believe that the work papers for which PNSH seeks confidential treatment may contain a combination of information which is entitled to confidential treatment under New Hampshire law and the Commission's rules, as well as information that is not entitled to such treatment. It is the Intervenor's understanding that PSNH has not yet had the opportunity to go through the work papers and redact the information which it believes is entitled to confidential treatment. The Intervenor have not yet obtained the workpapers, so they can not make an informed determination on the issue of confidentiality. The Intervenor are hopeful, however, that the issue of which information should be confidential and which should not can be worked out by PSNH, Staff, the OCA, and the Intervenor.
5. The Intervenor understand that a party, whether or not an intervenor in the proceeding, retains the right to revisit the designation of confidential status at any time, consistent with prior Commission orders. The Intervenor therefore want to make sure that they preserve their rights to object to a determination of which pieces of information should be made public and which should be kept confidential in the event that this issue can not be resolved among the parties.

Wherefore, the Intervenor respectfully request that the Commission:

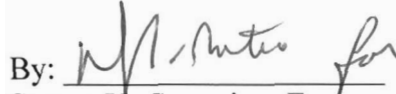
- (a) Refrain from granting PSNH's Motion for Confidential Treatment;
- (b) Allow the Intervenor, Staff and the OCA the opportunity to raise issues with regard to the confidential treatment of information that is the subject of PSNH's Motion at any point in this docket; and
- (c) Grant such other relief as may be just and equitable.

Respectfully submitted,

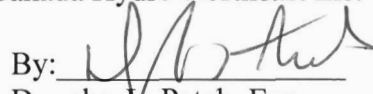
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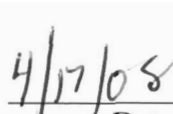
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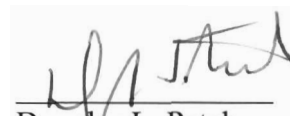
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CERTIFICATE OF SERVICE

I hereby certify that, on the date written below, I have caused the attached Response to the Motion for Confidential Treatment to be sent pursuant to N.H. Code Admin Rule Puc 203.02 to the persons listed on the attached Service List.


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