

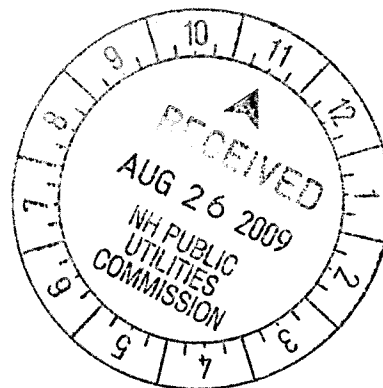


WM Renewable Energy, L.L.C.  
1001 Fannin, Suite 4000  
Houston, TX 77002

August 20, 2009

State of New Hampshire  
Public Utilities Commission  
Attn: Ms. Debra Howland  
Executive Director and Secretary  
21 S. Fruit St., Suite 10  
Concord, NH 03301-2429

RE: Renewable Energy Eligibility  
2009 - Quarter (2) Report  
Docket No. 08-142 - Chaffee



Dear NH PUC:

Please accept this letter and attached documentation, required by the New Hampshire Administrative Code Public Utility Commission Rules Pursuant Section 2504.01(a)(2)(a-e) – Location of Sources Issuing Certificates, as verifiable evidence in order to continue certification eligibility for the Chaffee landfill gas-to-energy facility located at 10860 Olean Road, Chaffee, New York, 14030, 4.8 mega-watts:

- a) Documentation of a unit-specific bilateral contract or other legally enforceable obligation that is executed between the source owner, operator, or authorized agent and an electric energy purchaser located within the New England control area for delivery of the source's electric energy to the New England control area; **there have been no changes in the executed power purchase agreement between source owner and electrical energy purchaser as of August 20, 2009, quarter two report submittal.**
- b) Proof of associated transmission rights for delivery of the source's electric energy from the generation unit of the source through the adjacent control area to the New England control area; **See (d) for transmission rights delivery for the source's electric energy transmission rights – NERC tags.**
- c) Documentation that the electrical energy delivered was settled in the ISO-New England wholesale market system; **the energy purchaser is currently managing the electrical energy output, which settled electrical energy may be verified via the NEPOOL-GIS tracking system.**
- d) Documentation that the source produced, during each hour of the applicable month, the amount of megawatt-hours claimed, as verified by the NEPOOL-GIS administrator;

**Commission staff have been provided a Template Quarterly Report to NEPOOL-GIS for Imports submitted by energy purchaser to source owner in order to serve as documentation that the source produced, during each hour of the applicable month, the amount of megawatt-hours claimed, as verified by the NEPOOL-GIS Administrator and attached attestations.**

- e) Confirmation that the electrical energy delivered under the legal obligation received a North American Electric Reliability Corporation ("NERC") tag from the originating control area to the New England control area. See listed NERC tags. **Below, please find a list of NERC tag confirmations for Chaffee, which may be verified via the Template Quarterly Report to NEPOOL-GIS as confirmation that the electrical energy delivered under the legal obligation received a NERC tag.**

NYIS_CCG000CHA0409_ISNE	496835	2,875
NYIS_CCG000CHA0509_ISNE	506264	2,951
NYIS_CCG000CHA0609_ISNE	517201	2,849

If you should have any questions regarding the following, please LaToya Glenn, Renewable Energy Administrator at (713) 328-7357.

Sincerely,



Paul Pabor, Vice President  
WM Renewable Energy, LLC  
(713) 328-7345 (direct)  
(713) 287-2423 (fax)

Enclosures

### Imported Unit Energy Seller Certification

WM Renewable Energy, LLC (Chaffee), with its principal office in Houston, Texas ("Seller") certifies to the Participants in the New England Power Pool that, other than the Sale (defined below), it has not retired, sold, claimed, represented as part of Energy sold elsewhere, or used to satisfy obligations in any jurisdiction outside of New England any of the fuel source, emission or labor attributes (the "Attributes") associated with the Imported Unit Energy it sold to Constellation Energy Commodities Group during Q1 2009, with its principal office in Baltimore, MD (the "Sale"). Seller further promises that it will not retire, sell or claim the Attributes, represent the Attributes as part of Energy sold or use the Attributes to satisfy Obligations in another jurisdiction, other than in connection with the Sale.

Capitalized terms not otherwise defined herein have the meanings given to them in the Restated New England Power Pool Agreement or the New England Power Pool Generation Information System Operating Rules, each as amended and restated from time to time.

Under penalties of perjury, I declare that I have examined this certification and to the best of my knowledge and belief, this certification is true, correct and complete in all material respects.

WM Renewable Energy, LLC (Chaffee)

By: Paul Pabor

Name: Paul Pabor

Title: Vice President

Date: 8/20/09