

STATE OF NEW HAMPSHIRE
BEFORE THE
PUBLIC UTILITIES COMMISSION

Public Service Company of New Hampshire

Petition for Approval of PPA with Laidlaw Berlin BioPower, LLC

Docket No. DE 10-195

**LIDLAW BERLIN BIOPOWER, LLC'S OBJECTION TO CONCORD STEAM
CORPORATION'S AND THE WOOD FIRED IPPS' JOINT MOTION TO CONTINUE
PROCEDURAL SCHEDULE**

Laidlaw Berlin BioPower, LLC ("LBB") objects to Concord Steam Corporation's and the Wood Fired IPPs' Motion to Continue the Procedural Schedule.

1. On October 22, 2010, the PUC Staff filed a letter joining in the Motion to Continue the Procedural Schedule. One basis the staff articulated for supporting the continuance was because the Site Evaluation Committee had not yet ruled on LBB's motion seeking limited release of the confidential transcripts from that proceeding. In fact, the Site Evaluation Committee issued its ruling denying release of the transcripts on October 21, 2010 but staff was not aware of that ruling.¹ Consequently, there is no basis to continue the procedural schedule for that reason.

2. LBB believes that all parties have worked diligently to answer discovery requests and provide information that the staff seeks. LBB recognizes that the staff believes it still needs more time notwithstanding these diligent efforts.

3. With respect to the IPPs and CSC, their request relates primarily to the confidentiality issues associated with the PPA. LBB notes that PSNH expeditiously filed its Motion for Rehearing, well before the thirty (30) day statutory time period elapsed. LBB

¹ The SEC's Order denying release of the confidential materials was attached to PSNH's Motion for Rehearing dated October 22, 2010 as Attachment 2.

believes the Commission can also address this issue expeditiously and thus, any delay in the procedural schedule can be minimized.

4. In light of these issues, LBB does not oppose a limited extension of the procedural schedule provided such extension does not affect the December 28/29, 2010 hearing date. LBB believes this approach would accommodate the interests of justice and all the parties involved in the proceeding.

WHEREFORE, Laidlaw Berlin BioPower, LLC respectfully requests the Commission:

- A. Limit an extension of the procedural schedule so as to ensure that the December 28/29, 2010 hearing date is preserved; and
- B. Grant such other and further relief as may be just and equitable.

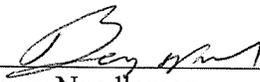
Respectfully submitted,

Laidlaw Berlin BioPower, LLC

By Its Attorneys,

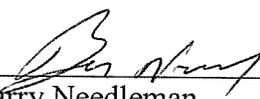
McLANE, GRAF, RAULERSON & MIDDLETON,
PROFESSIONAL ASSOCIATION

Date: October 26th, 2010

By: 
Barry Needleman
Eleven South Main Street
Concord, NH 03301
Telephone (603) 226-0400

Certificate of Service

I hereby certify that on this 26th day of October, 2010, a copy of the foregoing Objection has been forwarded to the service list in this matter.


Barry Needleman