



January 17, 2012

Ms. Debra A. Howland, Executive Director
New Hampshire Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, New Hampshire 03301-2429

NHPUC JAN17'12 PM 4:08

VIA HAND DELIVERY AND ELECTRONIC MAIL

RE: Docket No. DE 11-250
Investigation of Merrimack Station Scrubber Project and Cost Recovery

Dear Director Howland:

Intervenors Conservation Law Foundation (CLF) and the Sierra Club write to the Commission concerning the discovery schedule and date for filing motions to compel. As per the Secretarial Letter of December 23, 2011, parties are given five business days from the receipt of Public Service Company of New Hampshire's (PSNH) responses to discovery requests to file motions to compel. CLF and the Sierra Club received objections from PSNH to their joint discovery requests on January 9, 2012, and some data responses on January 13, 2012; however CLF did not receive certain data responses until that following Monday, January 16, 2012.

Because CLF and the Sierra Club want to review the responses and coordinate with PSNH more fully to determine whether or not a motion to compel is necessary, CLF and the Sierra Club have reached an agreement with PSNH such that any motion to compel from CLF and/or the Sierra Club—if needed—would be due on January 20, 2012. PSNH has made similar agreements with the Office of the Consumer Advocate and TransCanada (see correspondence filed on January 13, 2012 and January 17, 2012, respectively). The additional time will likely aid to resolve potential discovery disputes, and will not negatively impact the schedule in the docket.

Thank you for your attention to this matter. Please do not hesitate to contact me if you have any questions

Sincerely,

A handwritten signature in black ink, appearing to read 'Zachary M. Fabish', written over a horizontal line.

Zachary M. Fabish
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Cc: DE 11-250 Service List.