

James T. Rodier, Esq.
Attorney-at-Law
1500A Lafayette Road, No. 112
Portsmouth, NH 03801-5918

603-559-9987

jtrodier@comcast.net

May 13, 2009

Debra A. Howland
Executive Director and Secretary
State of New Hampshire
Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, NH 03301-2429



COMPLAINT OF CLEAN POWER DEVELOPMENT, LLC
AGAINST PUBLIC SERVICE OF NEW HAMPSHIRE
Docket No. DE 09-067

Dear Ms. Howland:

I am responding on behalf of Clean Power Development, LLC to respond to PSNH's letter to the Commission dated May 12 wherein PSNH requests that the deadline for filing supplemental memos be delayed by the Commission until after the FERC rules on PSNH's rehearing request.

The deadline for filing supplemental memorandums is May 19. PSNH did not object to CPD's Motion for Leave to Supplement Memorandum of Law in this proceeding. The FERC ruling in Docket No. QM10-4 for which PSNH now intends to seek rehearing was issued on April 15, 2010. Accordingly, PSNH's rehearing request is due tomorrow. FERC rules do not appear to allow CPD an opportunity to answer this request.

Moreover, press reports¹ indicate that PSNH's grounds for rehearing at FERC may not be relevant to the Complaint before the Commission in this proceeding.

For the foregoing reasons, CPD objects to PSNH's request.

Sincerely,

James T. Rodier/esq
/s/ James T. Rodier

¹ "PSNH spokesperson Martin Murray said the FERC decision shouldn't affect the PUC complaint, because the complaint was about whether or not PSNH is required to negotiate with CPD, not whether PSNH is required to purchase CPD's output under federal rules."

60:07NH 01:07TAMW 03NH