

DE10-122

MANDATE

Certified and Issued as Mandate Under NH Sup. Ct. R. 2

Michelle A. Caraway
Clerk/Deputy Clerk

12/15/2010
Date

THE STATE OF NEW HAMPSHIRE

SUPREME COURT

In Case No. 2010-0683, Appeal of New Hampshire Sierra Club, the court on December 1, 2010, issued the following order:

Appeal from administrative agency is declined. See Rule 10(1). Public Service Company of New Hampshire's motion for summary dismissal is, therefore, moot.

Under Supreme Court Rule 10, the supreme court has discretion to decline an appeal from an administrative agency. No appeal, however, is declined except by unanimous vote of the court with at least three justices participating.

This matter was considered by each justice whose name appears below. If any justice who reviewed this case believed the appeal should have been accepted, this case would have been accepted and scheduled for briefing.

Declined.

Dalianis, Duggan, Hicks and Conboy, JJ., concurred.

**Eileen Fox,
Clerk**

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