

STATE OF NEW HAMPSHIRE
BEFORE THE
NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION

**Petition for Approval of Power Purchase Agreement with
Laidlaw Berlin BioPower, LLC**

DE 10-195

**PETITION FOR INTERVENTION OF
THE CITY OF BERLIN, NEW HAMPSHIRE**

NOW COMES the City of Berlin, New Hampshire (“the City”) and hereby petitions the New Hampshire Public Utilities Commission for intervention in the above-captioned proceeding pursuant to RSA 541-A:32 and NH Code Admin. Rule Puc 203.17. In support of its Petition for Intervention, the City states the following:

1. On July 26, 2010, Public Service Company of New Hampshire (PSNH) filed a petition for approval of a power purchase agreement (PPA) with Laidlaw Berlin BioPower, LLC (Laidlaw) for the purchase of energy, capacity and renewable energy certificates (RECs) pursuant to RSA 362-F:9. According to the petitioner, the proposed Laidlaw facility, which is located within the City, is a biomass-fueled renewable energy source and purchases by PSNH will help it meet obligations to purchase renewable power as required by RSA 362-F provided that the Laidlaw facility qualifies to produce Class I (new renewable facility) RECs.

2. According to the filing, Laidlaw is developing a 70 MW name-plate electric power generating station in the City designed to use whole tree wood chips as its fuel. The station will be located on the site of the former Fraser Pulp mill in the City which closed in 2006.

3. The proposed Laidlaw facility is located within the City, will generate power within the City, and according to the Petition, will be interconnected to PSNH's east side substation, also located within the City, through a new interconnection line.

4. A PPA between Laidlaw and PSNH will likely facilitate the development of the Laidlaw facility.

5. The City has a direct interest in the viability of the Laidlaw facility, given its location within the City, its potential for driving economic redevelopment within the City, and the fact that the power from the facility will be generated and distributed within the City.

6. The City, therefore, has substantial interests that will be affected by the above-named proceeding.

WHEREFORE, the City of Berlin respectfully requests that the Commission grant it full Intervenor status, without conditions, in the above-named proceeding and to order such other and further relief as may be just and equitable.

Respectfully submitted,

THE CITY OF BERLIN

By its attorneys:

DONAHUE, TUCKER & CIANDELLA, PLLC

Date: September 23, 2010

By: /s/ Keriann Roman 
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CERTIFICATE OF SERVICE

Pursuant to Rules Puc 203.02(2) and Puc 203.11, I hereby certify that on this 23rd day of September 2010, I served copies of this Petition to those parties listed on the Service List and to the Office of Consumer Advocate.

/s/ Keriann Roman
Keriann Roman, Esq.



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