

CLERKS REPORT

Docket No. & Name: **DE 10-195 PSNH**
Petition for Approval of Power Purchase Agreement with Laidlaw Berlin

Date: 01/26/11 Opened: 9:15 Closed: 4:19 PHC: _____ Hearing: Yes

Presiding Officer: **Thomas B. Getz- Chairman** Hearing Examiner:
Clifton C. Below, Amy
Ignatius- Commissioners

Court Reporter: **Susan Robidas** Clerk: **Sandy Deno**
Morning Session
Steven Patnaude-
Afternoon Session

Briefs Due: _____

Transcript Due Date: _____ Hearings Continued: _____

Hearing Examiner Report Due: _____ Exhibits List Attached: **Yes**

Affidavit Filed: **Yes 09/17/11** Under Advisement: _____

Appearances:
Staff Suzanne Amidon
OCA- Meredith A. Hatfield
PSNH- Robert A. Bersak
City of Berlin- Christopher Boldt and Keriann Roman
Edrest Properties- John Edwards
Wood –Fired IPP’s David J. Shulock
Clean Power Development – James T. Rodier

Intervention Granted:

Other Rulings:

PANEL 1: (If applicable)

Gary Long- Richard C. Labrecque- Lisa Shapiro- Terrance Large

PANEL 2: (If applicable)

Other Witnesses:

DE 10-195

PSNH

EXHIBITS

DATE	NO.	DESCRIPTION	WITNESS
01/24/11	PSNH 1	<u>PSNH Petition for Approval of Power Purchase Agreement Between PSNH and Laidlaw Berlin BioPower filed on July 26, 2010</u>	Panel ¹
01/24/11	PSNH 2	<u>PSNH Power Purchase Agreement</u>	Panel ¹
01/24/11	PSNH 3	<u>PSNH Testimony of Gary A. Long</u>	Panel ¹
01/24/11	PSNH 4	<u>PSNH Testimony of Terrance J. Large</u>	Panel ¹
10/24/11	PSNH 5	<u>PSNH Testimony of Richard C. Labrecque</u>	Panel ¹
01/24/11	PSNH 6	<u>PSNH Testimony of Dr. Lisa K. Shapiro</u>	Panel ¹
01/24/11	PSNH 7	<u>PSNH Rebuttal Testimony of Gary A. Long, Terrance J. Large, Richard C. Labrecque relined</u>	Panel ¹
01/24/11	PSNH 8	<u>PSNH Rebuttal Testimony of Dr. Lisa K. Shapiro</u>	Panel ¹
01/24/11	PSNH 9	<u>PSNH changes to Power Purchase Agreement and Exhibit 9 (Rev 1)</u>	Panel ¹
01/24/11	PSNH 10	<u>Berlin Daily Sun January 21, 2011 Green Company interested in Locating on Former Mill Site</u>	Panel ¹
01/25/11	PSNH 11	<u>Record Request What authority does the seller have to cause other parties to comply with the right of first refusal for PSNH Response to Q-RR 001</u>	Panel ¹
01/25/11	PSNH 12	<u>Record Request Whether the Commission approval of the PPA and this section in particular would preclude the Commission from exercising any statutory authority to modify any orders related to this PPA Response to Q-RR-002</u>	Panel ¹

DATE	NO.	DESCRIPTION	WITNESS
01/25/11	PSNH 13	<u>Record Request Is it PSNH's Position that it needs or does not need approval from this Commission Response QRR003</u>	Panel ¹
01/26/11	PSNH 14	<u>Record Request The Response of the lenders that there would be no effect on PSNH's credit rating in the PPA between PSNH and Laidlaw Response to QRR004</u>	Panel ¹
01/26/11	PSNH 15	<u>Record Request 2015 rate effects within certain parameters Response to QRR005</u>	Panel ¹
02/01/11	PSNH16	<u>OCA response to PSNH 1-1</u>	Kenneth Traum
02/01/11	PSNH17	<u>OCA response to PSNH 1-5</u>	Kenneth Traum
02/01/11	PSNH 18	<u>OCA response to PSNH 1-3</u>	Kenneth Traum
02/08/11	PSNH 19	<u>REVISED Chart Staff Exh 15 Laidlaw PPA Energy Compare Unfavorably to Historic Wholesale Electricity Prices</u>	Panel ⁴
02/09/11	PSNH 20	<u>Staff Response to PSNH Q-52</u>	Panel ⁴
02/09/11	PSNH 21	<u>Staff Response to PSNH Q-23</u>	Panel ⁴
02/09/11	PSNH 22	<u>PSNH Reponses to Staff-003-007</u>	Panel ⁴
02/09/11	PSNH 23	<u>Staff Response to PSNH Q-30</u>	Panel ⁴
02/09/11	PSNH 24	<u>Synapse Energy Economics, Inc. 2009 Report</u>	Panel ⁴
02/09/11	PSNH 25	<u>220 CMR Dept of PU Rules of Mass Long Term Contracts for Renewable Energy</u>	Panel ⁴

DATE	NO.	DESCRIPTION	WITNESS
02/01/11	OCA 1P	<u>Revised Public Prefiled Direct of Kenneth E. Traum</u>	
2/1/11	OCA 1C CONF	<u>Revised CONFIDENTIAL Prefiled Direct Testimony of Kenneth E. Traum 1/20/10</u>	
01/24/11	OCA 2	<u>PSNH Response to Staff 01-022 (10/8/10)</u>	

DATE	NO.	DESCRIPTION	WITNESS
01/24/11	OCA 3P	<u>PSNH Public Response to Staff 01-006 in DE 10-257 10/21/10</u>	
01/24/11	OCA 3 CONF	PSNH Confidential Response to Staff 01-006 in DE 10-257 10/21/10	
01/24/11	OCA 4	<u>PSNH Response to Staff 01-019 10/18/19</u>	
01/24/11	OCA 5P	<u>PSNH Public Response to Staff 05-004</u>	
01/24/11	OCA 5 CONF	PSNH Confidential Response to Staff 05-004	

DATE	NO.	DESCRIPTION	WITNESS
01/24/11	Staff 1	<u>Testimony of George R. McCluskey</u>	
01/24/11	Staff 1C	Testimony of George R. McCluskey with Confidential attachment	
01/24/11	Staff 2	<u>Testimony of Thomas C. Frantz</u>	
01/24/11	Staff 3	<u>Attachment to RCL 1 of PSNH's filing Lebreque Testimony</u>	
01/24/11	Staff 4	<u>Response to Staff Data Request 1-10</u>	
01/24/11	Staff 5	<u>Response to Staff Data Request 3-10</u>	
01/24/11	Staff 6	<u>Response to Staff Data Request 2-5</u>	
01/24/11	Staff 7	<u>Response to Staff Data Request 1-11</u>	
01/24/11	Staff 8	<u>Response to Staff Data Request 6-2</u>	
01/24/11	Staff 9	<u>Staff Hypothetical Part-1</u>	
01/24/11	Staff 10	<u>Summit Blue Consulting LLC Document</u>	
01/24/11	Staff 11	<u>Response to Staff Data Request 1-22</u>	
02/01/11	Staff 12C	CONFIDENTIAL Power Reference Case Electricity & Fuel Price Outlook Fall 2010	
02/01/11	Staff 13C	CONFIDENTIAL Ventyx Tables	

DATE	NO.	DESCRIPTION	WITNESS
02/01/11	Staff 14	<u>PSNH Financial Analysis Laidlaw Facility Sansoucy Exhibits 10 calculation</u>	
02/01/11	Staff 15	<u>Laidlaw PPA Energy Prices Compare Unfavorably to Historic Wholesale Electricity Prices</u>	
02/09/11	Staff 16	<u>Revised Laidlaw PPA Energy Prices Compare Unfavorably to Historic Wholesale Electricity Prices</u>	Panel ⁴
02/09/11	Staff 17	<u>Chart Analysis on Pricing</u>	Panel ⁴

DATE	NO.	DESCRIPTION	WITNESS
01/24/11	City of Berlin GES-1	<u>Direct Testimony of George E. Sansoucy</u>	
01/24/11	City of Berlin GES-2	<u>Resume of George E. Sansoucy</u>	
01/24/11	City of Berlin GES-3	<u>Rebuttal Testimony of George E. Sansoucy</u>	

DATE	NO.	DESCRIPTION	WITNESS
01/24/11	IPP-1	<u>PSNH Response to OCA 1-3</u>	
01/24/11	IPP-2	<u>PSNH Response to OCA 2-1</u>	
01/24/11	IPP-3	<u>PSNH Response to Staff 01-019</u>	
01/24/11	IPP-4	<u>PSNH Response to Staff 3-12</u>	
01/24/11	IPP-5	<u>PSNH Response to Staff 06-003</u>	
01/24/11	IPP-6	<u>PSNH Response to IPP 04-007</u>	
01/24/11	IPP-07	<u>PSNH Response to IPP 2-18</u>	
01/24/11	IPP-08	<u>PSNH Response to IPP 2-20</u>	
01/24/11	IPP-09	<u>PSNH Response to IPP 2-71</u>	

DATE	NO.	DESCRIPTION	WITNESS
01/24/11	IPP-10	<u>PSNH Response to Staff 1-39</u>	
01/24/11	IPP-11	<u>PSNH Response to IPP 2-17</u>	
01/24/11	IPP-12	<u>PSNH Response to IPP 3-007-RV-01</u>	
01/24/11	IPP-13	<u>PSNH Response to IPP 03-008-RV-01</u>	
01/24/11	IPP-14	<u>PSNH Response to IPP 03-012</u>	
01/24/11	IPP-15	<u>PSNH Response to IPP 2-9</u>	
01/24/11	IPP-16	<u>PSNH Response to IPP 3-10</u>	
01/24/11	IPP-17	<u>PSNH Response to Staff 1-8</u>	
01/24/11	IPP-18	<u>PSNH Response to CSC 01-008</u>	
01/24/11	IPP-19	<u>PSNH Response to IPP 2-40</u>	
01/24/11	IPP-20	<u>Renewable Energy Portfolio Standard Biomass Eligibility Revisions Overview Massachusetts Department of Energy Resources (September 17, 2010)</u>	
01/24/11	IPP-21	<u>Comments re: Proposed Draft Regulation 225 CMR 14.00 Renewable Energy Portfolio Standard Class I on behalf of PSNH dated October 21, 2010</u>	
01/24/11	IPP-22	<u>67 FR 51516, Standard of Review for Proposed changes to Market- Based Rate Contracts for Wholesale Sales of Electric Energy by Public Utilities</u>	
01/24/11	IPP-23	<u>PSNH Response to Staff 3-18</u>	
01/24/11	IPP-24	<u>PSNH Response to IPP 6-26</u>	
01/24/11	IPP-25	<u>PSNH Response to Staff 1-032 RV-01 Attachments 1 and 2</u>	
01/24/11	IPP-26	<u>OCA Response to IPP 1-1</u>	
01/24/11	IPP-27	<u>OCA Response to IPP 1-2</u>	

DATE	NO.	DESCRIPTION	WITNESS
01/24/11	IPP-28	<u>Staff Response to IPP-1</u>	
01/24/11	IPP-29	<u>Staff Response to IPP-2</u>	
01/24/11	IPP-30	<u>Staff Response to IPP-3</u>	

Panel ¹

Gary A. Long- Terrance J. Large- Richard C. Labrecque- Lisa K. Shapiro

Panel ²

George E. Sansoucy

Panel ³

Kenneth Traum

Panel ⁴

George McCluskey, Thomas Frantz