

**THE STATE OF NEW HAMPSHIRE
BEFORE THE
NEW HAMPSHIRE
PUBLIC UTILITIES COMMISSION**

DE 11-250

PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE

Investigation of Merrimack Station Scrubber Project and Cost Recovery

**Motion Regarding PSNH's Supplemental Responses to
TransCanada's Data Requests**

NOW COMES TransCanada Power Marketing Ltd. and TransCanada Hydro Northeast Inc. (together, "TransCanada"), an intervenor in this docket, and requests partial withdrawal of certain data requests which are the subject of TransCanada's August 25, 2014 motion to compel. In support of this Motion TransCanada states as follows:

1. On August 25, 2014, TransCanada filed a motion to compel regarding PSNH's responses to its data requests on PSNH's nearly 700 pages of rebuttal testimony. On August 29, 2014, September 2, 2014, and September 3, 2014, PSNH produced supplemental responses to some of the requests that are the subject of the August 25 motion to compel.¹

2. As a result of these supplemental responses, TransCanada is withdrawing its motion to compel as to questions TC 6-37, -62, -93, -94, -134, -137, -152, -158, -174, and -195.

3. With respect to questions TC 6-40 and 6-210, PSNH has produced a partial response with respect to itself, but has not responded with respect to its parent and affiliates. *See Attached Supplemental Discovery Responses.* TransCanada maintains and

¹ The additional and/or supplemental responses were to questions TC 6-37, 40, -62, -93, -94, -134, -137, -149, -152, 157, -158, -174, and, -192, -195 and -210.

3. With respect to questions TC 6-40 and 6-210, PSNH has produced a partial response with respect to itself, but has not responded with respect to its parent and affiliates. *See* Attached Supplemental Discovery Responses. TransCanada maintains and incorporates by reference its August 25, 2014 motion to compel with respect to these questions.

4. With respect to questions TC 6-149 and 6-157, while PSNH produced supplemental responses, those responses continue to fail to provide the information requested, and therefore TransCanada maintains and incorporates by reference its August 25, 2014 motion to compel. *See* Attached Supplemental Discovery Responses. PSNH continues to refuse to provide the information necessary to further assess the validity of Mr. Harrison and Mr. Kaufman's study.

5. The Supplemental Response to TC 6-192 fails to provide the information requested. Since its receipt of the September 3, 2014 response to 6-192, TransCanada has communicated via electronic mail with PSNH in an attempt to narrow the information sought to the five largest reliability, environmental compliance, or efficiency improvement capital projects (including the two that are mentioned by PSNH in its supplemental response) between 2006 and 2010. PSNH has not, to date, provided the information requested, which is relevant to this case because it would permit comparison between other capital projects undertaken by the Company and the Scrubber project, in particular for larger projects that would have been subject to Northeast Utilities' Capital Project Approval Policy and Procedures. For example, in its response to subpart (c) of supplemental response TC 6-192, PSNH provides a vague description of the analysis undertaken, but does not provide the analysis itself; nor does it provide the

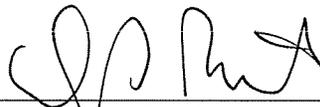
documentation which would have supported that analysis. As it stands, the response to TC 6-192 is insufficient.

WHEREFORE, TransCanada respectfully requests that this honorable Commission:

- A. Compel PSNH to respond to data requests TC 6-38, -39, -40, -47, -50, -96, -125, -149, , -153, 157, -160, -171, -172, -183, -192, -208, -209, and -210, as set forth in this Motion and in TransCanada's August 25, 2014 Motion to Compel; and
- B. Grant such further relief as it deems appropriate.

Respectfully submitted,

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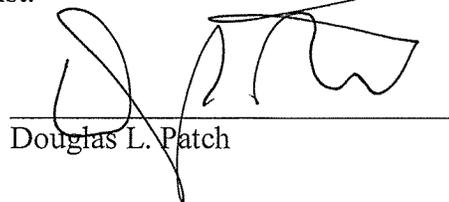


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September 4, 2014

Certificate of Service

I hereby certify that on this 4th day of September, 2014 a copy of the foregoing motion was sent by electronic mail to the Service List.



Douglas L. Patch