

State of New Hampshire  
Site Evaluation Committee  
SEC Docket No. 2009-02  
Application of Laidlaw Berlin Biopower, LLC for a Certificate of Site  
and Facility in Berlin, Coos County, New Hampshire

Support of Duty and Right for Petition to Intervene  
and response to Laidlaw Berlin Biopower's Objection to  
Jonathan Edwards' Petition to Intervene

Committee Members,

Berlin Biopower LLC has objected to my petition to intervene in the above referenced docket based on the premise that my petition does not meet the requirement of RSA 542-A:32, 1 and Site 202.11 as follows;

"The petition must establish that it has a right, duty, privilege, immunity or other substantial interest that may be affected by the determination of the issues in the proceeding, and the petitioner must show intervention will not impair the interest of justice and the orderly a prompt conduct of the proceedings."

As a real estate professional in the city of Berlin I have a fiduciary responsibility to represent the interests of my clients pertinent the preservation of their property values as well as my own. Many of these properties are located within close proximity to the site where Berlin Biopower LLC is proposing to build and operate. In addition to my clients, I have a future interest in protecting the value of real estate tax payer's property values as real estate tends to be their most important asset. I therefore have a right and a duty to protect my current and future clients' interests through intervention in this matter without impairing the interests of justice and the orderly and prompt conduct of these proceedings.

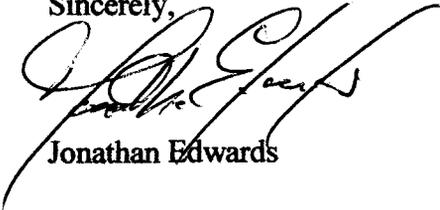
Further, Laidlaw Biopower LLC's objection states that I can not allege any specific injury that I have suffered or will suffer that would provide a basis for standing when in fact the Burgess mill site has been a deterrent to this area's tax base for years and has blocked proven investor interest. Where the site once employed thousands of people at the sacrifice of significant statistical deficiency in property tax value as a trade off, the site now stands to bring that tax base even lower at the expense of lowering other town's tax bases as the proposal effectively raises the price of wood, potentially forcing other wood commodity businesses out business. And for what? To bring 40 new jobs to the area at the expense of other biomass companies and their employees going out of business as well as the loggers that support them? Some times free enterprise goes a little too far. Today, a two family in Berlin is selling for the same price as a two family sold for in 1979. 30 years have passed, the mill still stands and so does the 1979 value. Traveling 5 miles north or south of this site, values rise significantly. It is this industrial site in the center of Berlin's population that provides this deficiency in the area's tax base. Most of Berlin's tax base is within a mile radius of this center piece know as "the mill".

Other existing biomass plants in the towns of Bethlehem, Whitefield and Tamworth have recently seen significant taxation decreases due to a number of factors that offset the value of these facilities to the host towns. This has created a negative tax base problem for these towns as we speak and is another example of proof as to specific harm currently being witnessed in other nearby towns. Taxation of these plants has changed so that their value to a host town is not what has been represented to the city of Berlin in the past due to recent changes. I am in favor of appropriately located and sized to regional sustainability biomass facilities throughout the state of NH and in Berlin.

I have performed a considerable amount of research on the subject of biomass and represent clients outside of the interest of the city of Berlin to the extent that I exercise power of attorney for out of town owners for which the city's intervention will not protect, nor will my involvement in intervention be of a repetitive concern as alleged by Laidlaw Berlin Biopower's objection to my petition.

Laidlaw's objection to my petition for intervention is fatally deficient. I believe that in order to effectively represent my fiduciary responsibility to my clients, I need to have full intervenor status and respectfully request Laidlaw's objection to my petition to intervene be denied.

Sincerely,



Jonathan Edwards