

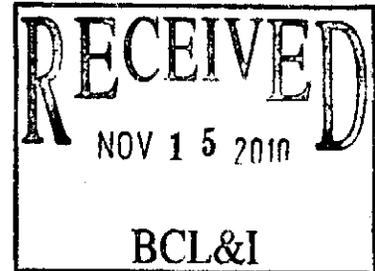


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November 12, 2010

Michael J. Iacopino, Esq.  
Brennan, Caron, Lenehan & Iacopino  
85 Brook Street  
Manchester, NH 03104

Re: Laidlaw – Docket 2009-02

Dear Mike:

Laidlaw has reviewed the Order and Certificate of Site and Facility with Conditions issued by the Subcommittee on November 8, 2010. We note that many of the conditions in the Order and Certificate state “the Applicant shall not commence construction until...”. “Commencement of construction” is defined in RSA 162-H:2, III as:

any clearing of the land, excavation or other substantial action that would adversely affect the natural environment of the site of the proposed facility, but does not include land surveying, optioning or acquiring land or rights in land, changes desirable for temporary use of the land for public recreational uses, or necessary borings to determine foundation conditions, or other preconstruction monitoring to establish background information related to the suitability of the site or to the protection of the environmental use and values.

In light of these conditions in the Order and Certificate, and given the ongoing public scrutiny associated with this project, we wanted to advise you of certain activities being conducted at the site. Laidlaw is currently removing obsolete equipment and materials (pipes, wires, etc) from the site. Laidlaw obtained a demolition permit from the City of Berlin to conduct this work. This demolition work does not constitute “commencement of construction” because the work being done does not “adversely affect the natural environment of the site”. Indeed, as you know, the site is a developed industrial site. We anticipate that other preparatory work will also occur. We expect to assess all of that work in light of the Certificate conditions and ensure that we scrupulously comply with those conditions.

Michael Iacopino, Esquire  
November 12, 2010  
Page 2

Please do not hesitate to contact me if you have any questions.

Very truly yours,

A handwritten signature in black ink, appearing to read "Barry Needleman", written in a cursive style.

Barry Needleman