

State of New Hampshire
Site Evaluation Committee

<http://www.nhsec.nh.gov>

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November 30, 2010

Barry Needleman, Esquire
McLane, Graf, Raulerson & Middleton
11 So. Main Street
Concord, NH 03301

**Re: Laidlaw Berlin BioPower, LLC
NH Site Evaluation Committee
Docket No. 2009-02**

Dear Mr. Needleman:

This letter will acknowledge your correspondence to Counsel for the Site Evaluation Committee, Michael Iacopino, dated November 12, 2010. In that letter, you advised that your client had undertaken certain demolition activities on the proposed site for the certificated 70 megawatt biomass fueled facility in Berlin, New Hampshire. Your correspondence assures the Committee that the demolition activities are not taken in furtherance of construction of the proposed project and that they do not trigger the commencement of construction provisions of RSA 162-H.

We appreciate the information provided in your letter. As you know, there are a number of conditions contained within the Laidlaw Certificate of Site and Facility that must be fulfilled prior to the commencement of construction. I trust that the commencement of construction will not occur until such time as you have complied with all of those conditions or obtained other orders from the Site Evaluation Committee.

Very truly yours,

A handwritten signature in black ink, appearing to read "Thomas S. Burack".

Thomas S. Burack, Chairman
NH Site Evaluation Committee

TSB/tm

cc: Service List