

June 18, 2010

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Justin M. Boothby  
Heidi S. Cole  
Jeremy D. Eggleton  
Rachel A. Goldwasser  
Joshua M. Pantesco  
John L. Arnold  
Michael T. Cretella

*Via Electronic Mail and Hand Delivery*  
NH Site Evaluation Committee  
c/o Jane Murray, Secretary  
29 Hazen Drive, P.O. Box 95  
Concord, NH 03302-0095

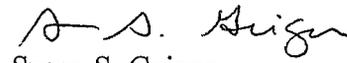
*Re: Application of Groton Wind, LLC –  
SEC Docket No. 2010-10*

Dear Ms. Murray:

Enclosed for filing with the Site Evaluation Committee in the above-captioned matter, please find an original and 3 copies of the Applicant's Objection to Relief Requested in Mr. Buttolph's Letter of June 16, 2010.

Please contact me if you have any questions about the enclosed filing.  
Thank you.

Very truly yours,

  
Susan S. Geiger

Maureen D. Smith  
(Of Counsel)

cc: Via Electronic Mail to Service List (exclusive of Committee members)  
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**STATE OF NEW HAMPSHIRE**  
**SITE EVALUATION COMMITTEE**

**Docket No. 2010-01**

**RE: APPLICATION OF GROTON WIND, LLC  
FOR A CERTIFICATE OF SITE AND FACILITY  
FOR A RENEWABLE ENERGY FACILITY IN GROTON, NH**

**APPLICANT'S OBJECTION TO RELIEF REQUESTED  
IN MR. BUTTOLPH'S LETTER OF JUNE 16, 2010**

NOW COMES Groton Wind, LLC ("the Applicant") by and through its undersigned attorneys and respectfully objects to the requests for relief contained in the letter from James M. Buttolph to Chairman Burack dated June 16, 2010. In support of this objection, the Applicant states as follows:

1. The Applicant objects to the intervention requests filed by individuals for all of the reasons set forth in the Applicant's Response to Intervention Petitions and Requests dated June 7, 2010. Said Response is expressly incorporated herein by reference.
2. In the event that the Presiding Officer grants any or all of the individual intervention requests, the participation in this docket of **all** of the allowed intervenors should be consolidated into one group because all of the would-be intervenors have substantially similar interests. As such, consolidation of only Carl Spring, James Buttolph and Cheryl Lewis as an intervenor group independent of others, as requested by Mr. Buttolph, would not promote the efficient and orderly conduct of the proceeding. To the extent that these individuals have articulated grounds which might lead the Presiding Officer to permit them to intervene in this proceeding, they have not demonstrated that their interests are materially different enough from the other individuals who have requested intervention so as to warrant the creation of a separate intervention group just for

them. Mr. Buttolph's letter is devoid of any information demonstrating that his interests and those of Ms. Lewis and Mr. Spring are distinct from the interests of the other individuals who have sought intervenor status in this docket. While Mr. Buttolph has indicated why he, Mr. Spring and Ms. Lewis prefer not to be consolidated into an intervention group with Dr. Mazur, he has provided no argument that their respective individual interests are sufficiently dissimilar to warrant the creation of separate intervenor groups. In addition, he has provided no reason as to why the group of intervenors to which he wishes to belong should not also include Mr. Wetterer and Ms. Valdmanis. A careful reading of the reasons expressed in support of all of the requests made by individuals seeking intervention leads to the inescapable conclusion that their expressed concerns and circumstances are sufficiently similar to require that their participation in this docket be consolidated. Creation of more than one group of intervenors is simply not warranted and would impair the prompt and orderly conduct of this docket because it would require that the Applicant respond to potentially duplicative data requests, pleadings, cross-examination, etc. Mr. Buttolph's request for partial consolidation should therefore be denied.

3. In the event that the Presiding Officer grants any or all of the individual intervention requests, those intervenors' participation in this proceeding should be expressly limited to the issues they raised in their respective intervention requests. The prompt and orderly conduct of the proceedings would be promoted by requiring the intervenors to focus on the issues of concern that led them to file their intervention requests. Allowing them the opportunity to engage in unlimited discovery, cross-examination and presentation of evidence on the full range of issues raised by the Applicant has the potential to disrupt the proceedings and therefore should not be allowed. Accordingly, if any of the intervention requests are granted, the Presiding

Officer should exercise the authority in RSA 541-A:32, III (a) and limit participation to the issues of particular interest specified in the intervention petition(s).

4. The Applicant strenuously objects to Mr. Buttolph's request to extend the date for intervenor data requests. Such an extension would disrupt the schedule that was arrived at by consensus of all of the parties who took the time to attend the noticed technical session on June 7, 2010. Mr. Buttolph's argument that his lack of possession of his own copy of the Application does not constitute good cause for the deadline extension he seeks. Since the end of March, 2010, the Application and all its Appendices have been available on the Committee's website. Hard copies and DVDs of those documents have also been available at the Rumney and Groton Town Halls since March 26, 2010. The Rumney Town Hall is open during week days (through the Town Clerk) Monday through Fridays from 9 a.m. to 2 p.m. and on Monday evenings from 4 p.m. until 8 p.m. In addition, the Town Hall (through the Selectmen's Office) is open from 8 a.m. to 2 p.m. Mondays, Wednesdays and Fridays. Because the individuals seeking intervention in this docket have had ample opportunity to review the application, their lack of a personal hard copy or DVD does not constitute good cause for delay in their deadline for filing data requests.

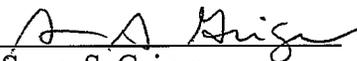
5. At the technical session in this docket held June 7, 2010, counsel for the Site Evaluation Committee asked the potential consolidated intervenors to identify a spokesperson to whom a copy of the Application could be provided, and the Applicant did not object to providing such hard copy to a designated representative of the group of potential intervenors. Thusfar, the potential intervenors have not informed the Applicant as to which of them is the designated spokesperson/representative to whom the Application should be provided. Nonetheless, on June 17, 2010, the Applicant sent by overnight mail to Mr. Buttolph a hard copy and DVD of the Application. Accordingly, since Mr. Buttolph will now have a hard copy and DVD of the

Application and can share it with the group of potential intervenors, there is no basis for granting his request to extend the deadline for intervenors' data requests. Such request, therefore, should be denied.

WHEREFORE, the Applicant respectfully requests that the Presiding Officer deny all of the requests for relief stated in Mr. Buttolph's June 16, 2010 letter and grant such further relief as is appropriate.

Respectfully submitted,

Groton Wind, LLC  
By Its Attorneys

  
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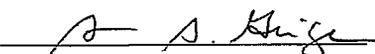
Dated: June 18, 2010

Certificate of Service

I hereby certify that, on the date written below, I caused the foregoing Objection to be sent by electronic mail or U.S. mail, postage prepaid, to the persons on the service list (exclusive of Committee members).

6/18/10

Date  
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Susan S. Geiger