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May 13, 2011

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

***Re: Docket 2010-01, Application of Groton Wind, LLC  
for a Certificate of Site and Facility for a Renewable Energy Facility***

Dear Ms. Murray:

Enclosed for filing with the Site Evaluation Committee in the above-captioned docket, please find an original and three copies of the Applicant's Motion for Clarification.

Please contact me if there are any questions about this filing. Thank you for your assistance and cooperation.

Very truly yours,



Susan S. Geiger

cc: Service List (electronic mail only)  
Enclosure  
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**THE STATE OF NEW HAMPSHIRE**

**SITE EVALUATION COMMITTEE**

**DOCKET NO. 2010-01**

**Application of Groton Wind, LLC  
for a Certificate of Site and Facility**

**CONTESTED MOTION FOR CLARIFICATION**

NOW COMES Groton Wind, LLC (“Groton Wind” or “the Applicant”) and respectfully moves that the Subcommittee of the New Hampshire Site Evaluation Committee (“the Subcommittee”) assigned to the above-captioned docket clarify the Order and Certificate of Site and Facility With Conditions issued May 6, 2011 (“the Order”) to eliminate the condition requiring the Applicant to file an interconnection agreement prior to commencement of construction. In support of this Motion, Groton Wind states as follows:

1. Page 3 of the Order requires the Applicant to file its interconnection agreement with the Subcommittee prior to commencing construction. However, there is no discussion in the Order, the Decision Granting Certificate of Site and Facility With Conditions (May 6, 2011) or transcripts of deliberations in this docket regarding the rationale for this requirement. Although the transcripts reflect discussions regarding a requested condition that the Applicant return to the Site Evaluation Committee if its ISO-New England feasibility study (or anything else) requires a change in the Project as certificated (*see* Tr. 4/11/11, pp. 77-85), there was no discussion regarding the need to file an interconnection agreement prior to commencement of construction. Moreover, the requested condition regarding the feasibility study was unanimously rejected by the

Subcommittee. *Id.* at 85, lines 7-8. Thus, it appears from the record that the interconnection agreement condition was erroneously included in the Order. It therefore should be removed.

2. Additional cause exists for clarifying the Order to remove the interconnection agreement condition. Requiring the Applicant to file an interconnection agreement before commencing construction poses great hardship to the Project in terms of its construction schedule. Typically, interconnection agreements are completed after construction of a generation facility has started. The interconnection process begins with a feasibility study which is then followed by a system impact study. The interconnection agreement is then executed. In the instant case, the Applicant's feasibility study is now complete. The Applicant is progressing with the interconnection process and has no reason to believe that it will not complete the system impact study and execute an interconnection agreement. However, the interconnection agreement is not expected to be finalized until December 2011, and the Applicant expects to commence construction before then. Thus, if the interconnection agreement condition is not removed, the Project would be required to delay commencement of construction for several months and the Project would risk not being completed in time to meet the requirements of its Power Purchase Agreement or to be eligible for the Federal ITC grant. This will severely impact the Project's construction schedule and may result in the Project not going forward at all. In these circumstances, good cause exists for clarifying the Order to remove the condition.

3. In accordance with SEC Rule Site 202.14 (d), the undersigned has made a good faith effort to obtain concurrence with the relief sought from the parties. As of the

time of the filing of this motion, the following parties have indicated their positions on the motion: Counsel for the Public takes no position; the Buttolph/Lewis/Spring Intervenor Group respectfully disagrees and does not concur; Dr. Mazur adamantly opposes; Mr. Wetterer does not concur; and the Town of Groton could not respond due to lack of sufficient time.

WHEREFORE, the Applicant respectfully requests that the Subcommittee:

A. Issue an order clarifying that its Order dated May 6, 2011 does not require Groton Wind to file an interconnection agreement prior to commencement of construction; and

B. Grant such further relief as it deems appropriate.

Respectfully submitted,

Groton Wind, LLC

By and through its Attorneys,  
ORR & RENO, P.A.

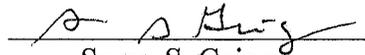
Dated: May 13, 2011

By: 

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 3<sup>rd</sup> day of May, 2011, copies of the within Motion were sent to persons named on the Service List either by electronic mail or first class mail, postage prepaid.

  
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Susan S. Geiger

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