

MEMORANDUM

To: All Parties
NHSEC Groton Wind Docket, No. 2010-01

From: Michael J. Iacopino
Counsel to the Site Evaluation Committee

Date: January 29, 2014

Re: **AGENDA FOR PREHEARING CONFERENCE ON JANUARY 30, 2014**

A prehearing conference in this docket will be held on January 30, 2014, at the Offices of the Public Utilities Commission, 21 South Fruit Street Ste. 10 Concord, N.H. The prehearing conference will commence at 10 o'clock a.m.

The purpose of a prehearing conference is to consider any one or more of the following:

- (1) Offers of settlement.
- (2) Simplification of the issues.
- (3) Stipulations or admissions as to issues of fact or proof, by consent of the parties.
- (4) Limitations on the number of witnesses.
- (5) Changes to standard procedures desired during the hearing, by consent of the parties.
- (6) Consolidation of examination of witnesses by the parties.
- (7) Any other matters which aid in the disposition of the proceeding.

RSA 541-A: 31. See also NH CODE OF ADMINISTRATIVE RULES Site 202.10. In order to aid in the disposition of the proceeding the prehearing conference will also include discussion of discovery methods and schedules and scheduling of a final merits hearing on all outstanding contested issues.

I have prepared and attach the following agenda for our conference.

If you believe that I have missed an issue that should be included in this agenda please feel free to contact me. See next page for outline of agenda.

See agenda on next page.

OUTLINE OF AGENDA

- I. Appearances and Roll Call
- II. Review of Outstanding Issues
 - A. Safety and Maintenance – Environmental Health and Safety Plan
 - B. As Built Location of the O&M Building
 - C. As Built Location of turbines
 - D. Motion by Buttolph /Lewis/Spring Intervenors to Re-Open the Record
 - E. Request of the Fire Marshal to Suspend Certificate
 - F. Applicant’s Motion to Amend Certificate
 - G. Individual Intervenor Issues
- III. Reports on Status of Settlement on Issues
 - A. Settlements, if any, between Applicant and individual property owners.
 - B. Safety and Maintenance – Environmental Health and Safety Plan
 - C. Fire Marshal’s issues
- IV. Identification of Relief Sought By Each Party
- V. Stipulations as to Factual Issues
 - A. As Builts:
 1. Stipulations as to original location and as built locations?
 2. Stipulation as to designation of documents from which the Committee can visually see the original location and the as built location (individual pages form plans- original and as built.)
 - B. Correspondence
 1. Stipulations regarding correspondence between the Applicant’s representatives and the Department of Environmental Services.
 - a. agreement on documents?
 - C. Fire Marshal Issues
 1. Stipulation as to which are the applicable codes?
- VI. Scheduling Issues
 - A. Discovery
 1. Identification of witnesses and prefiled testimony

a. should be discussed in the context of the enforcement action and in the context of the motion to amend certificate.

2. Data Requests
3. Depositions

B. Designation Of Witness Lists And Exhibits

C. Merits hearing

1. Consolidation of presentations/examinations
2. Any other issues

D. Post Hearing Memoranda (if any.)

V. Other Issues

VI Adjournment