

**ATTORNEY GENERAL  
DEPARTMENT OF JUSTICE**

33 CAPITOL STREET  
CONCORD, NEW HAMPSHIRE 03301-6397

JOSEPH A. FOSTER  
ATTORNEY GENERAL



ANN M. RICE  
DEPUTY ATTORNEY GENERAL

March 24, 2014

Jane Murray, Secretary  
NH Site Evaluation Committee  
New Hampshire Department of Environmental Services  
29 Hazen Drive  
Concord, New Hampshire 03301

Re: Application of Groton Wind, LLC  
Docket No. 2010-01

Dear Ms. Murray:

Enclosed please find the original and one copy of: (1) Response of the Department of Safety, Office of the Fire Marshal to the Applicant's Contested Motion to Modify Procedural Order; and (2) Response of the Department of Safety, Office of the Fire Marshal to the Applicant's Contested Motion for Rehearing/Reconsideration in the above-captioned case.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in cursive script, appearing to read "Mary C. Evans".

Mary C. Evans  
Legal Assistant  
Transportation & Construction Bureau  
(603) 271-3675

mce  
Enclosures  
cc: Service List (electronic mail only)  
1020474

STATE OF NEW HAMPSHIRE  
SITE EVALUATION COMMITTEE

APPLICATION OF GROTON WIND, LLC

NO. 2010-01

RESPONSE OF THE DEPARTMENT OF SAFETY, OFFICE OF THE FIRE MARSHAL TO  
THE APPLICANT'S CONTESTED MOTION TO MODIFY PROCEDURAL ORDER

NOW COMES the State of New Hampshire, Department of Safety, Office of the Fire Marshal, by its attorneys, the Office of the Attorney General, and responds to the March 14, 2014 Contested Motion to Modify Procedural Order filed by Groton Wind, LLC and in support thereof states as follows:

The Site Evaluation Committee ("Committee") issued a procedural order requiring Groton Wind, LLC to "file a statement identifying the building codes, life safety codes, and fire codes that it asserts are applicable to the Project, along with copies thereof by March 14, 2014. Procedural Order dated Feb. 20, 2014. This deadline fell 11 days after the deadline for the Office of the Fire Marshal to file its pre-filed testimony.

Based on an anticipated change in procedural order resulting from the Office of the Fire Marshal's filing of an assented to motion to amend the Procedural Order, Groton Wind, LLC moved to have the deadline for submission of the codes extended. The Fire Marshal's motion to amend was subsequently denied by Order dated March 13, 2014, and no new deadline for submission of the codes by Groton Wind, LLC was established.

Pursuant to the Order, the Office of the Fire Marshal was required to submit its pre-filed testimony on March 21, 2014. As a result, the Office of the Fire Marshal's pre-filed testimony has been submitted. Consistent with the original Procedural Order of the Committee, a new

deadline for submission of the statement regarding the codes by Groton Wind, LLC needs to be established. The State requests that Groton Wind, LLC be required to make the above-referenced filing consistent with the timeframe established in the original Order.

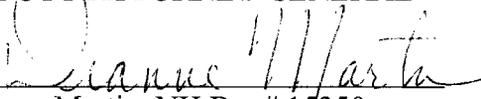
WHEREFORE, the Department of Safety, Office of the Fire Marshal requests that the Committee:

- A. Establish a new deadline requiring Groton Wind, LLC to make the above-referenced filing consistent with the timeframe established in the Procedural Order dated February 20, 2014; and
- B. Grant such other and further relief as deemed appropriate.

Respectfully submitted,

STATE OF NEW HAMPSHIRE  
DEPARTMENT OF SAFETY  
By its attorneys,

ANN M. RICE  
DEPUTY ATTORNEY GENERAL

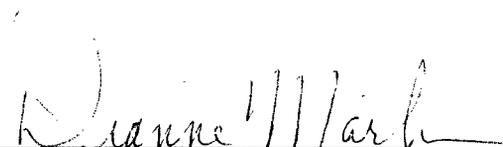
  
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 Dianne Martin, NH Bar # 15350  
 Attorney  
 Transportation & Construction Bureau  
 33 Capitol Street  
 Concord, NH 03301  
 (603)271-3675

Dated: March 24, 2014

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has this day been electronically mailed to the parties on the service list.

March 24, 2014

  
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 Dianne Martin