

**STATE OF NEW HAMPSHIRE  
SITE EVALUATION COMMITTEE**

**Docket No. 2012-01**

**Re: Application of Antrim Wind Energy, LLC for a Certificate of Site  
and Facility for a Renewable Energy Facility Proposed to be  
Located in Antrim, Hillsborough County, New Hampshire**

**July 11, 2012**

**Supplemental Procedural Order and Request for Briefing**

**Procedural History**

On January 31, 2012, Antrim Wind Energy, LLC (Applicant) submitted an Application for a Certificate of Site and Facility, seeking authority to site, construct and operate a renewable energy facility in the Town of Antrim, Hillsborough County, New Hampshire (Application). The Applicant proposes the siting, construction and operation of not more than 10 wind turbines, each having a maximum nameplate capacity of 3MW for a total maximum nameplate capacity of 30MW, along with associated facilities, including a substation, distribution lines, and related buildings and structures.

On April 30, 2012, the Attorney General appointed Senior Assistant Attorney General Peter C.L. Roth as Counsel for the Public in accordance with RSA 162-H: 9. On May 7, 2012, a prehearing conference was held. As a result of the prehearing conference, a procedural order was issued on May 18, 2012. The procedural order set forth a schedule with discovery deadlines and technical sessions to allow the parties to conduct discovery. As part of the procedural order, Counsel for the Public was required to disclose witnesses and file testimony on or before July 20, 2012.

On June 18, 2012, Counsel for the Public filed a series of motions to retain consultants pursuant to RSA 162-H: 10, V. The Applicant filed a response to the motions on June 22, 2012. An order was issued today on the motion. Due to the timing of the order and the need to provide Counsel for the Public sufficient time to present his witnesses it is necessary to adjust the existing procedural schedule. Therefore the procedural schedule issued on May 18, 2012 is amended to reflect the following remaining deadlines and hearing dates. All other aspects of the original procedural order shall remain in full force and effect.

**Prehearing Briefing**

The Application in this docket requests that the Subcommittee approve the creation of a sub-divided lot so that the Applicant can transfer title to the proposed interconnection yard to Public Service Company of New Hampshire (PSNH). The

Application asserts that PSNH requires ownership of the property in order to allow interconnection. The Applicant asserts that the Committee has the authority to create a subdivided lot pursuant to RSA 162-H: 16, II. The statute cited by the Applicant does provide that the Committee's determination shall be "conclusive on all questions of siting, land use, air and water quality." However, whether the Committee can actually create a subdivided lot is an issue that has never before been determined by the Committee or a court. Therefore the Committee will request that the parties provide pre-hearing legal memoranda or briefs addressing the authority of the Committee to create a subdivided lot. All such memoranda or legal briefs shall be submitted by July 24, 2012.

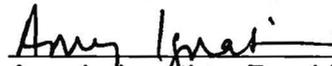
### **Amended Procedural Schedule**

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|-----------------------|---|
| July 31, 2012         | Deadline: Intervenor and Counsel for the Public witness disclosure and prefiled testimony due.  |
| August 8, 2012        | Deadline: Applicant's data requests to Intervenors and Counsel for the Public to be served. Data requests shall be limited to no more than 50 to each party.                        |
| August 20, 2012       | Deadline: Responses to Applicant's data requests are due from Intervenors and Counsel for the Public.   |
| August 23-24, 2012    | Technical Session No. 2 (Intervenor's and Public Counsel's witnesses.) Time and place to be determined.   |
| August 31, 2012       | Deadline: Answers from Intervenors and Public Counsel to Tech Session No.2 data requests are due.   |
| September 4, 2012     | Deadline: State agency final reports.   |
| September 5, 2012     | Deadline: All parties' supplemental filings and supplemental prefiled testimony.  |
| September 7, 2012     | 10 AM Final Prehearing Conference and marking of exhibits. Final technical session if necessary. NH Public Utilities Commission, 21 South Fruit Street, Suite 10, Concord NH, 03301 |
| September 10-14, 2012 | 9 AM. Adjudicative hearings (five days reserved)<br>NH Public Utilities Commission, 21 South Fruit Street, Suite 10, Concord NH, 03301  |
| October 1, 2012       | Deadline: Post-hearing briefs are due.  |

October 4-5, 2012

10 AM Subcommittee public deliberations (two days reserved) NH Public Utilities Commission, 21 South Fruit Street, Suite 10, Concord NH, 03301

So Ordered this 11th day of July, 2012.



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Amy L. Ignatius, Presiding Officer  
Vice Chairman, Site Evaluation Committee