



Susan S. Geiger
sgeiger@orr-reno.com
Direct Dial 603.223.9154
Direct Fax 603.223.9054
Admitted in NH and MA

June 25, 2013

New Hampshire Site Evaluation Committee
c/o Ms. Jane Murray, Secretary
29 Hazen Drive
P.O. Box 95
Concord, NH 03302-0095

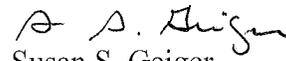
Re: Docket 2012-01, Application of Antrim Wind Energy, LLC

Dear Ms. Murray:

Enclosed for filing in the above-referenced docket, please find an original and nine copies of Applicant's Unassented-To Motion to Strike Intervenor Sullivan's Late-Filed Submission.

Please let me know if there are any questions about this filing. Thank you.

Very truly yours,


Susan S. Geiger

cc: Service List (electronic mail only)

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THE STATE OF NEW HAMPSHIRE
BEFORE THE
NEW HAMPSHIRE
SITE EVALUATION COMMITTEE

DOCKET NO. 2012-01

APPLICATION OF ANTRIM WIND ENERGY, LLC
FOR A CERTIFICATE OF SITE AND FACILITY

**APPLICANT'S UNASSENTED-TO MOTION TO STRIKE
INTERVENOR SULLIVAN'S LATE-FILED SUBMISSION**

NOW COMES Antrim Wind Energy, LLC ("AWE" or "the Applicant") by and through its undersigned attorneys, and respectfully moves the New Hampshire Site Evaluation Committee ("Committee") to strike from the record of this proceeding the letter and electronic mail sent by intervenor Katharine E. Sullivan to Committee members and others on June 19, 2013 in which Ms. Sullivan objects to the Applicant's motion for rehearing. In support of this motion, the Applicant states as follows:

1. On April 28, 2012, Ms. Sullivan filed an intervention motion requesting that she be granted "full standing to participate in all phases and activities of [this] proceeding."
2. The Presiding Officer in this docket granted Ms. Sullivan's motion to intervene and stated that Ms. Sullivan "may participate as an intervenor without combination or limitation." *Order on Motions to Intervene* (May 18, 2012) at 10.
3. Ms. Sullivan submitted prefiled testimony in this docket on July 31, 2013, but did not participate in the adjudicative hearings in this docket and did not submit a post-hearing brief.

4. The Applicant filed a timely motion for rehearing in this docket on June 3, 2013 and some parties (other than Ms. Sullivan) filed objections on or before June 13, 2013 in accordance with the 10-day deadline established by N.H. Admin. R. Site 202.14 (f).

5. On June 19 2013, Ms. Sullivan sent an electronic mail message to the parties in this docket as well as the Subcommittee Members who are assigned to this docket. On June 20, 2013, the Committee's Clerk, Jane Murray, sent an electronic mail message to the entire service list (including Subcommittee Members) which contained an attachment labeled "Letter from Katharine E Sullivan.pdf". The substance of said attachment is identical to the above-referenced electronic mail message sent by Ms. Sullivan and essentially asks the Committee not to reconsider its decision denying AWE's application for a certificate of site and facility. As such, the correspondence from Ms. Sullivan is a late-filed objection to the Applicant's motion for rehearing. This correspondence cannot be viewed as "public comment" because Ms. Sullivan is an intervenor in this docket. Moreover, because she sent the correspondence directly to the decision makers in this case, Ms. Sullivan has acted in contravention of numerous admonitions from the Subcommittee's Counsel instructing the parties to this proceeding to refrain from communicating directly with Subcommittee Members. For all of these reasons, Ms. Sullivan's June 19th electronic mail message as well as her letter attached to Ms. Murray's electronic mail message should be stricken from the record in this docket.

6. Pursuant to N.H. Admin. R. Site 202.14 (d) and (e), the undersigned has contacted the parties to this proceeding by electronic mail in an effort to obtain concurrence with the relief sought herein. The following responses to the request for

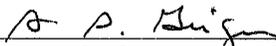
concurrence were received prior to the filing of the within motion: New Hampshire Audubon does not assent; Marie Harriman concurs; The North Branch Intervenors' Group does not concur; the Harris Center for Conservation neither supports nor opposes the motion; Industrial Wind Action Group does not concur; the Town of Antrim concurs; and Counsel for the Public responded "really?"

WHEREFORE, in view of the foregoing, the Applicant respectfully requests that the Committee:

- A. Strike from the record of this proceeding the letter and electronic mail dated June 19, 2013 containing statements from Ms. Sullivan; and
- B. Grant such further relief as it deems appropriate.

Respectfully submitted,

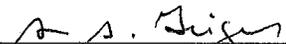
Antrim Wind Energy, LLC
By its attorneys,
ORR & RENO, P.A.
One Eagle Square
P.O. Box 3550
Concord, NH 03302-3550

By: 
Susan S. Geiger
Telephone: (603) 223-9154
Email: sgeiger@orr-reno.com

June 25, 2013

Certificate of Service

I hereby certify that on this 25th day of June, 2013, a copy of the foregoing Motion was sent by electronic or U.S. mail, postage prepaid, to persons named on the Service List of this docket, excluding Committee Members.


Susan S. Geiger