

**ATTORNEY GENERAL
DEPARTMENT OF JUSTICE**

33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

GORDON J. MACDONALD
ATTORNEY GENERAL



ANN M. RICE
DEPUTY ATTORNEY GENERAL

April 25, 2018

Hand-Delivered

Pamela G. Monroe, Administrator
New Hampshire Site Evaluation Committee
21 South Fruit Street, Suite 10
Concord, New Hampshire 03301

Re: SEC Docket No. 2015-04
Application of Public Service Company of New Hampshire d/b/a Eversource
Energy ("Eversource") for a Certificate of Site and Facility for the Construction
of a New 115 kV Transmission Line from Madbury Substation to Portsmouth
Substation

Dear Ms. Monroe:

Enclosed you will find an original and one copy of an Assented-to Motion of
Counsel for the Public for Leave to Increase Budgets for Consultants for filing in above-
referenced matter.

Thank you for your attention to this matter. Please feel free to call with any
questions.

Sincerely,

Christopher G. Aslin
Senior Assistant Attorney General
Environmental Protection Bureau
(603) 271-3679

/llm
Enclosures
cc: Distribution List

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

No. 2015-04

Application of Public Service Company of New Hampshire d/b/a Eversource Energy
("Eversource") for a Certificate of Site and Facility for the Construction of a New 115 kV
Transmission Line from Madbury Substation to Portsmouth Substation

**ASSENTED-TO MOTION OF COUNSEL FOR THE PUBLIC FOR LEAVE TO
INCREASE BUDGETS FOR CONSULTANTS**

NOW COMES Counsel for the Public, by his attorneys, the office of the Attorney General, and pursuant to RSA 162-H:10, V, hereby respectfully moves to increase the budget for the fees and costs of the ESS Group ("ESS"), Heritage Landscapes, LLC ("Heritage"), and Michael Lawrence Associates, P.A in the additional amounts described herein. In support hereof, Counsel for the Public respectfully represents as follows:

1. On April 12, 2016, Applicant submitted an Application for a Certificate of Site and Facility (the "Application") to the New Hampshire Site Evaluation Committee (the "SEC" or "Subcommittee") to construct a 12.9 mile transmission line in the towns of Madbury, Durham, Newington and Portsmouth (the "Project").
2. On April 21, 2016, the Attorney General appointed the undersigned to serve as Counsel for the Public in this case pursuant to RSA 162-H:9.
3. On October 20, 2016, Counsel for the Public moved the Subcommittee to approve the retention of Heritage and MLA to serve as experts on historic and cultural resources and aesthetics, respectively. Heritage's budget was \$32,149. MLA's budget was \$40,000.
4. On October 28, 2016, Counsel for the Public moved the Subcommittee to approve the retention of ESS to serve as experts on technical and environmental aspects of the Little Bay crossing. ESS's budget was \$82,000.

5. On November 8, 2016, the Presiding Officer granted the motions to retain and approved the budgets.

6. Due to the six-month suspension of the docket, the addition of new analysis and materials by the Applicant, and the issues raised by the Department of Environmental Services surrounding the crossing of Little Bay, the scope of work for Counsel for the Public's expert witnesses has expanded beyond the original budget estimates. Accordingly, Counsel for the Public requests the specific budget increases for each of the experts as follows.

7. Counsel for the Public requests an increase in ESS's budget in the amount of \$13,000. ESS's increased budget is caused by the extended timeframe of the case and the need to respond to the Department of Environmental Service's query's regarding horizontal directional drilling ("HDD") as an alternative method for crossing Little Bay.

8. Counsel for the Public requests an increase in Heritage's budget in the amount of \$14,851. Heritage's increased budget is caused by the extended timeframe of the case, including the need to review and analyze voluminous Section 106 submissions by the Applicant.

9. Counsel for the Public requests an increase in MLA's budget in the amount of \$9,000. MLA's increased budget is caused by the extended timeframe and evolving nature of the case, which has created an unanticipated expansion of scope.

10. Counsel for the Public has discussed the increased budgets with the Applicant's counsel, who indicated that the Applicant has no objection to the additional amounts requested by this Motion.

WHEREFORE, Counsel for the Public prays that the Subcommittee enter an order increasing the budgets of the ESS Group, Heritage Landscapes, LLC, and Michael Lawrence Associates, PLLC. as requested herein and grant such other relief as may be just.

The Following Parties Concur or Have No Objection to this Motion:

Conservation Law Foundation
Durham Historic Association
Durham/Little Bay Abutters
Ms. Frink
Mr. Frizzell
Ms. Heald
The Nature Conservancy
Town of Newington

The Following Parties Object to this Motion:

None

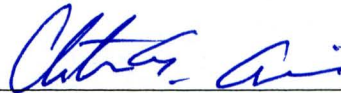
The Following Parties Took No Position on this Motion Prior to the Time of Filing:

Fat Dog Shellfish Co, LLC
Town of Durham/UNH

Respectfully submitted,

COUNCIL FOR THE PUBLIC

By his attorneys




Dated: April 25, 2018

Christopher G. Aslin (N.H. Bar# 18285)
Senior Assistant Attorney General
Environmental Protection Bureau
33 Capitol Street
Concord, New Hampshire 03301-6397
Tel. (603) 271-3679
Christopher.Aslin@doj.nh.gov

Certificate of Service

I, Christopher G. Aslin, certify that on this day a true copy of the foregoing has been forwarded to the persons named on the Distribution List in this docket.

Dated: April 25, 2018


Christopher G. Aslin, Esq.