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(Of Counsel)  
Maureen D. Smith  
(Of Counsel)

October 14, 2008

Thomas S. Burack, Chairman  
Site Evaluation Committee  
N.H. Department of Environmental Services  
29 Hazen Drive  
Concord, NH. 03302-0095

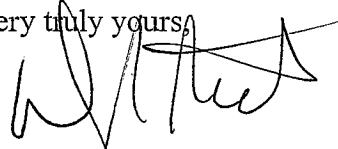
***Re: Docket 2008-04 Application of Granite Reliable Power, LLC  
for Certificate of Site and Facility for a Renewable Energy Facility in  
Coos County***

Dear Chairman Burack:

Enclosed for filing with the New Hampshire Site Evaluation Committee in the above-captioned matter please find an original and 9 copies of the APPLICANT'S RESPONSE TO IWA'S MOTION FOR ENLARGEMENT OF TIME TO SUBMIT DATA REQUESTS AND KATHLYN KEENE'S MOTION TO REQUEST EXTENSION OF TIME on behalf of Noble Environmental Power, LLC and Granite Reliable Power, LLC.

Please do not hesitate to contact me if you have any questions on the enclosed. Thank you for your assistance.

Very truly yours,

  
Douglas L. Patch

Enclosures  
cc: Service List  
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Howard M. Moffett  
James E. Morris  
John A. Malmberg  
Martha Van Oot  
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STATE OF NEW HAMPSHIRE  
SITE EVALUATION COMMITTEE

Docket No. 2008-04

**RE: APPLICATION OF GRANITE RELIABLE POWER, LLC  
FOR A CERTIFICATE OF SITE AND FACILITY  
TO CONSTRUCT AND OPERATE  
THE GRANITE RELIABLE POWER WINDPARK**

**APPLICANT'S RESPONSE TO IWA'S MOTION FOR ENLARGEMENT OF  
TIME TO SUBMIT DATA REQUESTS AND  
KATHLYN KEENE'S MOTION TO REQUEST EXTENSION OF TIME**

NOW COMES Granite Reliable Power, LLC ("GRP" or "the Applicant") by and through its undersigned attorneys and responds to the Motion for Enlargement of Time to Submit Data Requests dated October 10, 2008 submitted by Industrial Wind Action Group ("IWAG") and the Motion to Request Extension of Time also dated October 10, 2008 submitted by Kathlyn Keene in the above-captioned matter by stating as follows:

1. On September 26, 2008 the Presiding Officer in the above-captioned matter issued a Report of the Pre-hearing Conference (the Report"). The Report included the procedural schedule agreed to by the Applicant, Public Counsel and the prospective intervenors present at the pre-hearing conference. Neither a representative of IWAG nor Ms. Keene appeared at the pre-hearing conference. The above-referenced schedule called for intervenors other than Public Counsel to propound data requests to the Applicant by October 10, 2008 and for the Applicant to respond to those requests by October 24, 2008. The schedule gave Public Counsel until

November 3, 2008 to propound data requests to the Applicant and gave the Applicant until November 17, 2008 to respond to those data requests.

2. A number of parties requested intervention before, during and after the pre-hearing conference held on September 18, 2008. Applicant filed a Response to those intervention requests on September 25, 2008. The Presiding Officer has yet to rule on the requested interventions.

3. On October 10, 2008, IWAG, one of the parties seeking intervention in this proceeding, filed a Motion for Enlargement of Time to Submit Data Requests. In its Motion, IWAG requested that the first set of data requests for intervenors be extended until November 3, 2008, with responses due by November 17, 2008, the same time frames as for Public Counsel. IWAG also asked for a "schedule that permits multiple rounds of data requests as information becomes available and submitted by the Applicant or other parties to the proceeding."

4. On October 10, 2008 Public Counsel sent an email indicating he supported the motion "so long as the extensions it seeks are deemed to apply to all intervenors, not just IWA."

5. In an e-mail addressed to Chairman Getz dated October 10, 2008, Ms. Kathlyn Keene requested an extension of time similar to that requested by IWAG.

6. GRP does not object to the extension of deadline for the first set of data requests for intervenors until November 3, 2008, with responses due from the Applicant by November 17, 2008, the same time frames that apply to Public Counsel. Since the requests for interventions have not been addressed yet, GRP believes it is reasonable to extend that deadline, which will not change the overall schedule agreed to at the pre-hearing conference.

7. GRP does object to the second request for relief sought by IWAG, which seeks multiple rounds of data requests. GRP believes that this second request is too vague and

confusing and could result in a change in the overall schedule agreed to at the pre-hearing conference and adopted in the Report. GRP points out that the schedule that has been adopted includes two technical sessions where additional data requests can be made by intervenors. The interested parties who took time and were present for the pre-hearing conference developed a reasonable and thoughtful schedule, which conforms to the statutory time frames. In these circumstances, GRP believes that the schedule should remain in place except for the first round of data requests as noted above.

8. Lastly, GRP respectfully notes that neither Motion complies with the Site Evaluation Committee's rules. More specifically, Rules Site 202.14 (d) and (e) require that moving parties: make a good faith effort to seek concurrence in Motions from all parties; provide in the caption of the Motion whether it is assented-to or contested; and identify in the body of the Motion each party's position or whether a party could not be reached despite a good faith effort to do so. Given that IWAG and Ms. Keene have failed to comply with the above-referenced rules, GRP respectfully urges the Presiding Order to order that they review the Committee's rules and comply with them in the future.

Wherefore, the Applicant respectfully requests that the Presiding Officer:

A. Grant the request to modify the procedural schedule to change the deadline for intervenors other than Public Counsel to propound data requests no later than November 3, 2008, with responses due from the Applicant by November 17, 2008;

B. Leave in place the schedule included in the Report of Pre-Hearing Conference dated September 26, 2008;

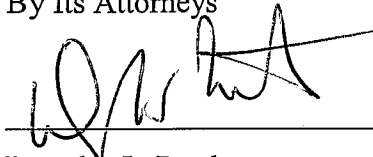
C. Order Ms. Linowes and Ms. Keene to read and comply with the Site Evaluation Committee's rules; and

D. Grant such other relief as may be just and equitable.

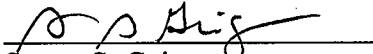
Respectfully submitted,

Granite Reliable Power, LLC

By Its Attorneys



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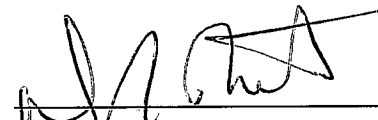
Dated: October , 2008

Certificate of Service

I hereby certify that, on the date written below, I caused the within Response to be sent by electronic mail or U.S. mail, postage prepaid, to the persons on the attached list.

Oct. 14, 2008

Date

  
Douglas L. Patch

Noble Environmental Power  
RE: Granite Reliable Power  
Docket No. 2008-04

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