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January 6, 2010

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

Re: Laidlaw Berlin BioPower, LLC – SEC Docket No. 2009-02

Dear Chairman Burack:

I write in response to a January 5, 2010 electronic mail message to you from Mr. Jonathan Edwards. Mr. Edwards made various assertions regarding Laidlaw Berlin BioPower, LLC's ("LBB") Application for Certificate of Site and Facility including that LBB seems to be engaged in "an effort to mislead or otherwise shade the truth." These types of comments are baseless and inappropriate.

The Legislature and this Committee, through RSA 162-H and the implementing regulations, carefully designed a thorough and intensive process for analyzing an application for a Certificate of Site and Facility. As we indicated in our December 29, 2009 letter to you, nobody should be permitted to "circumvent the proper committee procedures (such as seeking the right to intervene) and simply submit for the Committee's consideration unsubstantiated allegations whenever it wishes to do so."

If Mr. Edwards wishes to participate, he should do so in a manner consistent with the established process, whereby his concerns can be addressed in an orderly manner that contributes to the Committee's understanding of LBB's proposal. Failure to respect those procedures will only make this process more cumbersome and cause all parties involved to consume valuable resources addressing issues that are framed incorrectly or are wholly irrelevant. For example, Mr. Edwards raises issues about mercury, apparently without realizing the mercury concerns he focuses on are associated with a former Chlor Alkalai facility that was located along the river on a parcel of land that is not even part of the project site. Mr. Edwards also speculates about health issues associated with mercury but fails to point out that United States Department of Health and Human Services, Agency for Toxic Substances and Disease Registry (ATSDR) issued a public

Thomas S. Burack, Chairman

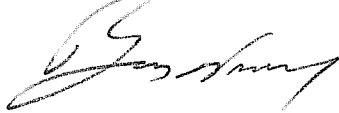
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health assessment report in February 2007 stating that: "Levels of contamination in the River surface water and sediment downstream from the site suggest that exposures to recreators pose no apparent public health hazard".

While we do not intend to respond to each and every such letter, we do so in this case to illustrate how such circumvention of the Committee's procedures may cause confusion and detract from an orderly process.

Very truly yours,

A handwritten signature in black ink, appearing to read "Barry Needleman", written in a cursive style.

Barry Needleman

cc: Laidlaw Berlin BioPower, LLC
Michael J. Iacopino, Esquire
City of Berlin