

LAW OFFICES
ARTHUR B. CUNNINGHAM
79 Checkerberry Lane, Hopkinton, NH 03229

August 19, 2009

Thomas S. Burack, Chairman
Site Evaluation Committee
New Hampshire Department of Environmental Service
29 Hazen Drive
Concord, NH 03302

Re: SEC Docket No. 2009-02

Dear Chairman Burack:

On behalf of the New Hampshire Sierra Club, you are advised that the New Hampshire Sierra Club waives its appearance at the merit hearing of this docket.

New Hampshire Sierra Club, as stated in its Petition for Intervention, has grave concerns regarding the forest sustainability of the Laidlaw proposal.

New Hampshire Sierra Club trusts the Site Evaluation Committee will carefully address the sustainability issue, and will, in its sound discretion, issue an Order that provides an enforceable sustainability metric.

Very truly yours,

Arthur B. Cunningham
Attorney for the New Hampshire Sierra Club

cc: Catherine M. Corkery, Chapter Director, NHSC
Service list