

**STATE OF NEW HAMPSHIRE
SITE EVALUATION COMMITTEE**

RE: Application of Antrim Wind, LLC for Certificate of site and)
facility to construct up to 30 MW of wind electric generation in)
the town of Antrim, Hillsborough County, New Hampshire and)
operate the same (SEC Docket 2012-01).)

MOTION FOR RECONSIDERATION PERTAINING TO MOTIONS TO COMPEL

Industrial Wind Action Group ("IWA"), respectfully moves for reconsideration of the Subcommittee's August 22, 2012 *Order on Outstanding Motions* ("Order") denying IWA's request that Antrim Wind LLC ("Applicant") provide costs and pro forma financial information. In support of this motion, it is stated as follows:

1. New Hampshire Administrative Regulation Site 202.12(a) permits discovery when "necessary to enable a party to acquire evidence admissible in a proceeding and when such method will not unduly delay the prompt and orderly conduct of the proceeding." Rule RSA 541-A:33, II permits the presiding officer to "exclude irrelevant, immaterial or unduly repetitious evidence."
2. The Subcommittee agreed that the information sought in IWA's data requests 1-13 and 1-14 was relevant. The Subcommittee denied IWA's request on the grounds that the information was commercially sensitive and, if revealed, could put the Applicant at a competitive disadvantage. Approval to release the information to Counsel for the Public was granted, in part, because Counsel retained a "respected financial consultant".
3. The Subcommittee's denial demonstrates a profound disrespect for IWA by assuming IWA cannot be trusted with confidential information, a position not taken by the NH SEC in prior dockets where IWA participated¹. In prior dockets, IWA executed the necessary agreements and was granted full access. There is no history of IWA abusing the privilege of access nor has IWA ever been chastised for delaying or interfering with the orderly conduct of a NH-SEC proceeding.
4. Ms. Linowes maintains she has the integrity to be trusted with confidential information and the requisite knowledge to contribute to the process in a material way that will benefit the Subcommittee. Ms. Linowes has written and spoken extensively on the topic of wind project financials. Invited speaking engagements include: The Midwest and Northeast Chapters of the Energy Bar Association annual meetings (2009, 2010), the ISO-NE Regional System Plan meeting (2011), and the New England Wind Energy Education Project Conference (2011). In April, Ms. Linowes testified before Congress on federal subsidies impacting wind project costs. Ms. Linowes holds a Masters in Business Administration. (See attached resume).

¹ *Community Energy, Inc. and Lempster Wind, L.L.C. Project SEC Docket No. 2006-01, Granite Reliable Power, LLC Docket No. 2008-04, Brookfield Renewable Power Inc. SEC Docket No. 2010-03.*

5. The Subcommittee Order allows parties who retain a "competent financial consultant" to motion for access to the information. This apparent new standard creates an unreasonable and unwarranted hurdle for any party who wishes to participate in the SEC process and will have a chilling effect on public participation moving forward given the substantial financial burden of using outside experts. Further, this new standard creates confusion by leaving open questions on process. For example: *"Will parties without financial consultants be barred from cross-examining witnesses on the topic?"*; *"Does this standard apply to financial information only or all topics before the Subcommittee including property-value impacts, wildlife impacts etc.?"*; *"If a party retains a consultant, would the party have access to sensitive information or is the outside consultant the only entity trusted with the information?"*

6. IWA accepts the Subcommittee's objection regarding power purchase solicitations and regrets it was not more clear regarding the data it was seeking. Specifically, IWA is looking for the anticipated price the Applicant believes he needs to sell the project's energy and RECs (per megawatt hour) in order for the project to be financially viable. This information is independent of the price that any utility might contract the energy for or the price the NH PUC will approve. This data is necessary when evaluating the economic costs of the project relative to claimed benefits. In NH-SEC Dockets 2008-04 and 2010-03, IWA was granted full access to this same information.

7. IWA's request is not redundant with Counsel for the Public's inquiry. Counsel for the Public only recently engaged an outside consultant and has not revealed whether he will pursue the same line of inquiry as IWA.

In order to allow for a full and fair hearing, IWA prays the Subcommittee will agree to the following:

1. Reverse its Order denying IWA's request for expected revenues and costs to construct/operate the project;
2. Reverse the requirement that parties engage outside consultants on relevant issues;
3. Grant IWA access to the price the Applicant expects to sell the project's energy and RECs;
4. Grant such further relief as it deems equitable and appropriate.

Dated this day of August 30, 2012
INDUSTRIAL WIND ACTION GROUP
By:



Lisa Linowes

The North Branch Intervenors assented to the motion; The Harris Center neither supported nor opposed.

cc: Parties to Docket 2012-01

LISA SIRICA LINOWES

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PROFILE

Conservation and land use advocate with over 20 years executive business experience. Held high-profile elected and volunteer positions in community planning and conservation. Successful in chairing committees, negotiating land deals, conducting educational workshops, and building working relationships with the local community, State leaders, private landowners, land developers, and the press.

**INDUSTRIAL WIND
ACTION GROUP**

Lyman, NH
(2005 – present)
www.windaction.org

Executive Director and Spokesperson. A national advocacy group focused on the impact/benefits analysis and policy issues associated with industrial wind energy development. As publisher and editor of the IWA website, www.windaction.org, Ms. Linowes tracks news and research pertaining to industrial wind, and facilitates information sharing on the issue. Expertise in the impacts of industrial-scale wind energy development on the natural environment, communities, and regional grid systems.

Ms. Linowes is a frequent speaker at energy conferences across the United States including the National Association of Regulatory Utility Commissioners (NARUC) and the Boston Museum of Science lecture series. She has appeared on CNN, NPR, and the CBS Evening News with Katie Couric, as well as in the New York Times, Washington Post and dozens of smaller newspapers across the nation.

Ms. Linowes served as the technical advisor and outreach coordinator for for *WINDFALL, The Movie*, the award-winning film that documents how a community in upstate New York responded to a proposed commercial-scale wind energy facility in the community.

Ms. Linowes was a member of the New Hampshire State Wind Energy Facility Siting Guidelines Working Group and an active participant in the ISO-New England's Planning Process to determine regional energy requirements to meet growing demand in the region.

At the local level, Ms. Linowes has been an active member of planning boards and conservation commissions. She has led seminars on land use issues and the impact of such development on sensitive land areas. Ms. Linowes also served on the Board of Directors of the NH Association of Conservation Commissions, and was awarded a NH Coverts Cooperator for promoting wildlife habitats conservation and forest stewardship.

LAND USE AND PLANNING ACTIVITIES

LYMAN PLANNING BOARD	<i>Appointed Member, 2008-2011</i>
LYMAN CONSERVATION COMMISSION	<i>Appointed Member, 2007-present</i>
WINDHAM CONSERVATION COMMISSION	<i>Appointed Member, 2001-2006</i>
WINDHAM PLANNING BOARD	<i>Elected Member, 2000-2003</i>
WINDHAM CAPITAL IMPROVEMENT PLANNING (CIP) COMMITTEE	<i>Chairman, 2000-2003</i>

PROFESSIONAL EXPERIENCE

PARKERHILL TECHNOLOGY GROUP Windham, NH (1998 – 2004)	<i>Project Management Consultant.</i> Provide hands-on assistance to small technology companies in operations and project management. Clients including Transparent Language, and Syntrex Corporation.
Xerox Corporation / Scansoft Corp. Peabody, MA (1996 – 1998)	<i>Senior Product Manager.</i> Directed marketing and product planning for new releases of TextBridge® scanner OCR software. Won several prestigious Editor's Choice awards.
Autodesk, Inc. Bedford, NH (HQ Sausalito, CA) (1994 – 1996)	<i>Senior Product Manager.</i> Responsible for the worldwide introduction of Autodesk's CAD viewer and collaboration product, AutodeskVIEW®.
Sirlin Corporation Londonderry, NH (1987 – 1994)	<i>Chief Operations Officer and Founder.</i> Founded and managed Sirlin Corporation, a leading developer of CAD collaboration software tools. Performed as chief of operations, financial officer, and customer service until the company was acquired by Autodesk, Inc.

EDUCATION

**SOUTHERN NEW
HAMPSHIRE UNIVERSITY
MANCHESTER, NH**

Master of Business Administration, Marketing 1988

**ROCHESTER INSTITUTE
OF TECHNOLOGY
ROCHESTER, NY**

Bachelor of Science, Software and Computer Science 1979

PRESENTATIONS

(subset listed)

**INTEGRATING WIND
RESOURCES IN NEW
ENGLAND**

Sep 2011 ISO-New England 2011 Regional System Plan Public Meeting
Boston, Massachusetts

**WIND: SO WHAT'S THE
PROBLEM?**

June 2011 Cape Cod Community College
West Barnstable, Massachusetts

**MOVING TOWARD MORE
WIND POWER: WILL THE
LIGHTS STAY ON**

June 2011 New England Wind Conference
Marlborough, Massachusetts

**THE HIGH PRICE OF
WIND POWER**

May 2011 Industrial Energy Consumers Of America Monthly Meeting
Washington, DC

**RENEWABLE ENERGY
AND PROPERTY VALUES**

May 2011 National Association of Realtors Midyear Legislative
Meetings & Expo
Washington DC

**CURRENT TRANSMISSION
ISSUES**

October 2010 The Institute for Regulatory Policy Studies
Springfield, Illinois

**WIND ENERGY: AN
ASSESSMENT**

June 2010 Mid-America Regulatory Conference Consumer Forum
Kansas City, Missouri

**ENVIRONMENTAL, LEGAL,
POLICY ISSUES: WIND
ENERGY**

May 2010 National Attorneys General Training and Research Institute
(NAGTRI)
St. Louis, Missouri

**TRANSMISSION TO
NOWHERE**

March 2010, Midwest Energy Bar Association annual conference.
Kansas City, Missouri

**TRANSMISSION TO
EVERYWHERE**

October 2009, Indiana Bar Energy Conference.
Michigan City, Indiana

June 2009, NE Energy Bar Association Energy Conference.
New York City, New York

March 2009, Midwest Energy Bar Association annual conference.
Chicago, Illinois

**OBSTACLES TO SITING
WIND GENERATION**

November 2007, NARUC Annual Conference
Anaheim, California

April, 2012
