

**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 TO TABLE  
APPLICANT’S APRIL 12, 2016 MOTIONS AND ESTABLISH A NEW DEADLINE  
FOR OBJECTIONS PURSUANT TO SITE 202.14(f)**

NOW COMES Counsel for the Public, by his attorneys, the office of the Attorney General, and pursuant to New Hampshire Code of Administrative Rules Site 202.14, hereby respectfully requests that the three motions filed by the Applicant on April 12, 2016 be tabled pending issuance of an order of notice and that a new deadline for objections to said motions be established to allow intervening parties a reasonable opportunity to respond. In support hereof, Counsel for the Public respectfully represents as follows:

1. On April 12, 2016 Public Service Company of New Hampshire d/b/a Eversource Energy (the “Applicant”) submitted an Application for a Certificate of Site and Facility in the above captioned docket. Along with the Application, the Applicant submitted three motions: (1) a Motion for Protective Order and Confidential Treatment; (2) a Motion to Partially Waive Site 301.03(c)(3)-(5); and (3) a Motion to Partially Waive Site 301.08(c)(2).

2. Pursuant to New Hampshire Code of Administrative Rules Site 202.14(f), the deadline for objections to Applicant’s motions is “10 days after the date of the motion, unless a different time period is prescribed by the presiding officer or any hearing officer designated by the presiding officer.” In the absence of a “different time period” the deadline to object to Applicant’s motions is April 22, 2016.

3. At this stage in the proceedings, the Application has not yet been accepted as complete and no order of notice has been issued to provide notice to interested parties of the opportunity to intervene. Currently, the only party to this docket is Counsel of the Public pursuant to RSA 162-H:9, and no other parties have been allowed to intervene.

4. Counsel for the Public respectfully suggests that a ruling on the Applicant's motions in advance of formal public notice, an opportunity for parties to intervene, and a reasonable time to respond to the motions would be premature and would prejudice interested members of the public.

5. Accordingly, Counsel for the Public respectfully suggests that to preserve the due process rights of interested parties the Applicant's motions should be tabled until such time as the deadline for intervention has passed and a new deadline to file objections to the motions has been "prescribed by the presiding office or any hearing officer designated by the presiding officer" pursuant to Site 202.14(f).

6. Counsel for the Applicant has indicated the Applicant's assent to the relief requested in this motion.

WHEREFORE, Counsel for the Public respectfully requests that the Committee:

A. Table the Applicant's three motions filed April 12, 2016 until the deadline for intervention has passed and parties have an opportunity to review and, if desired, object to the motions;

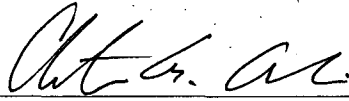
B. Establish an appropriate new deadline for objections to Applicant's motions at a time that provides parties a reasonable opportunity to object to the motions, if desired; and

C. Grant such other and further relief as may be just.

Respectfully submitted,

COUNCIL FOR THE PUBLIC

By his attorneys



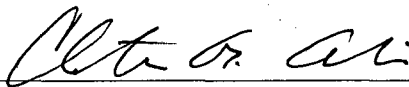
Christopher G. Aslin (N.H. Bar# 18285)  
Assistant Attorney General  
Environmental Protection Bureau  
33 Capitol Street  
Concord, New Hampshire 03301-6397  
Tel. (603) 271-3679  
[Christopher.Aslin@doj.nh.gov](mailto:Christopher.Aslin@doj.nh.gov)

Dated: April 25, 2016

**Certificate of Service**

I, Christopher G. Aslin, certify that on April 25, 2016, I caused a true copy of the foregoing to be served upon counsel for the Applicants by U.S. mail.

Dated: April 25, 2016



Christopher G. Aslin, Esq.