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*Please respond to our Meredith office*

March 25, 2016

VIA FEDERAL EXPRESS and  
EMAIL TO [Pamela.monroe@sec.nh.gov](mailto:Pamela.monroe@sec.nh.gov)  
New Hampshire Site Evaluation Committee  
Pamela G. Monroe, Administrator  
21 South Fruit Street, Suite 10  
Concord, NH 03301


Re: Northern Pass Transmission LLC and Public Service Company of New  
Hampshire dba Eversource Energy for a Certificate of Site and Facility  
SEC Docket No. 2015-06

Good Afternoon Ms. Monroe:

Enclosed please find for filing an original and 15 copies of the Partially Assented-To  
Limited Request for Review of the March 18, 2016 Order on Petitions to Intervene on behalf of  
the City of Berlin.

Please let me know if you have any questions. Many thanks for the collective time and  
attention to this detail.

Very truly yours,  
**DONAHUE, TUCKER & CIANDELLA, PLLC**



Christopher L. Boldt, Esq.  
[cboldt@dtclawyers.com](mailto:cboldt@dtclawyers.com)

Enclosures

cc: Client (via email)  
Distribution List, Docket No. 2015-06 (via email)

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**THE STATE OF NEW HAMPSHIRE**  
**before the**  
**SITE EVALUATION COMMITTEE**

Docket No. SEC 2015-06

Application of Northern Pass Transmission LLC and Public Service Company of New  
Hampshire dba Eversource Energy for a Certificate of Site and Facility

**CITY OF BERLIN'S PARTIALLY ASSENTED-TO LIMITED REQUEST FOR  
REVIEW OF ORDER ON PETITIONS TO INTERVENE**

NOW COMES the City of Berlin (“**the City**”), through its attorneys, Donahue, Tucker & Ciandella, PLLC, and, pursuant to RSA 162-H:4(IV), files this Partially Assented-To Limited Request for Review of the March 18, 2016 Order on Petitions to Intervene (“**the Order**”), specifically Section II(B)(4)(b) of the Order which groups the City with Cate Street Capital, Inc. (“**Cate Street**”) in this docket.

1. The Order granted full intervenor status to the City, which status the City does not request review over by the full Site Evaluation Committee (“**the SEC**”).
2. Rather, the City only asks the SEC to review the grouping of the City with Cate Street pursuant to Section II(B)(4)(b).
3. The City’s Petition to Intervene listed various issues of import to the City in conditional support of the Applicants’ Project which are not identical to those listed in Cate Street’s Petition to Intervene.
4. Additionally, while the City has a very good working relationship with Cate Street, the manager for a major taxpayer within the City, the City Attorney should not be put in a position of representing the interests of Cate Street when there could come a time that the City’s interests could be adverse to Cate Street’s in this or other matters.
5. Most importantly, the City is a municipal entity which cannot expend municipal fiscal resources to represent the separate private interests of a private entity. See, e.g., Clapp v. Jaffrey, 97 N.H. 456 (1952); and Opinion of the Justices, 88 N.H. 484 (1934).
6. The City respectfully requests that the SEC dissolve the “group” imposed by Section 11(B)(4)(b) of the Order so that the City and Cate Street can fully participate as


separate Intervenor in this proceeding to the degree the City and Cate Street separately see fit.

7. The City does not anticipate that such dissolution of this "group" will materially alter the complexity of this proceeding or materially increase the burden of the Applicants in responding to the limited discovery that may be sought by the City.
8. The undersigned has sought the assent of all parties to this Docket. Cate Street, the City of Franklin, Kevin Spencer and Mark Lagasse, dba, Lagaspence Realty, LLC, Mary A. Lee, and the City of Concord have assented to this Limited Request. The Conservation Law Foundation and NEPGA do not object to this Limited Request. The Applicants, the Society for the Protection of NH Forests, the Towns of Bristol, Easton, Franconia, Northumberland, Sugar Hill, and Whitefield, and the Historic Preservation Intervenor Group take no position on this Limited Request. All others provided no response.

WHEREFORE, the City respectfully requests that the SEC dissolve the "group" imposed by Section 11(B)(4)(b) of the Order so that the City of Berlin and Cate Street Capital, Inc. can fully participate as separate Intervenor in this proceeding.

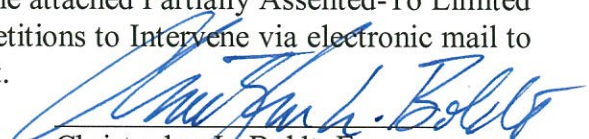
Respectfully submitted,  
**The City of Berlin**  
By and through its City Attorney

3/25/16  
Date

By:   
Christopher L. Boldt, Esq.  
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#### CERTIFICATE OF SERVICE

I hereby certify that, on March 25, 2016, I caused the attached Partially Assented-To Limited Request for Review of the March 18, 2016 Order on Petitions to Intervene via electronic mail to the parties named in the Distribution List of this Docket.

  
Christopher L. Boldt, Esq.