



CITY OF CONCORD

New Hampshire's Main Street™
City Solicitor's Office

James W. Kennedy
City Solicitor

Danielle L. Pacik
Deputy City Solicitor

December 5, 2016

Pamela Monroe, Administrator
New Hampshire Site Evaluation Committee
21 South Fruit Street, Suite 10
Concord, NH 03301

Re: NH SEC Docket 2015-06 Joint Application of Northern Pass Transmission, LLC and Public Service Company of New Hampshire d/b/a Eversource Energy

Dear Ms. Monroe:

This letter is in response to the correspondence from Northern Pass Transmission LLC and Public Service Company of New Hampshire d/b/a Eversource Energy (the "Applicants") dated December 2, 2015. The letter addresses the anticipated pre-filed testimony relative to historic sites that may be filed by the Intervenor on December 30, 2016. In the letter, the Applicants assert that "the opportunity for any other party to file testimony on historic sites in this proceeding has passed."

As a procedural matter, it appears inappropriate for the Applicants to be submitting this type of correspondence. In the event that the Applicants seek to have a discussion regarding whether pre-filed testimony on historic sites may be submitted on December 30, 2016, the Applicants may contact the Intervenor who have stated that they intend to file such testimony. There is no basis under the Site Evaluation Committee rules for the Applicants to address this type of issue by submitting a letter to the Administrator of the Site Evaluation Committee. Moreover, in the event that the Applicants believe that the submission of the pre-filed testimony on December 30, 2016 is inappropriate, the appropriate procedure to resolve the issue is to file a motion to strike after seeking the concurrence of all of the parties.

As a substantive matter, the anticipated submission of pre-filed testimony relative to historic sites is permissible. The Order on Requests to Amend Procedural Order dated October 28, 2016 states that pre-filed testimony on issues involving aesthetics is due on December 30,

2016. The Intervenor takes the position that, to the extent that there are aesthetic concerns relative to the impact on historic properties, such issues may be addressed in the pre-filed testimony dated December 30, 2016.

Please be advised that the Towns of Northumberland, Whitefield, Littleton, Sugar Hill, Franconia, Woodstock, Plymouth, Bridgewater, Bristol, New Hampton, Pembroke and Deerfield, Ashland Water & Sewer and the Society for the Protection of New Hampshire Forests join in the concerns addressed in this letter.

If you should have any questions with regard to the foregoing, please feel free to contact our office at 225-8505.

Thank you for your kind attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'D L Pacik', with a large, stylized 'D' and a horizontal line extending to the right.

Danielle L. Pacik
Deputy City Solicitor

DLP/vd

cc: SEC Distribution List