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June 22, 2016

Via Electronic Mail/Hand Delivery

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

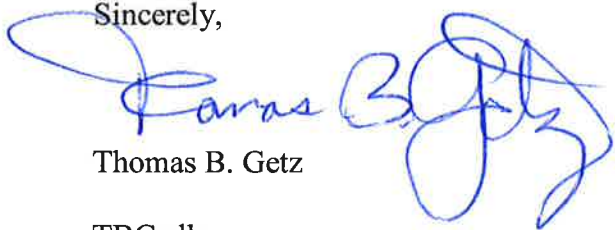
**Re: New Hampshire Site Evaluation Committee Docket No. 2015-06
Joint Application of Northern Pass Transmission LLC and Public Service Company
of New Hampshire d/b/a Eversource Energy for a Certificate of Site and Facility for
Construction of a New High Voltage Transmission Line in New Hampshire**

Dear Ms. Monroe:

Enclosed for filing in the above-captioned docket, please find an original and one copy of an
Objection to Motions for Rehearing regarding the Subcommittee Order on Review of
Intervention.

Please contact me directly should you have any questions.

Sincerely,



Thomas B. Getz

TBG:slb

cc: Distribution List

**STATE OF NEW HAMPSHIRE
SITE EVALUATION COMMITTEE**

SEC DOCKET NO. 2015-06

**JOINT APPLICATION OF NORTHERN PASS TRANSMISSION LLC &
PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE
D/B/A EVERSOURCE ENERGY
FOR A CERTIFICATE OF SITE AND FACILITY**

**OBJECTION TO MOTIONS FOR REHEARING
SUBCOMMITTEE ORDER ON REVIEW OF INTERVENTION**

NOW COME Northern Pass Transmission LLC (“NPT”) and Public Service Company of New Hampshire d/b/a Eversource Energy (“PSNH”) (collectively the “Applicants”), by and through their attorneys, McLane Middleton, Professional Association, and respectfully submit this Objection to Motions for Rehearing filed by the City of Concord (“City”) and the McKenna’s Purchase Unit Owners Association (“McKenna’s Purchase”).

1. On May 20, 2016, the Site Evaluation Committee (“SEC” or, in this case, “Subcommittee”) issued its Order on Review of Petitions to Intervene (“Review Order”). The Review Order addressed requests made by various parties who were aggrieved by the Presiding Officer’s March 18, 2016 Order on Petitions to Intervene.

2. On June 17, 2016, the City filed its Motion for Rehearing reprising arguments from its March 25, 2016 Motion for Review of Order on Intervention. Among other things, the City recounts its uniqueness and reiterates its procedural arguments about conducting discovery, filing pleadings, and conducting cross examination. With respect to the latter, the City contends that the Subcommittee has imposed “unworkable and rigorous requirements” by consolidating the City with other municipalities, and it posits scenarios in which, for instance, it would not be able to ask questions during technical sessions or during the adjudicative hearings.

3. In its Review Order, the Subcommittee, at pp. 11-12, addressed the City's request to be granted independent intervenor status. The Subcommittee concluded that the City "failed to demonstrate that its interests are so unique that they cannot be addressed" as part of a municipal group. The Subcommittee, nevertheless, reconfigured Municipal Group 3, establishing the smaller North and South subgroups, "to ensure that all municipalities will have an opportunity to address the issues raised in this docket." Furthermore, at p. 28, the Subcommittee addressed questions about how groupings of intervenors would participate in this proceeding and it found "that it is a matter of internal governance as to the process for group decisions and how to communicate with the Subcommittee, the Applicant, and the other parties." As the Subcommittee further concluded, if and when an individual intervenor is unable to agree with the group, it may file an appropriate motion.

4. On June 17, 2016, McKenna's Purchase filed its motion for rehearing. It repeats previous statements that the number of condominium units in the association is somehow a determining factor in qualifying as a single party and it alleges for the first time a unique role in protecting the habitat of the Karner Blue Butterfly, which the City had previously identified in its March 25, 2016 pleading as an indicator of the City's uniqueness.

5. In its Review Order, at pp. 19-20, the Subcommittee addressed McKenna's Purchase's request to participate as an independent intervenor. The Subcommittee concluded that its "interests are substantially similar to the interests asserted" by other abutting property owners. The Subcommittee further found that there was nothing to indicate that McKenna's Purchase's ability to represent its interests will be impaired by the grouping with other intervenors.

6. The purpose of rehearing “is to direct attention to matters that have been overlooked or mistakenly conceived in the original decision ...” *Damais v. State*, 118 N.H. 309, 311 (1978) (internal quotations omitted). A rehearing may be granted when the Committee finds “good reason” or “good cause” has been demonstrated. *See O’Loughlin v. NH Pers. Comm.*, 117 N.H. 999, 1004 (1977); *Appeal of Gas Service, Inc.*, 121 N.H. 797, 801 (1981). “A successful motion for rehearing must do more than merely restate prior arguments and ask for a different outcome.” *Public Service Co. of N.H.*, Order No. 25,676 at 3 (June 12, 2014); *see also Freedom Energy Logistics*, Order No. 25,810 at 4 (Sept. 8, 2015).

7. The City fails to demonstrate any good reason for the Subcommittee to grant its motion. Rather, it repackages the arguments it made previously. Similarly, McKenna’s Purchase returns to arguments it made previously. Neither the City’s nor McKenna’s Purchase’s motion for rehearing adds anything to their respective grievances. Furthermore, in neither case has the Subcommittee mistakenly conceived or overlooked anything. Therefore, rehearings of these motions should be denied.

WHEREFORE, the Applicants respectfully request that the Subcommittee:

- A. Deny the City’s and McKenna’s motions for rehearing; and
- B. Grant such further relief as is deemed just and appropriate.

Respectfully submitted,

Northern Pass Transmission LLC and
Public Service Company of New Hampshire d/b/a
Eversource Energy
By Their Attorneys,

McLANE MIDDLETON,
PROFESSIONAL ASSOCIATION

Dated: June 22, 2016

By:  _____

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Certificate of Service

I hereby certify that on the 22nd of June, 2016, an original and one copy of the foregoing Motion was hand-delivered to the New Hampshire Site Evaluation Committee and an electronic copy was served upon the SEC Distribution List.



Thomas B. Getz