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October 28, 2016

Via Electronic Mail & Hand Delivery

Pamela Monroe, Administrator
New Hampshire Site Evaluation Committee
21 South Fruit Street, Suite 10
Concord, NH 03301-2429

**Re: 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 (the "Applicants") for a Certificate of
Site and Facility
Further Motion for Confidential Treatment**

Dear Ms. Monroe:

Enclosed for filing in the above-captioned docket, please find an original and one copy of a Further Motion For Confidential Treatment. This letter is also intended to advise the Subcommittee that the Tri-State Clean Energy RFP bid and award process has concluded, as required by the May 25, 2019 Order on Motion for Protective Order and Confidential Treatment.

Please contact me directly should you have any questions.

Sincerely,


for:

Thomas B. Getz

TBG:slb

cc: SEC Distribution List

Enclosure

**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**

FURTHER MOTION FOR CONFIDENTIAL TREATMENT

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 Further Motion for Confidential Treatment (“Motion”) of the pre-filed testimony of Julia Frayer and the “Cost-Benefit and Local Economic Impact Analysis of the Proposed Northern Pass Project” prepared by London Economics International LLC (“LEI”).

1. On May 25, 2016, the Presiding Officer issued an Order on Motion for Protective Order and Confidential Treatment (“Confidentiality Order”) that, among other things, granted, on a temporary basis, the Applicants’ request to protect certain information redacted from Ms. Frayer’s testimony and the LEI Report. The Confidentiality Order, at p. 12, provides that the Applicants “shall advise the Subcommittee when the Tri-State Clean Energy RFP bid and award process has concluded and shall either disclose the unredacted versions of Ms. Frayer’s pre-filed testimony and... [the LEI Report], or file a further motion seeking confidential treatment of said documents.”

2. On October 24, 2016, the Applicants were notified that the Project was not chosen as part of the Clean Energy RFP process. The Applicants have determined, however, to focus on preparing a bid for the RFP process that will be conducted in Massachusetts pursuant to House Bill No. 4568 (“H. 4568”), *An Act Relative to Energy Diversity*, which was enacted August 8,

2016. Pursuant to H. 4568, Massachusetts electric distribution companies must enter into long term contracts for clean energy generation, including 1,200 MW of hydropower or other renewable sources, no later than April 1, 2017.

3. Accordingly, the Applicants request that the pre-filed testimony of Ms. Frayer, the LEI Report, and all discovery and other materials associated with those documents be maintained as confidential for the same reasons as set forth in the Confidentiality Order. Specifically, the Applicants seek continuing protection because they will be involved in a competitive bidding process and “disclosure of the information the Applicant seeks to protect may expose the Applicant’s bidding strategy, may provide an unfair advantage to the Applicant’s competitors, and may ultimately jeopardize the Applicant’s ability to be awarded the bid.” Confidentiality Order, p. 11.

4. The Applicants further assert that no party to the proceeding will be prejudiced by continuing to treat the redacted portions of Ms. Frayer’s testimony and the LEI Report as confidential. The Applicants have entered into confidentiality agreements with every party that expressed an interest in doing so and have routinely provided confidential materials to the covered parties. At present, sixteen groups have signed confidentiality agreements and nine groups have not.

5. Finally, the Applicants note that their October 21, 2016 Motion for Clarification and/or Rehearing of Order(s) Requiring Production of Documents Related to the Clean Energy RFP is pending. The crux of that motion is the position that documents related to the Clean Energy RFP process would only be relevant to this proceeding in the event that the Project were a winning bidder. Inasmuch as the Project was not selected, such documents are not relevant and

need not be produced through discovery, which would be consistent with the Presiding Officer's observation, at p. 8, of his June 23, 2016 Order on Pending Motions and Procedural Order.

6. The International Brotherhood of Electrical Workers assents to the Further Motion. The Society for the Protection of New Hampshire Forests, the NGO Interveners, and Municipal Group 3 South object to the Further Motion. No other party responded to the Applicants' request for positions.

WHEREFORE, the Applicants respectfully request that the Presiding Officer:

A. Grant this Motion; 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 Its Attorneys,

McLANE MIDDLETON,
PROFESSIONAL ASSOCIATION

Dated: October 28, 2016

By: Adam Dumville

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Certificate of Service

I hereby certify that on the 28th of October, 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 Distribution List.

 for: _____
Thomas B. Getz