

THE STATE OF NEW HAMPSHIRE
NUCLEAR DECOMMISSIONING FINANCING COMMITTEE
DOCKET NO. NDFC 2000-1

ORDER NO. 1

On June 22, 2000, pursuant to an Order of Notice (OON) issued by the Nuclear Decommission Financing Committee (Committee) on May 18, 2000, counsel to the Committee held a prehearing conference at the Public Utilities Commission in Concord. As indicated in the OON, the prehearing conference was held for the purpose of taking appearances from parties interested in participating in the proceeding, establishing a list of proposed issues to be addressed in the proceeding, and establishing a procedural schedule. Also on June 22, 2000, the Committee held a public meeting to receive the report and recommendations of counsel on the prehearing conference held earlier that day.

Based on the report of counsel and comments from the public, the Committee approved the following procedural schedule, agreed to by the parties, for this docket:

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|--|-----------------------------------|
| North Atlantic's pre-filed testimony | September 1, 2000 |
| Technical Session | September 11, 2000 |
| Last initial interrogatories of North Atlantic to be served | September 15, 2000 |
| Last initial interrogatories response from North Atlantic | September 22, 2000 |
| Intervener pre-filed testimony | October 4, 2000 |
| Last initial interrogatories of interveners | October 11, 2000 |
| Last initial interrogatories response from interveners | October 18, 2000 |
| Reserved date for possible Technical Session | October 25, 2000 |
| Simultaneous supplemental testimony of parties, and Pre-hearing position statement by each party served | November 1, 2000 |
| Technical Session | November 3, 2000 |
| Hearing [@ The Public Utilities Commission 8 Old Suncook Rd., Concord, NH: 9:00AM – 4:30PM] | November 28 – December 1, 2000 |
| Post-hearing briefs | December 15, 2000 |
| Committee analysis of facts & determination of funding | December 22, 2000 |
| Public hearing[s] | January 22, 2001 |
| Final hearing | January 29, 2001 |
| Final Report and Order of Committee | February 5, 2001 |

At the prehearing conference, North Atlantic Energy Service Corporation (North Atlantic) was identified as lead company for the Seabrook Joint Owners, pursuant to NDFC Rule 102.09. Other interested parties appeared and expressed interest in participating in the hearings. These parties included National Grid USA, Seacoast Anti-Pollution League, and the Public Utilities Commission Staff. The Committee agreed to grant all requested interventions.

The Committee accepted the stipulated issues, as agreed to by the parties during the prehearing conference, as the scope for the hearings. The stipulated issues are:

1. Anticipated energy producing life of Seabrook
2. The funding method
3. Adequate assurance of collection
4. Adequacy and accuracy of the estimate [limited to the years 2015 vs. 2026]
5. Escalation and contingency factors [accepting escalation funding for this docket]
6. Impact of restructuring in New Hampshire
 - a. Funding assurances by non-utility joint owners
7. Changes in tax laws
8. Changes in State & Federal laws
9. Changes in regulatory requirements
10. Availability of low level radioactive waste (LLRW) disposal facilities
11. Status of decommissioned commercial nuclear reactors in U.S.

Further, in addition to the filing requirements of NDFC Rule 202.01 et seq., the Committee accepted the agreement of parties to structure filings as follows:

1. Each filing will have pages numbered in sequence starting with the first page and including all exhibits and attachments.
2. All pre-filed testimony will identify the issue(s) being addressed by reference to the stipulated issues, and, to the extent possible, prepare the testimony in the order set forth above.
3. The prehearing statements will identify the position of the party on each issue, including where the party takes no position on an issue. For each issue, the party will identify, in the order above and with citations, the testimony or document they rely upon to support the position advocated. These statements will be limited to a total of ten pages.
4. All briefs will present positions in the order of issues as set forth above.

5. Each filing of pre-filed testimony and briefs will be accompanied by a copy of the filing on a floppy disc in either WordPerfect or MSN Word format.

Based on the foregoing, it is hereby

ORDERED, that the procedural schedule noted above is adopted for the duration of this proceeding, subject to change as may be ordered by the Committee, and this order shall be served on the official service listed and posted on the web page of the Public Utilities Commission; and it is

FURTHER ORDERED, that North Atlantic is designated as Lead Company and the interventions of National Grid USA, the Seacoast Anti-Pollution League, and of the Public Utilities Commission staff are granted; and it is

FURTHER ORDERED, that the stipulated issues are adopted as the scope for the hearings in this docket; and it is

FURTHER ORDERED, that the filing agreement of the parties is adopted for the hearings in this docket.

By order of the Nuclear Decommissioning Financing Committee on July 12, 2000.

Douglas L. Patch
Chairman