

THE STATE OF NEW HAMPSHIRE
NUCLEAR DECOMMISSIONING FINANCING COMMITTEE

NDFC 2004-1

MINUTES – PRE-HEARING CONFERENCE
WEDNESDAY, JULY 14, 2004

At 1:00 pm, on Wednesday, July 14, 2004, counsel to the Nuclear Decommissioning Financing Committee convened the pre-hearing conference in Hearing Room B of the New Hampshire Public Utilities Commission, 8 Old Suncook Road, Concord, NH. Present in the hearing room were James Paschel, representing FPL Energy Services, LLC, the managing owner of Seabrook Station, and Mary Metcalf, on behalf of the Seacoast Anti Pollution League. Participating by conference call were Christopher Roach, Esquire and Marjan Mashhadi, Esquire on behalf of FPL Energy Services, LLC, and Nicholas Scobbo, Esquire, on behalf of the Massachusetts Municipal Wholesale Electric Company.

Mr. Judd, serving as hearing officer, announced that the Order of Notice was issued on June 30, 2004 and the notice by publication was made on July 5, 2004 by publication in the New Hampshire Union Leader and in the Portsmouth Herald and posted in two public places in Seabrook, NH on July 2, 2004. FPL Energy Services, LLC submitted an Affidavit of Publication dated July 12, 2004, attesting to completion of service and notice, on July 14, 2004.

Mr. Judd announced that the matters to be considered in this docket are:

- a. Review of the performance of the decommissioning fund
- b. Determine the annual filing requirements
- c. Determine the schedule of payments for Seabrook Owners as of January 1, 2005
- d. Review of the adequacy of the funding assurances, and
- e. Review of the annual filing requirements

The pre-hearing participants were invited by Mr. Judd to suggest additional matters to be considered by the Committee, and none were offered. All participants agreed that the scope, as outlined by Mr. Judd, were comprehensive.

Mr. Judd advised the participants that, pursuant to RSA 154-A:36, the Committee members sit as judges regarding nuclear decommissioning matters, and that in their capacity as government officials, the parties may have dealings with the Committee members concerning other matters. The participants were reminded of the need to avoid even the appearance of impropriety to protect the Committee members and the parties from issues conflict, and all ex parte contact should be avoided. Mr. Judd also advised the participants that the docket would be conducted using the NH Attorney General's Model Rules, with the Committee releasing new procedural rules during 2004.

The participants were invited to stay after the pre-hearing conference to discuss a proposed schedule and a statement of the scope of the docket, to be provided to the Committee as a request of the parties. The participants were advised that an order from the Committee establishing the schedule for the docket would be issued in the near future.

The pre-hearing conference was adjourned at 1:25 pm.