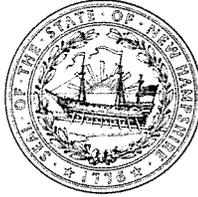


THE STATE OF NEW HAMPSHIRE

CHAIRMAN
Thomas B. Getz

COMMISSIONERS
Graham J. Morrison
Clifton C. Below

EXECUTIVE DIRECTOR
AND SECRETARY
Debra A. Howland



PUBLIC UTILITIES COMMISSION

21 S. Fruit Street, Suite 10
Concord, N.H. 03301-2429

Tel. (603) 271-2431

FAX (603) 271-3878

TDD Access: Relay NH
1-800-735-2964

Website:
www.puc.nh.gov

July 18, 2008

David J. Shulock, Esq.
Brown, Olson & Gould
2 Delta Drive, Suite 301
Concord, NH 03301-7426

Re: DE 08-051, Pinetree Power Inc. Tamworth Facility
Certification Application for Class III Eligibility Pursuant to RSA 362-F

Dear Mr. Shulock:

On April 1, 2008, Pinetree Power, Inc. submitted an application requesting conditional certification for the Tamworth Biomass facility (Tamworth facility) as a Class III facility pursuant to RSA 362-F, New Hampshire's Renewable Portfolio Standard legislation. On May 30, 2008, the Commission issued a secretarial letter granting conditional approval to the Tamworth facility and stated that it would fully certify the facility upon receipt of verification of compliance with emissions standards from the Department of Environmental Services (DES). On July 8, 2008, DES notified the Commission that test results indicate that the Tamworth facility meets the emission requirements and DES recommended that the Commission fully certify the Tamworth facility as a Class III renewable energy source eligible to produce renewable energy certificates.

The Commission has reviewed the July 8, 2008 letter from DES verifying compliance with the emissions standards required by RSA 362-F and now designates the Tamworth facility as eligible to produce Class III renewable energy certificates effective July 17, 2008.

Attached please find a copy of the notice of this certification provided to the GIS administrator. The New Hampshire Renewable Portfolio Standard certification code for the Tamworth facility is NH-III-08-005.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Debra A. Howland'.

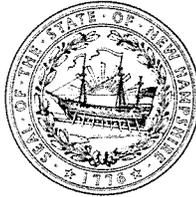
Debra A. Howland
Executive Director and Secretary

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July 17, 2008

Bryan Gower
GIS Administrator
APX, Inc.
5201 Great America Parkway, Suite 522
Santa Clara, CA 95054

Re: Pinetree Power Tamworth Biomass Facility
Certification as a New Hampshire RPS Class III Facility
Certification Code NH-III-08-005

Dear Mr. Gower:

Please be advised that, pursuant to NH RSA 362-F, the New Hampshire Public Utilities Commission has certified the Pinetree Power Tamworth Biomass facility (Pinetree Tamworth) as a Class III renewable energy source effective July 17, 2008. Accordingly, Pinetree Tamworth is eligible to be issued New Hampshire Class III renewable energy certificates.

The Pinetree Tamworth facility is a biomass facility located at 469 Plains Road Tamworth, New Hampshire and has a gross nameplate capacity of 23.8 megawatts. The facility's ISO-New England asset identification number is 592. The New Hampshire Renewable Portfolio Standard certification code is NH-III-08-005.

Sincerely,

A handwritten signature in cursive script that reads "Debra A. Howland".

Debra A. Howland
Executive Director and Secretary

cc: David J. Shulock, Esq.
Brown, Olson & Gould