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January 25, 2009

Debra A. Howland Executive Director and Secretary State of New Hampshire Public Utilities Commission 21 South Fruit Street, Suite 10 Concord, NH 03301-2429

Re: Public Service Company of New Hampshire DE 08-077

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NH PUBLIC
UTILITIES
COMMISSION
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Dear Ms. Howland:

On behalf of Freedom Parners, LLC, please find enclosed for filing an original and seven (7) copies of a Partial Objection to Constellation's Motion for Protective Order and Confidential Treatment in the above-captioned matter.

Thank you for your attention to this matter.

James T. Rodier

STATE OF NEW HAMPSHIRE BEFORE THE NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION

Re: Public Service Company of New Hampshire DE 08-77

PARTIAL OBJECTION TO CONSTELLATION'S MOTION FOR PROTECTIVE ORDER AND CONFIDENTIAL TREATMENT

NOW COMES Intervenor Freedom Partners, LLC, by and through counsel, and hereby objects in part to the motion filed by Constellation on January 23, 2009 requesting the Commission to issue a protective order to maintain the confidentiality of certain materials produced during discovery relating to prices paid by Constellation for power and renewable energy certificates, and in support hereof says as follows:

- 1. Freedom Partners, LLC, is a broker of Renewable Energy Certificates (REC's) and Verified Greenhouse Gas Emission Reductions (VERs);
- 2. Unredacted copies of the information referred to above have been provided have been provided to the Commission staff and the Office of Consumer Advocate. Freedom Partners has been provided a redacted copy.
- 3. By this Objection, Freedom Partners is seeking an order from the Commission ordering Constellation to provide it an unreducted copy of the information pertaining to renewable energy certificates. Freedom Partners is willing to abide by an appropriate protective order, is willing to execute a confidentiality agreement with Constellation, or both.
- 4. The New Hampshire Supreme Court has held that that a party in a legal proceeding in New Hampshire is entitled to be "fully informed and have access to all information favorable to his side of the issue. This is true whether the issue is one raised by him or by his opponents and whether the evidence is in the possession of his opponent or someone else." Scontsas v. Citizens Ins. Co., 109 N.H. 386, 388 (1969). The NHPUC itself has ruled that "in order for that organization to meaningfully participate in the docket it should have access to the same information as does the Commission." Order No. 23,986 (June 5, 2002) at 11.
- 5. Upon review of the information, Freedom Partners will determine whether it will use the information during the public hearing on the merits to be held in this proceeding scheduled for February 5.

WHEREFORE, Freedom Partners, LLC hereby respectfully requests the Commission to issue an appropriate order granting it access to an unredacted copy of the information pertaining to renewable energy certificates pursuant to an appropriate protective order or confidentiality agreement.

Respectfully submitted, Freedom Partners, LLC By its Attorney /s/ James T. Rodier 1500A Lafayette Road, No. 112 Portsmouth, NH 03801-5918 603-559-9987

Dated: January 24, 2008

Certification of Service

Pursuant to Rules Puc 203.02(2) and Puc 203.11, I have served copy of this petition on each person identified on the commission's service list for this docket.

/s/ James T. Rodier