

LAW OFFICES  
**ARTHUR B. CUNNINGHAM**

79 Checkerberry Lane, Hopkinton, NH 03229

June 21, 2010

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Debra A. Howland  
Executive Director and Secretary  
Public Utilities Commission  
21 South Fruit Street  
Concord, NH 03301-2429

Re: Robert A. Bersak

Dear Secretary Howland:

I represent the New Hampshire Sierra Club in Public Utilities Commission Docket DE 08-103. I have made several filings in that docket.

My filings have provoked responses from Robert A. Bersak, Assistant Secretary and Assistant General Counsel, Public Service Company of New Hampshire. Mr. Bersak accuses me of frivolous, bizarre, irresponsible, unfounded, patently absurd and false statements.

I reject these attacks on my ethics, professionalism and character.

I have practiced law ethically and well since my admission to the Ohio Bar in October, 1963. I have enjoyed the respect of my peers and the many Courts and administrative bodies before which I have practiced.

I request, fully apart from any disposition on the merits of matters the Public Utilities Commission may make in DE 08-103, that you conduct a record enquiry, including witnesses and sworn testimony, into the basis and propriety of Mr. Bersak's statements regarding my professional conduct. The enquiry should include an examination of the facts leading up to the January 14, 2010, letter Suzanne G. Amidon wrote, *ex parte*, to the Air Resources Council, which letter Mr. Bersak used to buttress his statements.

Very truly yours,



Arthur B. Cunningham

cc: Mr. Bersak