

Public Service Company of New
Hampshire
Docket No. DE 10-160

Data Request TC-01

Dated: 08/13/2010
Q-TC-010
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ORIGINAL	
N.H.P.U.C. Case No.	DE 10-160
Exhibit No.	#5
Witness	Panel #1
DO NOT REMOVE FROM FILE	

Witness: No Witness
Request from: TransCanada

Question:

Please reference the July 30, 2010 prefiled testimony of Kenneth E. Traum on behalf of the NH Office of Consumer Advocate in this docket, reference page 6, line 11 of that testimony, do you agree with Mr. Traum's statement that "competitive electric choice is the goal of State policy" ?

Response:

PSNH objects to this question on the grounds that it seeks a legal conclusion, and not factual information in the possession of the company. It is" an attempt to elicit . . . legal characterizations or argument from an opposing party or an effort to engage an opposing party in what is essentially a written dialogue about . . . what a particular witness has or has not said. These questions are argumentative and not reasonably calculated to assist . . . [TransCanada] in discovering facts admissible as evidence that it will need to advance its position at hearing." *In re: Freedom Ring*, 92 NH PUC Rep. 191, 192 (2007).

Notwithstanding this objection, PSNH responds as follows:

No. The goals of State energy policy are found in RSA 362-A: RSA 362-F:1 RSA 374-F:1 and RSA 374-F:3; RSA 374-G:1; and RSA 378:37