

The State of New Hampshire  
Supreme Court

NHPUC 19JAN17AM8:20

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January 18, 2017

RE: 2017-0007, Appeal of Algonquin Gas Transmission, LLC; Appeal of Public Service Company of New Hampshire d/b/a Eversource Energy

Dear Parties:

The purpose of this letter is to make all parties aware of Justice Carol Ann Conboy's relationship to the law firm of McLane Middleton, formerly known as McLane, Graf, Raulerson & Middleton (McLane), which represents one or more parties in this case.

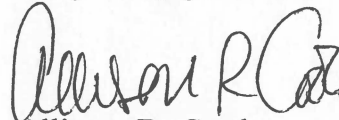
Prior to her appointment to the superior court in 1992, Justice Conboy was an employee of McLane for approximately 13 years. As a result of her employment by McLane, Justice Conboy is entitled to and receives benefits under the McLane pension plan, a defined benefit pension plan insured by the Pension Benefit Guaranty Corporation. Justice Conboy's benefits under the plan are fixed and are not affected by McLane's financial performance. Benefits are paid to Justice Conboy by the McLane pension plan trust, which is a separate entity from the McLane law firm.

Justice Conboy also receives estate planning advice from Attorney Robert A. Wells, a director of the McLane law firm, and real estate transaction advice from Attorney Jessica Nylund, also a director of the McLane law firm. She is therefore a client of the firm for those purposes only. She has and will continue to recuse herself from any case involving Attorney Wells or Attorney Nylund.

Rule 2.11 of Canon 2 of the Code of Judicial Conduct (Supreme Court Rule 38) requires a judge to disqualify herself in a proceeding in which the judge's impartiality might reasonably be questioned. Justice Conboy does not have a personal or social relationship with the McLane attorneys involved in this case. She does not regard her prior professional relationship with McLane, her receipt of pension benefits from the McLane pension plan, or the fact that she is a client of the firm for limited purposes, as circumstances that require her disqualification from this case. She believes that she can and will decide the case impartially based upon the facts and the applicable law. If any party believes that Justice Conboy should not participate in this case, however, the

party should file a motion for recusal as soon as possible in accordance with Supreme Court Rule 21A.

Very truly yours,



Allison R. Cook  
Deputy Clerk

Distribution:

✓ New Hampshire Public Utilities Commission, DE 16-241

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