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August 25, 2009

Mr. S. Derek Phelps
Executive Director
State of Connecticut
Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051

Re: Docket No. 370A: CL&P Application for the Greater Springfield Reliability Project and the Manchester to Meekville Junction Circuit Separation Project; and

Docket No. 370B: NRG Energy, Inc. Application Pursuant to C.G.S. § 16-50/(a)(3) for Consideration of a 530 MW Combined Cycle Generating Plant in Meriden, Connecticut
Request for London Economics International LLC Model Price Data

Dear Mr. Phelps:

On August 13, 2009, NRG Energy, Inc. ("NRG") cross-examined Ms. Julia Frayer from London Economics International LLC ("LEI"), who was retained by The Connecticut Light and Power Company ("CL&P") to provide testimony regarding the economic costs and benefits of the Greater Springfield Reliability Project ("GSRP") and NRG's proposed generating plant in Meriden, Connecticut ("Meriden Plant"). During that cross-examination, NRG requested that Ms. Frayer provide the Council, NRG and other participants, as appropriate, with the energy and capacity prices produced by the LEI model in order to determine whether Ms. Frayer has fairly and accurately projected the economic benefits of the GSRP and the Meriden Plant. CL&P objected to NRG's request on the ground that the LEI model, including its price outputs, is proprietary information of LEI.¹ Chairman Caruso requested that NRG and CL&P file a letter with the Council explaining the basis for their respective positions.

¹ CL&P did agree to provide NRG with other information germane to LEI's modeling assumptions, including: (1) a list of power plants that have been constructed in New England at a capital cost of \$1,000 per kilowatt or less (Exhibit 29); (2) the detail behind Figure 8 of Ms. Frayer's written testimony dated July 7, 2009 (Exhibit 30); and (3) the list of retirements assumed in LEI's model for each year of the study period for each base case scenario (Exhibit 31).

I. The Basis for NRG's Request

Section 16-50p(a)(3)(F) of the Connecticut General Statutes requires the Council to determine whether the GSRP represents the most appropriate alternative among competing applications based on findings and determinations made by the Council. CL&P presumably has filed the testimony of Ms. Frayer in support of its position that the GSRP should be chosen over the Meriden Plant. NRG, as the competing applicant, should be permitted to critically analyze the economic modeling results and present appropriate arguments on that topic in briefs submitted to the Council.

Ms. Frayer testified that she computes the economic benefits of the GSRP and the Meriden Plant by first developing a set of base case scenarios that predict future prices in the New England energy market, the Forward Capacity Market ("FCM") and the Locational Forward Reserve Market ("LFRM") without either the GSRP or the Meriden Plant (the "Base Case"). Ms. Frayer then overlays each of the GSRP and the Meriden Plant on the Base Case to determine how the energy, FCM and LFRM prices would change with each of these projects in the market (the "Overlay Scenarios"). She then compares the market price outcomes in the Base Case to the market price outcomes in the Overlay Scenarios in order to isolate the economic benefits or disbenefits of each project.

The reliability of Ms. Frayer's economic analysis necessarily depends upon whether the prices calculated in the Base Case and the Overlay Scenarios are reasonable in relation to wholesale market rules and conditions. These prices, however, are not disclosed anywhere in Ms. Frayer's testimony. Without this information, NRG and other participants will be unable to analyze Ms. Frayer's conclusions and present opposing viewpoints to the Council. This result would be unfair to NRG as the competing applicant and would deprive the Council of valuable information that bears directly on whether the GSRP is the most appropriate alternative.

II. Scope of Information Sought by NRG

NRG does not seek access to the inner workings of the LEI model. Rather, it simply requests access to the price outputs produced by the model, subject to the terms of access described below. Although the economic benefits that Ms. Frayer attributes to each project are derived from the energy market, the FCM and the LFRM, the LFRM benefits are relatively small for both projects. Consequently, NRG's request is limited to the energy and FCM price information described below:

Prices in the Base Case Scenarios

- Average monthly energy prices for each year of the study period for each of the four Base Case scenarios, namely (1) normalized conditions, (2) high fuel prices,

(3) nuclear outage, and (4) additional retirements with increased renewable imports.

- Annual FCM prices for each year of the study period reported by FCM zone for each of the four Base Case scenarios listed above.

Prices in the Overlay Scenarios

- Average monthly energy prices for each year of the study period for each of the GSRP Overlay Scenarios measured against each of the four Base Case scenarios listed above.
- Average monthly energy prices for each year of the study period for the Meriden Plant Overlay Scenario measured against the normalized conditions Base Case scenario.
- Annual FCM prices for each year of the study period reported by FCM zone for each of the GSRP and Meriden Plant Overlay Scenarios measured against the normalized conditions Base Case scenario.

III. Terms of Access

NRG and its expert witness are willing to sign a reasonable and customary Non-Disclosure Agreement (“NDA”) to protect the requested price information from public disclosure. Such an agreement would afford NRG and other interested parties with a full and fair opportunity to test the reliability of Ms. Frayer’s modeling results and present helpful information on this subject to the Council. At the same time, an NDA would prevent the model prices from entering the public domain, which should address LEI’s proprietary concerns. NRG would be willing to work with the Council, CL&P, the Office of Consumer Counsel and other participants to define the terms of the NDA, but suggests that the NDA and the protective order substantially in the form attached hereto as Exhibit A should be sufficient.

IV. Precedent for Granting NRG’s Request

NRG recognizes that the Council is not bound by rulings of the Department of Public Utility Control (“DPUC”), but nonetheless believes that the DPUC’s July 2, 2007 Motion Ruling in Docket No. 07-04-24, *DPUC Review of Energy Independence Act Capacity Contracts*, would be of interest to the Council.

In Docket No. 07-04-24, the DPUC awarded contracts to competing generation and energy efficiency projects that were selected through a solicitation conducted by the DPUC in Docket No. 05-07-14PH02, *DPUC Investigation of Measures to Reduce*

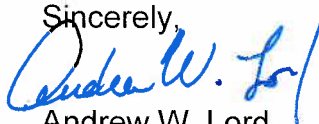
Mr. S. Derek Phelps
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Federally Mandated Congestion Charges (Long-Term Measures). LEI served as a consultant to the DPUC in both the 05-07-14PH02 and 07-04-24 proceedings and used the same modeling tool at issue here to select the winning bids.

In a motion dated June 29, 2007, NRG requested access to LEI's modeling inputs and outputs to demonstrate that NRG's proposed generating project would yield lower costs to Connecticut ratepayers than would the Kleen Energy generating project that was selected by the DPUC. The DPUC granted NRG's request, in large part reasoning that the interests of justice would be advanced by allowing NRG the opportunity to analyze how its project was evaluated in the LEI model and to test the DPUC's selection of competing projects. The DPUC required NRG to execute a simple NDA in the form attached hereto as Exhibit A. For the Council's convenience, NRG's Motion for Access and the DPUC's Motion Ruling entered in Docket No. 07-04-24 also are attached hereto as Exhibits B and C, respectively.

NRG respectfully requests that the Council issue a similar ruling in this docket and permit NRG to obtain access to the price information detailed in Part II above, subject to the execution of a commercially reasonable NDA. NRG would be pleased to submit a form NDA and protective order governing the LEI price information for use in this proceeding if so ordered by the Council.

Sincerely,



Andrew W. Lord
Diana Kleefeld

cc: Jonathan J. Milley, NRG
Julie L. Friedberg, Esq., NRG
Service List

EXHIBIT A

NONDISCLOSURE AGREEMENT AND AGREEMENT TO BE BOUND BY
THE TERMS OF THE PROTECTIVE ORDER

The undersigned hereby acknowledges that he or she has received and read a copy of the Protective order granted by the Department of Public Utility Control (the "Department") in Docket No. 07-04-24 in connection with the Motion filed by NRG Energy, Inc. on June 29, 2007, and hereby agrees to abide by the terms thereof in exchange for being given access to the confidential information from London Economics International LLC that is protected from disclosure under the terms of the Protective Order.

Name and Title:

(Print)

(Signature)

Date: July __, 2007

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC UTILITY CONTROL**

**DPUC REVIEW OF ENERGY
INDEPENDENCE ACT
CAPACITY CONTRACTS**

**DOCKET NO. 07-04-24
JULY 5, 2007**

PROTECTIVE ORDER

WHEREAS, NRG Energy, Inc. ("NRG") has filed with the Department of Public Utility Control (the "Department") on December 13, 2006, a Financial Bid for several proposed generation projects (FB) pursuant to the Department's Request for Proposals ("RFP") in docket 05-07-14PH02;

WHEREAS, London Economics International LLC ("LEI") on behalf of the Department, has analyzed NRG's FB along with other bid submissions;

WHEREAS, the Department by ruling dated July 2, 2007 in the above captioned docket has partially granted NRG's request for access by NRG and its consultant in this proceeding, CRA International, Inc. ("CRA") to certain portions of the LEI analysis and worksheets (the "Protected Materials") and;

WHEREAS, disclosure of the Protected Materials would result in the disclosure of proprietary, commercial information of LEI and NRG and undermine the competitive positions of LEI and NRG.

NOW, THEREFORE, IT IS HEREBY ORDERED by the Department of Public Utility Control (Department) that the following procedures are adopted for the protection of certain information provided by LEI in connection with its compliance with the Department's July 2, 2007 ruling:

1. This Protective Order shall govern the Protected Materials provided by LEI to NRG and CRA.

2. All such Protected Materials made available pursuant to this Protective Order shall be used by any person receiving such information solely for the purposes of participating in this docket (07-04-24) in which the Department will review contracts and for no other purpose whatsoever.

3. The Protected Materials made available in this docket shall be given solely to Commissioners, staff and consultants of the Department who are bound by the terms of this Protective Order; provided, however the Protected Materials may be made available to the reviewing parties of the Office of Consumer Counsel (OCC) and its consultants, The Attorney General's Office (AG), and NRG and CRA and NRG's counsel, all of whom shall execute the attached Nondisclosure Agreement and be bound by the terms of this Protective Order.

4. All persons granted access to the Protected Materials pursuant to Paragraph 3 shall take all reasonable precautions to keep this information secure in accordance with the purposes and intent of this Protective Order.

5. Two (2) copies of the Protected Materials shall be marked "Confidential" by LEI shall be delivered in sealed envelopes marked "Confidential" with the following language:

"This envelope is not to be opened nor the contents to be displayed or revealed except pursuant to the pertinent Protective Order issued in Docket No. 07-04-24."

6. The Protected Materials shall be part of the record, subject to the conditions stated in Paragraphs 8 and 9 and the conditions set forth in Section 3.3 of the RFP.

7. Nothing herein shall be construed as a final determination that any of the Confidential Information will be admissible as substantive evidence in this proceeding or future

proceedings, or at any hearing or trial. Moreover, nothing herein shall be considered a waiver of any party's right to assert at a later date that the material is or is not proprietary or privileged. A party seeking to change the terms of the Order shall by motion give every other party Ten (10) Department business days prior written notice. No information protected by the Order shall be made public until the Department rules on any such motion to change the terms of the Order.

8. If the Protected Materials are used in any manner in any letter, brief, petition, interrogatory or other writing ("Document"), the confidentiality of the Protected Materials shall be preserved by either: (i) prominently labeling the Document "Confidential Information" and limiting the recipients of such Document to Commissioners, staff and consultants of the Department, and if each of these persons has executed a Nondisclosure Agreements, to the OCC and its consultants, the AG, and NRG, CRA and NRG's counsel; or (ii) referring to the Protected Materials in the Document solely by title or exhibit reference in a manner reasonably calculated not to disclose the confidential information set forth in the Protected Materials.

9. If the Protected Materials are used in any manner in any proceeding or hearing before the Department or the Commissioners, such proceeding or hearing shall not be held before, nor any record of it made available to any person or entity not affiliated with the Department, and presence at such proceeding or hearing shall be limited to the Commissioners, staff and consultants of the Department. Provided each person has executed a Nondisclosure Agreement, the reviewing representatives of OCC and its consultants, the AG, and NRG, CRA and NRG's counsel may also be present at, or receive a record of, any proceeding conducted with respect to the bid or resulting contract after completion of the bid selection process.

10. If the Protected Materials are disclosed to any person other than in the manner authorized by this Protective Order, the party responsible for such disclosure shall immediately

upon learning of such disclosure inform LEI and NRG of all pertinent facts relating to such disclosure and shall make every effort to prevent disclosure by each unauthorized recipient of such information.

11. The Protected Materials made a part of the record in this proceeding and shall remain in the possession of the Department. All other copies of the Protected Materials shall be returned to LEI or destroyed the sooner of within thirty (30) days after (i) the time for appeals from the Department final decision in this proceeding shall have elapsed without an appeal being taken, or (ii) the Department's final decision in this proceeding is subject to no further appeal.

DEPARTMENT OF PUBLIC UTILITY CONTROL

By: _____
Commissioner

Dated:

EXHIBIT B

STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC UTILITY CONTROL

DPUC REVIEW OF ENERGY : **Docket No. 07-04-24**
INDEPENDENCE ACT CONTRACTS : **June 29, 2007**

**MOTION OF NRG ENERGY, INC. FOR
ACCESS TO CERTAIN INFORMATION SUBJECT TO PROTECTIVE ORDERS**

Pursuant to the terms of the protective orders issued by the Department in Docket No. 05-07-14PH02, NRG Energy, Inc. ("NRG"), on behalf of itself and its consultant retained to assist in this proceeding, CRA International, Inc. ("CRA"), hereby requests permission to execute an appropriate Non-Disclosure Agreement and thereby gain access to certain information as described in this motion. Before explaining the reasons for and scope of this request, two preliminary but critical points need to be made:

1. NRG has no intention of seeking access to any information regarding any other project's bid information or any information from which bid information for another project could be reverse engineered.
2. NRG greatly appreciates the Department's ruling dated June 26, 2007 expanding the scope of the public record in this proceeding in response to a motion from the Office of Consumer Counsel ("OCC"). The Department's commitment to transparency and public access to information where appropriate is commendable and will assist all participants in constructively participating in this proceeding.

I. NRG's Need for Certain Information

The statutory purpose of this proceeding is to determine whether the selected projects' contracts will "(1) result in the lowest reasonable cost of such products and services, (2) increase reliability, and (3) minimize federally mandated congestion charges to the state over the life of

the contract.” Conn. Gen. Stats. § 16-243m(i). The Department has imposed a further limitation, not required by statute, that it will not entertain evidence concerning whether the Department or its consultants could have reached different conclusions using different methods for evaluating the bids. Decision, (May 3, 2007) p. 13, Docket No. 05-07-14PH02, DPUC Investigation of Measures to Reduce Federally Mandated Congestion Charges (Long-Term Measures).¹

In order to determine whether the implementation and results of the methodology for evaluating the bids used by the Department’s consultant, London Economics International LLC (“LEI”), meets the statutory criteria, NRG and its consultant need to understand how that methodology was applied, what were the key inputs and assumptions that formed the basis for the evaluation and what were the outputs from that methodology. A critical analysis of the LEI bid evaluation will be extremely difficult without access to the foregoing information. If NRG and CRA are limited to material that is on the (recently-expanded) public record, the NRG testimony and analysis will itself be replete with embedded assumptions and suppositions about what LEI must have assumed or presumably did. If, on the other hand, NRG and CRA have access to the limited information sought in this motion, the presentation will be much more useful to the Department and the conduct of this proceeding will be far more efficient. More important, providing the requested access will allow the Department to fulfill the statutory purpose of this proceeding.

¹ NRG reserves its rights to challenge the Department’s limitation of scope as cited in the May 3 decision. Whether that limitation is reasonable or not will turn, in part, on how the Department interprets which lines of inquiry are within its defined scope and which lines of inquiry are excluded as impermissible challenges that implicate “different methods for evaluating bids.”

II. Terms of Access

NRG and CRA are willing to sign reasonable and customary Non-Disclosure Agreements in order to protect any proprietary information that merits confidential treatment. Such an agreement should serve the twin goals of affording interested parties like NRG a full and fair opportunity to test whether the selected projects meet the statutory criteria while still protecting from public disclosure information that deserves confidential treatment. As part of its June 26 ruling expanding the public scope of this docket, the Department noted that some of the material OCC sought to make public was protected by virtue of an agreement between LEI and its commercial vendor (Global Energy Decisions). CRA is also a customer of Global Energy Decisions and believes that the terms of its commercial arrangement with that supplier would mean that Global Energy Decisions would not be prejudiced in the event that CRA were granted access to the information pursuant to a Non-Disclosure Agreement.

III. Scope of Information Sought by NRG

In its June 21 ruling allowing NRG to participate in this proceeding, the Department decided that NRG would not be allowed to propound pre-hearing interrogatories to LEI. Accordingly, the following information request is not intended to require LEI to produce additional information that has not yet been produced in this proceeding. Rather, NRG seeks access to the following information, virtually all of which has been produced previously by LEI and should be readily available. To facilitate production of this information, where possible, NRG has noted the interrogatory response that appears to contain the requested information. Other information may be contained in the LEI analysis that accompanied the Department's May 3 final decision in Docket No. 05-07-14PH02. To the extent that any part of the following

information scope does require the production of new information, NRG respectfully requests that such request be entertained and granted in the form of a late-filed exhibit.

1. Additional details from bid evaluations
 - a. Net benefits, by scenario, by year, for each portfolio and individual project considered (This information is provided in Table 6-2 and 6-3 of the LEI Public Report on an NPV basis, averaged across scenarios; a breakout by year and scenario is also needed to understand the pattern and break down of the benefits).
 - b. Benefits sheets for winning projects and alternatives (as discussed in OCC-29), with information redacted as needed to protect confidential bid information.
 - c. Estimated Connecticut cost to load calculations for each scenario for each portfolio, with a breakout of costs from energy, capacity, and forward reserves.
2. Core results from the LEI models for energy (PoolMod), FCM and LFRM:
 - a. Market Price Projections
 - i. Forward electricity price curves for each scenario, with each modeled portfolio, for all ISO-NE internal hub and Connecticut pricing locations modeled in the LEI energy model, including:
 1. Average monthly prices, peak and off peak, for each year modeled.
 2. Price duration curves of hourly electric prices for each year.
 3. Number of hours in each year in which the FCM Peak Energy Rent call option is triggered.
 - ii. Projected capacity prices used to estimate the FCM market benefits in each scenario and portfolio (requested under OCC-50 & OCC-51), by FCM zone and year. If the model forecasts indicate that any provisions of the FCM design that would lead to different payments to new and existing capacity would be triggered, please provide the relevant payments to each class of capacity.
 - iii. Projected LFRM price for each LFRM zone and year (requested under OCC-60).
 - b. Market clearing quantities for each product, under each scenario and portfolio combination:
 - i. FCM quantity cleared, by zone, in each year and each scenario, for each portfolio analyzed (OCC-52). Please identify quantities of both new and existing capacity.
 - ii. LFRM quantities by zone, in each year and each scenario, for each portfolio analyzed (OCC-59 & OCC-61).
 - iii. Energy market dispatch levels for each of the bid projects evaluated
 - iv. Annual dispatch levels and capacity factors, on a unit level, for all proxy new capacity units added in each scenario.
 - v. Annual and monthly generation, by unit type and fuel, for each year modeled, for ISO-NE overall, Connecticut zone, and Southwest Connecticut Zone.
 - c. Projected annual margins, on a \$/kW-year basis, for energy, capacity and ancillary services margins for proxy units.

3. Primary model inputs that are not specified in the LEI public report.
 - a. Import limits, by year and scenario, for LFRM for each zone, as included in the LEI model.
 - b. FCM bid supply curve information (as requested in OCC-53).
 - c. LFRM supply curve information.

In light of the relatively aggressive schedule published by the Department in this proceeding, NRG respectfully requests a prompt determination by the Department so that NRG and CRA can have timely access to this information and thereby have an opportunity to incorporate this material into an evidentiary submission consistent with the present schedule.

Respectfully submitted,

NRG ENERGY, INC.

By Paul R. McCary
Paul R. McCary
Its Attorney

EXHIBIT C

July 2, 2007

In reply, please refer to:

Docket No. 07-04-24:ADJ:DAM

Motion No. 12

Paul R. McCary
Murtha Cullina LLP
CityPlace I
185 Asylum Street
Hartford, CT 06103

Re: Docket No. 07-04-24 – DPUC Review of Energy Independence Act Capacity Contracts

Dear Mr. McCary:

The Department of Public Utility Control is in receipt of a Motion of NRG, Inc. (NRG) for Access to Certain Information Subject to Protective Orders dated June 29, 2007 (motion). The motion requests access to protected materials obtained by the Department and used for the purpose of conducting a competitive procurement of capacity resources pursuant to General Statutes of Connecticut (Conn. Gen. Stat.) § 16-243m.

In its May 3, 2007 Decision in Docket No. 05-07-14PH02, DPUC Investigation of Measures To Reduce Federally Mandated Congestion Charges (Long-Term Measures), the Department identified that it had already opened this docket for the purpose of conducting the contested case proceeding required by Conn. Gen. Stat. § 16-243m(i). The Department also indicated that the hearing in this matter was scheduled for July 9, 2007.

NRG did not seek intervention until June 8, 2007. The Department granted intervention on June 21, 2007. Pursuant to Conn. Gen. Stat. § 4-177a(d), the Department clarified the scope of NRG's right to participate indicating that NRG would not be entitled to file interrogatories and would not have access to protected confidential information. The Department made these ruling because 1) NRG's request to intervene in this extremely complex proceeding was made close to hearing and the Department did not want NRG's discovery to impair or delay the efficient conduct of the hearing, and 2) NRG, as an owner of approximately eighteen hundred megawatts of competitive generation in Connecticut and as a bidder in the request for proposal process (RFP) that is the subject of this proceeding, should not have access to protected trade secrets and commercially sensitive information of its potential competitors, i.e. projects selected in this RFP process and projects not selected that nevertheless may seek to go forward

on their own. In ruling on NRG's motion to intervene, the Department also took into account that it has made a great deal of information available publicly regarding London Economics International LLC's (LEI) bid evaluation, i.e. LEI's May 3, 2007 report in Docket No. 05-07-14PH02, LEI's responses to most of the one-hundred fifteen interrogatories propounded by the Office of Consumer Counsel, and almost the entire transcript of a two-day technical meeting held on May 30 and June 14, 2007 that was previously treated as confidential. The Department determined that between the hearing and the late-filed exhibit hearing that NRG will be afforded an opportunity to gather additional information and present evidence.

On June 29, 2007, ten days before the hearing, NRG now moves for access to information that the Department ruled that NRG could not have because it is a market competitor. The Department does not understand why NRG did not move to intervene and request access to the information it now seeks as soon as possible May 3, 2007. The motion also appears to attempt to circumvent the Department's ruling that NRG may not submit interrogatories. The motion also does not propose a protective order with specific terms and conditions for how any information given to NRG can be used by NRG or its consultant, Charles River Associates (CRA).

The Department finds that the information that has been afforded protective treatment in this proceeding and Docket No. 05-07-14PH02 needs to be protected if competitive bidding processes and competitive markets are to be robust and successful. Through Conn. Gen. Stat. § 16-243m, the General Assembly has charged the Department with procuring new capacity resources for the State through a competitive RFP. Consequently, the Department finds that the public interest in keeping certain information protected for the purposes of conducting a robust RFP and maintaining projects' trade secrets and commercially sensitive information from other competitors in the market outweighs any individual interest that a competitor in the RFP process, like NRG, may have in accessing protected information of other proposals so that it can make its own determinations about whether the proper projects have been selected or whether NRG's projects should have been selected.

That being said, in the interest of providing NRG as much information as possible to facilitate its participation in this proceeding without compromising the competitive RFP process, the Department partly grants and partly denies this motion for access to confidential information. Based on NRG's status as a bidder whose proposals were not selected and who would like to test the Department's selection of competing projects, the Department finds that it is in the interest of justice to grant NRG access to some non-publicly-available data (conditional on NRG signing appropriate non-disclosure agreements) so that NRG may analyze how its specific projects were analyzed in the bid evaluation process. The Department denies the request for any data that discloses confidential information regarding other bidders' proposed projects or any data that discloses the likely performance of other units in the New England power markets. For example, the Department can not provide NRG with access to annual benefit or cost streams for other projects as these would enable NRG to reverse-engineer confidential

information about those projects, which the Department is not authorized to disclose to the public.

As such, the Department will grant NRG access, subject to executing non-disclosure agreements with the Department, to worksheets that will be prepared by LEI for the baseline analysis as well as for all conforming, short-listed project proposals bid by NRG. These worksheets will contain annual energy, capacity, and LFRM prices, as well as the total amount of capacity cleared in the FCM and LFRM markets. The worksheets will also contain annual cost to load projections for each market for the baseline and all of the conforming short-listed NRG projects, as requested by NRG. The data contained in these worksheets will enable NRG to assess whether or not its projects have been fairly assessed and evaluated. The worksheets address most of NRG's data requests 1 and 2, though access will be limited only to the baseline model and NRG's actual proposed project models.

The only reason that NRG was granted intervenor status in this proceeding is so that it could test whether its projects should have been selected. The Department finds that the information sought in request number 3, which seeks modeling inputs that were the same for all projects analyzed, is not relevant in light of NRG's stated purpose in its motion to intervene of testing whether or not its base load project should have been selected.

In Docket No. 05-07-14PH02, the Department approved a protective order that is being used in this proceeding. The Department requests that NRG and CRA promptly revise that protective order to facilitate the disclosure of the above-described protected information and submit a clean and redlined version of their proposed protective order to the Department. Upon final approval of the protective order, NRG and CRA will be granted access to the information if they submit to the Department signed Non-Disclosure Agreements for each person seeking access to the information.

Sincerely,

DEPARTMENT OF PUBLIC UTILITY CONTROL

Louise E. Rickard
Acting Executive Secretary

cc: Service List

SERVICE LIST

LIST OF PARTIES AND INTERVENORS
SERVICE LIST

Status Granted	Document Service	Status Holder (name, address & phone number)	Representative (name, address & phone number)
Applicant	<input checked="" type="checkbox"/> U.S. Mail	The Connecticut Light & Power Co. P.O. Box 270 Hartford, CT 06141-0270	Robert E. Carberry, Manager NEEWS Projects Siting and Permitting Northeast Utilities Service Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-6774 carbere@nu.com
	<input checked="" type="checkbox"/> E-mail		Duncan MacKay, Esq. Legal Department Northeast Utilities Service Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-3495 mackadr@nu.com
	<input checked="" type="checkbox"/> U.S. Mail		Jeffrey Towle, Project Manager Transmission, NEEWS Northeast Utilities Service Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-3962 towlejm@nu.com
	<input checked="" type="checkbox"/> U.S. Mail		Anthony M. Fitzgerald, Esq. Brian T. Henebry, Esq. Carmody & Torrance LLP P.O. Box 1950 New Haven, CT 06509 (203) 777-5501 afitzgerald@carmodylaw.com bhenebry@carmodylaw.com
Intervenor (granted on February 19, 2009) Competing Applicant as of 03/19/2009	<input checked="" type="checkbox"/> U.S. Mail	NRG Energy, Inc.	NRG Energy, Inc. c/o Julie L. Friedberg, Senior Counsel – NE 211 Carnegie Center Princeton, NJ 08540
	<input checked="" type="checkbox"/> U.S. Mail		Andrew W. Lord, Esq. Murtha Cullina LLP CityPlace I, 185 Asylum Street Hartford, CT 06103-3469 (860) 240-6180 (860) 240-5723 – fax alord@murthalaw.com

LIST OF PARTIES AND INTERVENORS
SERVICE LIST

Status Granted	Document Service	Status Holder (name, address & phone number)	Representative (name, address & phone number)
<p style="text-align: center;">Party (granted on April 7, 2009)</p>	<input checked="" type="checkbox"/> U.S. Mail	City of Meriden	Deborah L. Moore, City Attorney Meriden City Hall Department of Law 142 East Main St. Meriden, CT 06450 (203) 630-4045 (203) 630-7907 – fax dmoore@ci.meriden.ct.us
	<input checked="" type="checkbox"/> U.S. Mail		Lawrence J. Kendzior, City Manager Meriden City Hall 142 East Main St. Meriden, CT 06450 lkendzior@ci.meriden.ct.us
<p style="text-align: center;">Party (granted on April 7, 2009)</p>	<input checked="" type="checkbox"/> E-Mail	The United Illuminating Company (UI)	John J. Prete The United Illuminating Company 157 Church Street, P.O. Box 1564 New Haven, CT 06506-1904 (203) 499-3701 (203) 499-3728 news-ui@uinet.com
	<input checked="" type="checkbox"/> E-Mail		Linda L. Randell Senior Vice President, General Counsel and Corporate Secretary UIL Holdings Corporation 157 Church St., P.O. Box 1564 New Haven, CT 06506-0901 (203) 499-2575 (203) 499-3664 Linda.randell@uinet.com
	<input checked="" type="checkbox"/> E-Mail		Bruce L. McDermott Wiggin and Dana LLP One Century Tower New Haven, CT 06508-1832 (203) 498-4340 (203) 782-2889 bmcdermott@wiggin.com

**LIST OF PARTIES AND INTERVENORS
SERVICE LIST**

Status Granted	Document Service	Status Holder (name, address & phone number)	Representative (name, address & phone number)
Party (granted on June 4, 2009)	<input checked="" type="checkbox"/> E- Mail	Citizens Against Overhead Power Line Construction continued...	Matthew C. McGrath Attorney at Law 4 Richmond Road West Hartford, CT 06117 (860) 878-0158 (860) 570-1203 – fax McGrath@McGrathLaw.Pro
Intervenor (granted on July 21, 2009)	<input checked="" type="checkbox"/> E- Mail <input checked="" type="checkbox"/> E- Mail	Massachusetts Municipal Wholesale Electric Company (MMWEC)	Nicholas J. Scobbo, Jr. Bruce F. Anderson Ferriter Scobbo & Rodophele, PC 125 High Street Boston, MA 02110 (617) 737-1800 ext. 234 (617) 737-1803 fax nscobbo@ferriterscobbo.com Edward Kaczenski Manager, Generation Services Massachusetts Municipal Wholesale Electric Company 327 Moody St., P.O. Box 426 Ludlow, MA 01056 banderson@ferriterscobbo.com
	<input checked="" type="checkbox"/> E-Mail	Massachusetts Energy Facilities Siting Board (MA EFSB)	Stephen August Selma Urman Presiding Officers Energy Facilities Siting Board One South Station Boston, MA 02110 (617) 305-3525 (617) 443-1116 - fax Stephen.August@state.ma.us