

From: [Welch, Thomas L](#)
To: [Heather Hunt](#); [Esty, Daniel](#); [Woodcock, Patrick C](#); [Marion Gold](#); ["Recchia, Chris"](#); [McNamara, Ed](#); [Scott, Robert](#); [Hatfield, Meredith](#); [McCluskey, George](#); [Berwick, Ann \(DPU\)](#); [Sylvia, Mark \(ENE\)](#); [Jhaveri, Birud \(ENE\)](#); [Kates-Garnick, Barbara \(ENV\)](#); [Nick Ucci](#); [katie dykes](#); [Steven Clarke](#)
Cc: [Jason Marshall](#); [Jeff Bentz](#); [Dorothy Capra](#); [Ben D'Antonio](#); [Allison Smith](#)
Subject: RE: legal issues call reminder: Thurs. 2:30
Date: Thursday, February 06, 2014 7:54:40 AM

Heather:

Thanks. Unfortunately, due to activity at my legislative oversight committee, I will be unable to make today's call.

For the benefit of those who were not on the calls with Kinder-Morgan and PNGTS/TransCanada, both were, like Spectra, willing (and even anxious) to remain engaged in the discussions concerning how best to structure contracts and a tariff to support additional pipeline construction into New England. Kinder-Morgan did indicate that their target date for gas flowing is now 2018 (it had been 2017). Kinder-Morgan also said that it will move forward if it has commitments for at least 600 mmcf/day, with the project "scalable" to about 1.2 billion. PNGTS could, with compression, increase its current size of 168 mmcf/day to about 300, but could build additional subject to upstream (i.e. TransCanada) commitments.

We told the companies that ISO and NESCOE/NESCOE counsel would be moving very quickly to work on possible language for a tariff, and that that group would be reaching out to the various pipeline companies (among others) for input. All the companies (Spectra, KM and PNGTS) said they would make appropriate resources available as needed.

Please let me know if you have any questions concerning the calls.

Tom Welch

From: Heather Hunt [<mailto:heatherhunt@nescoe.com>]
Sent: Wednesday, February 05, 2014 3:26 PM
To: Heather Hunt; Esty, Daniel; Welch, Thomas L; Woodcock, Patrick C; Marion Gold; 'Recchia, Chris'; McNamara, Ed; Scott, Robert; Meredith Hatfield; George.McCluskey@puc.nh.gov; Berwick, Ann (DPU); Sylvia, Mark (ENE); Jhaveri, Birud (ENE); Kates-Garnick, Barbara (ENV); Nick Ucci; katie dykes; Steven Clarke
Cc: Jason Marshall; Jeff Bentz; Dorothy Capra; Ben D'Antonio; Allison Smith
Subject: legal issues call reminder: Thurs. 2:30

This is a reminder that we have a legal issues call tomorrow/Thursday at 2:30 pm (404-920-6777; Code:54 79 3643#)

Attendees: States, attorneys from Miller Balis (now McCarter English) and ISO-NE.

Objective: The objective of the call is to review and discuss the legal issues associated with 1) the rebundling suggestion on the electric transmission side and 2) the NH/VT alternative gas proposal. After discussion, identify whether there is agreement on the directional approach on either at this point in time. If there is concurrence about either, identifying that sooner rather than later will help focus time on work products and conversations that are most likely to be used and useful.

Call Material: See email dated Friday Jan 31 at 5:53 pm. See documents labeled "Gas Infra Alt Proposal Memo Final" and "MBO Transmission Memo". See also memo attached labeled "Alaska Capacity Release Waiver", which may come up on the call. The series of other documents (potential time frames, RFPs, etc. will be discussed at the in-person meeting on 2/14)

Sequence of Discussion: (subject to confirmation at the beginning of the call). The gas portion may

be a longer discussion than the transmission discussion to allow among other things discussion by VT/NH of their proposal.

I. Electric Transmission Rebundling

- A) McCarter English: 3 minute bottom line conclusion (call will assume everyone has read materials)
- B) ISO: view of proposal and/or McCarter English memo (concur, disagree or add color)
- C) Questions from any state to McCarter English or to ISO
- D) Round to each state to determine whether there is a collective view whether to continue to consider rebundling or to focus on other pathways (detailed discussion of other pathways, such as PPA issues, to follow on 2/14)
- E) Identify whether any additional work beyond docs circulated on Jan 31st would advance discussion on Feb 14th

II. NH/VT Alternative Gas Proposal

- A) McCarter English: 3 minute bottom line conclusion
- B) ISO: view of proposal and/or of McCarter English memo
- C) Questions from any state to McCarter English or to ISO to ensure understanding of memo and ISO's view
- D) NH and VT: discussion opportunity followed by questions from others to NH/VT
- E) Round to each state to determine whether there is a collective view on continuing to consider alternative proposal
- F) Identify whether any additional work beyond docs circulated on Jan 31st would advance discussion on Feb 14th

III. ISO: Status Report on Drafting of Gas-related Tariff

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