

**STATE OF NEW YORK DEPARTMENT OF PUBLIC SERVICE  
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January 11, 2008

Hon. Rafael E. Epstein  
Administrative Law Judge  
Department of Public Service  
Three Empire State Plaza  
Albany, New York 12223-1350

Re: Case 07-M-0906 – Iberdrola, S.A., Energy East Corporation, et al. –  
Acquisition of Energy East.

Dear Judge Epstein:

Enclosed please find Staff's Testimony and Exhibits in this proceeding, which have been served on all parties via regular mail and e-mail. Trade Secret and Highly Trade Secret Testimony has been served on the Petitioners and CPB. Only today, however, did Staff discover a serious flaw in the trade secret procedures in effect for this proceeding. That flaw prevents service of Staff's trade secret testimony today, and that matter will have to be worked out next week.

Because parties already have the Trade Secret and Highly Sensitive Trade Secret materials Staff relied upon as confidential exhibits, separate trade secret exhibits were not prepared. Such exhibits, however, will be available for admission on the record at the hearing. Finally, the exhibits that are trade secret and highly trade secret are indicated at Exhibit \_\_\_\_ (Policy Panel – 2).

Very truly yours,

Leonard Van Ryn  
Staff Counsel

Enclosures  
cc: All Active Parties