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July 23, 2010

HAND-DELIVERED

Ms. Luly E. Massaro, Clerk
Rhode Island Public Utilities Commission
89 Jefferson Boulevard
Warwick, RI 02888

RE: *Review of Amended Power Purchase Agreement between Narragansett Electric Company, d/b/a National Grid and Deepwater Wind Block Island, LLC Pursuant to R.I.G.L. §39-26.1-7, Docket No. 4185*

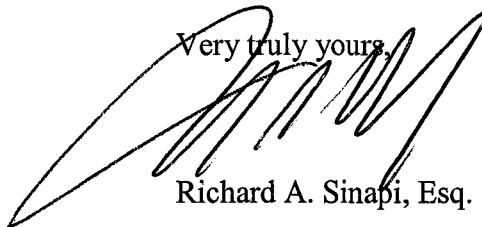
Dear Ms. Massaro,

Please find enclosed for filing an original and twelve (12) copies of the Rhode Island Building and Construction Trades Council's Objection to TransCanada Power Marketing Ltd.'s Motion to Dismiss relative to the above captioned docket.

An electronic copy is also being served upon the Commission and the Service List.

If you have any questions regarding the foregoing, please contact the undersigned at the below Cranston address.

Very truly yours,



Richard A. Sinapi, Esq.

RAS/ras

cc: Client
Docket 4185 service list

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
PUBLIC UTILITIES COMMISSION**

**IN RE: REVIEW OF AMENDED POWER :
PURCHASE AGREEMENT BETWEEN :
NARRAGANSETT ELECTRIC COMPANY, : DOCKET NO. 4185
d/b/a NATIONAL GRID AND DEEPWATER :
WIND BLOCK ISLAND, LLC PURSUANT :
TO R.I. GEN.LAWS § 39-26.1-7 :**

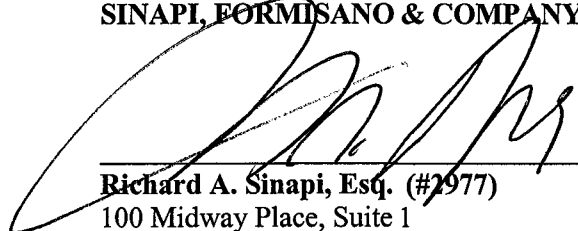
**THE RHODE ISLAND BUILDING AND CONSTRUCTION TRADES COUNCIL'S OBJECTION TO
TRANSCANADA POWER MARKETING LTD.'S MOTION TO DISMISS**

Now comes the Rhode Island Building and Construction Trades Council ("RIBCTC") and does hereby object to TransCanada Power Marketing Ltd.'s ("TransCanada") Motion to Dismiss, and as grounds therefore and in support thereof states that the Long-Term Contracting Statute, R.I.G.L. §§39-26.1-1 through 26.1-8, does not violate the Commerce Clause, insofar as it does not on its face provide a competitive advantage to in state businesses over out of state businesses, while, as applied, the Public Utilities Commission ("P.U.C.") is currently considering a power purchase agreement with an *out of state* company. Finally, no citation to authority is necessary for the proposition that state promotion of economic development or a particular project within the boundaries of a state does not violate the Commerce Clause, where, as here, out of state competitors are not disfavored as compared to in state competitors.

RIBCTC further hereby adopts, affirms and relies upon the grounds set forth in the filings of National Grid and Deepwater Water Wind Block Island, LLC in opposition to TransCanada's Motion to Dismiss.

WHEREFORE, RIBCTC respectfully prays that the P.U.C. deny TransCanada's Motion to Dismiss.

**Rhode Island Building and Construction Trades Council,
By its attorneys,
SINAPI, FORMISANO & COMPANY, LTD.**

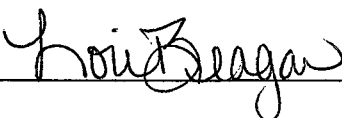


Dated: July 23, 2010

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CERTIFICATION

I hereby certify that on the **23rd day of July, 2010**, a copy of the foregoing document was caused to be served upon the individuals on the below service list.



**National Grid – Review of Proposed Town of New Shoreham Project
Docket No. 4185 – Service List Updated 7/22/10**

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