



THE COMMONWEALTH OF MASSACHUSETTS
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January 27, 2003

Mary Cottrell, Secretary
Department of Telecommunications and Energy
One South Station, 2nd Floor
Boston, MA 02110

Re: Cambridge Electric Light Company, D.T.E. 02-76

Dear Secretary Cottrell:

For the reasons set forth below, the Attorney General provides notice of his intent not to file a brief in connection with the Department of Telecommunications and Energy's ("Department") consideration of the petition filed by the Cambridge Electric Light Company, d/b/a NSTAR Electric ("NSTAR" or "Company") seeking approval of the divestiture of the Blackstone Street Facility ("Blackstone Facility").

On November 21, 2002, the Company filed its request to sell the Blackstone Facility to the Presidents and Fellows of Harvard University ("Harvard") pursuant to the Restructuring Act of 1997. The Blackstone Facility in Cambridge houses a steam plant that provides steam to Harvard University and a now non-functioning electric 15.6 megawatt generation plant built in 1928. The proposed sale price is \$14.6 million. The Company separated out the Blackstone Facility from the rest of its 1998 generation asset divestiture because Harvard holds a contractual right of first offer that obligates the Company to offer the facility first to Harvard before selling to a third party.

Based upon a review of the record evidence relevant to the issues before the Department in light of the novel circumstances of this case, the Attorney General has not identified any issues which require comment and, thus will not submit an initial brief. The Attorney General reserves the right to file a reply brief upon review of the initial briefs of the other parties.

Sincerely,

Alexander J. Cochis
Assistant Attorney General

cc: Service List