

STATE OF CONNECTICUT  
CONNECTICUT SITING COUNCIL

IN RE: :  
 :  
APPLICATION OF NTE CONNECTICUT, LLC : DOCKET NO. 470  
FOR A CERTIFICATE OF ENVIRONMENTAL :  
COMPATIBILITY AND PUBLIC NEED FOR :  
THE CONSTRUCTION, MAINTENANCE AND :  
OPERATION OF AN ELECTRIC POWER :  
GENERATING FACILITY OFF LAKE ROAD, :  
KILLINGLY, CONNECTICUT : FEBRUARY 24, 2017

**RESPONSE OF NTE CONNECTICUT, LLC TO OPPOSITION  
FILED BY NOT ANOTHER POWER PLANT, WYNDHAM LAND TRUST,  
SIERRA CLUB AND CONNECTICUT FUND FOR THE ENVIRONMENT**

NTE Connecticut, LLC (“NTE”), as the applicant, hereby respectfully submits this response to statements filed on behalf of Not Another Power Plant (“NAPP”), the Wyndham Land Trust (“WLT”), the Sierra Club, and Connecticut Fund for the Environment (“CFE”) (collectively the “Opposition Parties”) opposing NTE’s Motion to Reopen Record for Limited Purpose and to Modify Briefing Schedule. The Opposition Parties are proposing to have the Council simply take administrative notice of a summary of Forward Capacity Auction 11, thus depriving the Council of a complete record on an important topic.<sup>1</sup> The minimal additional time and expense that may result from reopening the record are not sufficient reasons to justify excluding the Council the opportunity to examine the results of FCA 11 and barring NTE from discussing the results of the auction. The Opposition Parties also suggest that the testimony that NTE seeks to introduce is not new. This is simply wrong. The Council should be permitted to

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<sup>1</sup> Because NTE believes it is important for the Council to have complete and accurate information on the FCA 11 results in the Docket No. 470 record, it does not object to the Opposition Parties’ request to have a summary of the auction results administratively noticed by the Council.

hear testimony, and inquire, about the auction results, NTE's level of participation in the auction, the reasons NTE ultimately withdrew from the auction, and its current position regarding the need for the facility and whether it would construct the facility absent securing a capacity supply obligation in a future auction. None of this information was available to NTE or the Council at the close of the evidentiary hearing.

Therefore, NTE respectfully requests that the Council reopen the record for the limited purpose of admitting the testimony of NTE on the limited topic of the FCA 11 auction results and NTE's position regarding both the auction and future auction results, and allowing Council members and other parties to ask questions related to that testimony.

Respectfully submitted,  
NTE CONNECTICUT, LLC

By  \_\_\_\_\_

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**CERTIFICATION OF SERVICE**

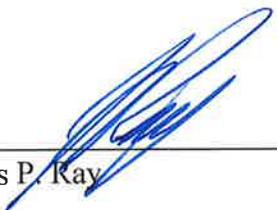
I hereby certify that on this 24<sup>th</sup> day of February 2017, a copy of the foregoing was sent via electronic mail and first class U.S. Mail, to the following:

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James P. Ray