



REID AND RIEGE, P.C.

COUNSELLORS AT LAW

JOHN R. BASHAW
ATTORNEY

ONE FINANCIAL PLAZA
HARTFORD, CT 06103

Phone: (860) 240-1053

Cell: (203) 314-8070

Fax: (860) 240-1002

jbashaw@rrlawpc.com

www.rrlawpc.com

October 31, 2016

VIA FIRST CLASS MAIL AND ELECTRONIC MAIL

Melanie A. Bachman, Esq.
Acting Executive Director
Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051

**Re: Docket No. 470 – Request for Clarification regarding procedure for Nov. 3,
2016 Evidentiary Hearing**

Dear Attorney Bachman:

Not Another Power Plant (“NAPP”), Wyndham Land Trust, Connecticut Fund for the Environment (“CFE”) and Sierra Club submit this request for clarification regarding the procedure of the forthcoming November 3, 2016 hearing in Docket No. 470. The Connecticut Siting Council (the “Council”) currently has three pending petitions for party status filed by the CFE, Wyndham Land Trust, and the Sierra Club. The Applicant has also filed a Motion for a Protective Order concerning NAPP’s Interrogatory Requests, a Non-Disclosure Agreement has not been approved, and no party has had an opportunity to review the substance of the redacted responses. Finally, in its prehearing filing package, the Applicant declined to pre-file any direct testimony and did not identify any substantive areas of testimony for its listed witnesses.

In light of the foregoing, NAPP, Wyndham Land Trust, CFE and the Sierra Club respectfully request a pre-hearing conference call with counsel for the Council, the Applicant, and with the Town of Killingly (the other party to this matter), to clarify the procedure for the November 3rd hearing.

Specifically, we seek clarification regarding the following questions:

1. Will all pending petitions and other motions before the Council concerning this matter be addressed prior to beginning the evidentiary hearing?
2. In the absence of pre-filed testimony by the Applicant, how will presentation of testimony and cross-examination proceed? At the present time the parties only have a list of witnesses for NTE with resumes with no indication regarding what testimony, if any, is going to be provided by each person. Consistent with the October 19, 2016 Revised Schedule, we had anticipated seeing pre-filed testimony of NTE witnesses by

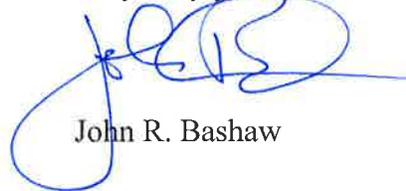
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October 27, 2016 which would have informed the Council and the other parties what portions of the Application would be addressed by specific witnesses.

3. Confirming our discussion at the initial scheduling conference, entities that filed petitions for party status on or about October 27 will be provided the opportunity to submit interrogatories to NTE and to conduct cross examination of NTE witnesses at the November 15, 2016 hearing or at a later date.
4. For witnesses that NTE intends to tender regarding topics covered by the redacted NAPP interrogatory responses, will NTE be required to make these witnesses available for cross-examination at a later date after NTE's Motion for a Protective Order is resolved?

We thought that a coordinating conference call might help address some of these questions. Thank you.

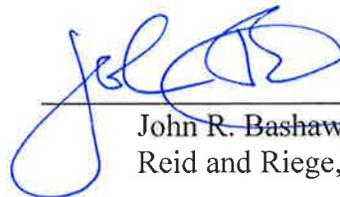
Very truly yours,



John R. Bashaw

CERTIFICATION OF SERVICE

I hereby certify that copy of the foregoing document was delivered via electronic mail to persons on the attached service list on October 31, 2016.



John R. Bashaw, Esq.
Reid and Riege, P.C.

LIST OF PARTIES AND INTERVENORS
SERVICE LIST

Status Granted	Document Service	Status Holder (name, address & phone number)	Representative (name, address & phone number)
Applicant	<input checked="" type="checkbox"/> E-mail	NTE Connecticut LLC	<p>Kenneth C. Baldwin, Esq. Earl W. Phillips, Jr., Esq. Robinson & Cole LLP 280 Trumbull Street Hartford, CT 06103-3597 (860) 275-8200 kbaldwin@rc.com ephillips@rc.com</p> <p>Mark Mirabito, Vice President NTE Connecticut, LLC 24 Cathedral Place, Ste. 300 St. Augustine, FL 32804 mmirabito@nteenergy.com kec.notices@nteenergy.com</p> <p>Chris Rega, Senior Vice President Engineering & Construction NTE Energy, LLC 800 South Street, Ste. 620 Waltham, MA 02453 crega@nteenergy.com</p>
Party & CEPA Intervenor (Approved 9/29/16)	<input checked="" type="checkbox"/> E-mail	Not Another Power Plant	<p>John Bashaw, Esq. Mary Mintel Miller, Esq. Reid and Riege, P.C. One Financial Plaza, 21st Floor Hartford, CT 06103 jbashaw@rrlawpc.com mmiller@rrlawpc.com</p>
Party (Approved 9/29/16)	<input checked="" type="checkbox"/> E-mail	Town of Killingly	<p>Sean Hendricks Town Manager Town of Killingly 172 Main Street Killingly, CT 06239 shendricks@killinglyct.org</p>