



STATE OF CONNECTICUT  
*CONNECTICUT SITING COUNCIL*

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**VIA ELECTRONIC MAIL**

July 20, 2020

Patrick E. Power, Esq.  
David M. Cusick, Esq.  
Howd, Lavieri & Finch, LLP  
682 Main Street  
Winsted, CT 06098  
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RE: **PETITION NO. 1408** – FairWindCT, Inc., et al petition, pursuant to Connecticut General Statutes §4-176, for a declaratory ruling that: (a) the January 9, 2020 Development and Management Plan (D&M Plan) Modification submitted by BNE Energy, Inc. in Petition No. 983 conflicts with the Connecticut Siting Council's (Council) June 2, 2011 final decision on Petition No. 983; (b) the Council did not have jurisdiction over the D&M Plan Modification; (c) the Council did not have statutory authority to approve the D&M Plan Modification; (d) the D&M Plan Modification violated due process rights; and (e) the D&M Plan Modification violates the Connecticut Environmental Protection Act.

Dear Attorney Power and Attorney Cusick:

The Connecticut Siting Council (Council) is in receipt of your letter of July 20, 2020, requesting Party status for the Town of Colebrook in Petition No. 1408.

Your request will be placed on the next meeting agenda, a copy of which will be sent to you. You will be notified of the Council's determination immediately thereafter.

All documents filed to date are available at the Council's office or on our website under pending matters.

Please contact me if you have any questions.

Sincerely,

*s/Melanie A. Bachman*

Melanie A. Bachman  
Executive Director

MB/MP/laf

c: Council Members  
The Honorable Thomas D. McKeon, First Selectman, Town of Colebrook  
Service List, dated July 16, 2020