December 28, 2006

Connecticut Siting Council Ten Franklin Square New Britain, CT 06051

Attn: Robert D. Mercier, Siting Analyst

Re: Petition No. 754

Best Management Practices

Dear Mr. Mercier,

The notice of the hearing scheduled for January 9, 2007 in the above matter directs that pre-filed testimony be submitted on or before January 3, 2007. As you know, The Connecticut Light and Power Company and The United Illuminating Company (the "Companies") previously submitted pre-filed testimony, on which they were cross-examined at the hearing held on April 20, 2006. The Companies do not anticipate submitting further pre-filed testimony or other new material. However, I wish to call to your attention, and to the attention of the intervenors, various submissions that have been filed in this proceeding by or on behalf of the Companies since the last hearing, and various filings in Docket 272 of which the Council has taken notice in this proceeding, as to which the Companies will offer witnesses for questioning at the January 9, 2007 hearing.

## A. <u>Materials Submitted Since the April 20, 2006 Hearing</u>

Since the April 20, 2006 hearing, the Companies have submitted the following documents in this proceeding:

- 1. Companies' Initial Post-Hearing Comments, d. April 20, 2006
- 2. Companies' Comments on the May 4, 2006 Draft EMF BMP's, d. June 1, 2006
- 3. Companies' Comments on the August 9, 2006 and September 29 Draft EMF BMP's, dated October 26, 2006
- 4. Comments of Dr. Michael H. Repacholi Concerning the Council's Proposed Revised Electric and Magnetic Field Best Management Practices, dated October 26, 2006

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Items 1-3 are signed by Atty. McDermott and by me on behalf of the Companies, and consist primarily of editorial comments and policy suggestions. If the Council has any questions on these documents, they can be answered by counsel or by the Companies' witnesses who have been previously sworn (Mr. Carberry and Ms. Shanley), as appropriate.

As to Item 4, Dr. Repacholi will be present at the hearing to answer questions about his comments, and will adopt his comments as testimony. Dr. Repacholi will also be prepared to present a very brief overview of his comments, should the Council want one.

## B. Docket 272 Materials

The Hearing Program for the April 20, 2006 hearing stated that the Council will take administrative notice of, among other things, the "Record regarding Electric and Magnetic Fields" in Docket 272. The Companies submit that the following items in that record are particularly pertinent to this proceeding:

- 1. Supplemental Testimony of Dr. William H. Bailey Concerning Passive Regulatory Responses with Respect to 60 HZ Electric and Magnetic Fields, dated May 3, 2004 (Companies' Ex. 75)
- 2. Supplemental Testimony II of Dr. William H. Bailey Concerning Options To Establish 'Buffer Zones' by Reducing 60-HZ Magnetic Fields, dated July 19, 2004 (Companies' Ex. 124)
- 3. Supplemental Testimony III of Dr. William H. Bailey Concerning Magnetic Field Exposure Policy, dated October 12, 2004 (Companies' Ex. 169)
- 4. Vermont Department of Health, Division of Health Protection: Position Paper on Electric and Magnetic Power Frequency Fields and the Velco Northwest Vermont Reliability Project (Dec. 15, 2003) (Companies' Administrative Notice Item 29)
- 5. Vermont Public Service Board, Order re: Docket 6860, Northwest Vermont Reliability Project, Jan. 28, 2005 (EMF Excerpts) (Companies' Administrative Notice Item 29, Tr. 2/10/05, p. 29)

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The Companies will offer Dr. Bailey as witnesses at the January 9, 2006 hearing to answer any questions relating to these submissions. He will also be prepared to present a brief overview of his prior testimony, should the Council want one.

## C. Request to Take Administrative Notice of 2006 Life Cycle Report

The Companies respectfully request that the Council take administrative notice of the Final Report prepared by KEMA Inc. in the Council's Docket LIFE CYCLE 2006 – Connecticut Siting Council Investigation into the Life Cycle Costs of Electric Transmission Lines, particularly Section 8, "Cost Effects of EMF Mitigation."

For convenience of reference, we are providing copies of the documents listed in Part B above and Section 8 of the Life Cycle Cost Report to the service list. We are also enclosing two copies of each of the documents listed in Part B for the use of the Council. The submissions listed in Part A have, of course, previously been filed in this proceeding and provided to the service list.

Very truly yours,

ANTHONY M. FITZOTRALD

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