

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 : MARCH 22, 2017

**OBJECTION OF NTE CONNECTICUT, LLC TO THE REQUEST FOR  
ADMINISTRATIVE NOTICE FILED BY NOT ANOTHER  
POWER PLANT, WYNDHAM LAND TRUST, AND THE SIERRA CLUB**

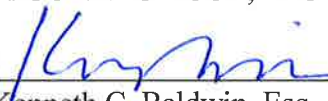
NTE Connecticut, LLC (“NTE”), the applicant in the above captioned proceeding hereby objects to the Request for Administrative Notice filed on behalf of Not Another Power Plant (“NAPP”), the Wyndham Land Trust (“WLT”), and the Sierra Club (collectively the “Opposition Parties”). The Opposition Parties are asking the Council to take administrative notice of the Draft 2017 CELT ISO-NE Annual Energy and Summer Peak Forecast recently released by ISO-NE. For the reasons set forth below, the Council should deny this request.

The evidentiary record in this matter initially closed on January 26, 2017. On March 2, 2017 the Council reopened the evidentiary record and scheduled a hearing for March 23, 2017 for the limited purpose of hearing evidence related to ISO-NE’s Forward Capacity Auction 11 (“FCA 11”) which took place in February, 2017, and NTE’s participation in that auction. The Opposition Parties, on the eve of that limited purpose hearing, now seek to have the Council take notice of a draft document that is not related to FCA 11. The Council should deny this request, because (1) the request is late; (2) the document is, by its very title, a “draft”, and therefore

unreliable and subject to change; (3) the document does not relate to FCA 11 and is therefore outside the scope of the reopened evidentiary hearing; and (4) the Opposition Parties' characterization of the document and its significance to FCA 11 are inaccurate. Allowing notice of this document would prejudice NTE and impermissibly expand the scope of the March 23, 2017 hearing.

For these reasons, NTE respectfully requests that the Opposition Parties' request be denied.

Respectfully submitted,  
NTE CONNECTICUT, LLC

By  \_\_\_\_\_

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**CERTIFICATION OF SERVICE**

I hereby certify that on this 22<sup>nd</sup> day of March 2017, a copy of the foregoing was sent via electronic mail and first class U.S. Mail, to the following:

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Kenneth C. Baldwin