



# STATE OF CONNECTICUT

## CONNECTICUT SITING COUNCIL

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DATE: February 27, 2015

TO: Parties and Intervenors

FROM: Robert Stein, Chairman *RS/MAB*

RE: **DOCKET 192B**- CPV Towantic, LLC Motion to Reopen and Modify the June 23, 1999 Certificate of Environmental Compatibility and Public Need based on changed conditions pursuant to Connecticut General Statutes §4-181a(b) for the construction, maintenance and operation of a 785 MW dual-fuel combined cycle electric generating facility located north of the Prokop Road and Towantic Hill Road intersection in the Town of Oxford, Connecticut.

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Effective immediately, Connecticut Siting Council (Council) member, Dr. Klemens is hereby recused from any further participation in the above-referenced matter.

On October 8, 2001, two years after the Council rendered a final decision on the original Docket 192 application, Dr. Klemens conducted a field investigation of the proposed Woodruff Hill Industrial Park in Oxford on behalf of the Town of Middlebury. The Town of Middlebury was a party to the Docket 192 proceeding on the application for a Certificate of Environmental Compatibility and Public Need (Certificate) and is a party to the currently pending Docket 192B proceeding on the motion to reopen and modify the Certificate based on changed conditions. The Town of Middlebury took a position in opposition to the Towantic electric generating facility when it was originally proposed in 1999, as well as filed two appeals to the Superior Court related to the Council's 1999 final decision to approve construction, maintenance and operation of the Towantic electric generating facility.

Although Dr. Klemens believes he has conducted himself impartially in his participation thus far in this proceeding, to avoid even the appearance of impropriety, Dr. Klemens is hereby recused from any further participation in this matter.

RS/MAB/cm