

April 11, 2011

VIA FEDERAL EXPRESS

Ms. Linda Roberts  
Executive Director  
Connecticut Siting Council  
Ten Franklin Square  
New Britain, CT 06051

Re: Docket No. 316 - Reopening  
Existing Tower @ 50 Fairchild Road, Middletown, CT  
Modifications to Decision & Order Conditions 1 & 2  
10' Tower Extension and Platform Proposed By AT&T

Dear Ms. Roberts:

We are writing to you on behalf of the Certificate Holder, SBA Infrastructure LLC ("SBA") and New Cingular Wireless PCS LLC ("AT&T") in furtherance of the Council's motion to reopen Docket No. 316. Please be advised that SBA and AT&T have agreed to act jointly for purposes of the reopening which will explore AT&T's proposed extension of the tower and use of a platform for its antennas and other equipment. SBA and AT&T have also requested and agreed to have our office jointly represent them for purposes of the reopening. As such, we would respectfully request that AT&T be named an intervenor and grouped with SBA as the Certificate Holder for purposes of the Council's reopening and that our office be noted as counsel of record for both as part of the reopened Docket No 316.

We would also request that this matter be added on to the Council's April 18, 2011 agenda to schedule a hearing. In this regard, we note that Section 4-181(a)(b) would simply require a hearing after reasonable notice to the prior parties and intervenors as more fully set forth in Section 4-177 of the Administrative Procedure Act. As such, we would respectfully request that the hearing be scheduled for one of the Council's May 2011 meetings in New Britain and without the need for a full Siting Council site visit and hearing process in Middletown.

In support of this request, we note that our office notified abutters of the prior Petition No. 988 and we are not aware of any written objections to this merits of AT&T's proposal. We are not anticipating significant participation by others given the limited nature of the proceeding and project. Additionally, we believe the merits of the reopening can be addressed efficiently with the materials AT&T already supplied to the Council as part of Petition No. 988 and any follow up CSC interrogatories. As such, we anticipate presenting witnesses for cross examination to address the need for and any visual effects associated with the use of a platform as compared with flush

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mount antennas in support of the changed circumstances that warrant a modification to SBA's Certificate. Accordingly, we are of the opinion the merits of the Council's reopening can be addressed by the Council with a 1-2 hour hearing session in New Britain through cross-examination of AT&T's witnesses.

Thank you for your consideration.

Very truly yours,



Christopher B. Fisher

CBF:yp

cc: Parties & Intervenors  
Melanie Bachman, Esq., CSC Counsel  
David Martin, CSC Analyst  
Ernest Lacasse, SBA  
Michele Briggs, AT&T

CERTIFICATE OF SERVICE

I hereby certify that on this day, an original and fifteen copies of Cuddy & Feder LLP's April 11, 2011 letter (constituting AT&T's intervention request) were served on the Connecticut Siting Council by overnight mail with a copy by overnight mail to:

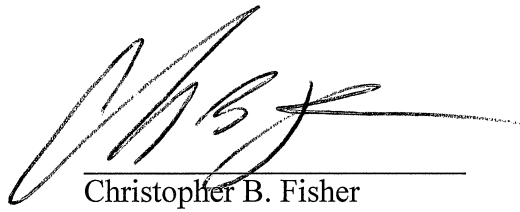
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Dated: April 11, 2011



Christopher B. Fisher