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September 11, 2009

## VIA HAND DELIVERY & EMAIL

Stephen August, Presiding Officer Energy Facilities Siting Board One South Station Boston, MA 02110

RE: Western Massachusetts Electric Company, EFSB 08-2/DPU 08-105/DPU 08-106 and Connecticut Siting Council Docket Nos. 370A and 370B

Dear Presiding Officer August:

Pursuant to the September 1, 2009, notice issued jointly by the Massachusetts Energy Facilities Siting Board ("EFSB") and Connecticut Siting Council ("CSC"), requesting that parties notify the CSC and EFSB of their intent to participate in, and cross examine witnesses during the joint hearings to be held by the EFSB and CSC on September 22 and 23, 2009, the Massachusetts Municipal Wholesale Electric Company ("MMWEC") offers the following notice of intent.

MMWEC will participate in the joint hearings as being represented by counsel. However, at this time, MMWEC does not anticipate cross-examining any witnesses during the joint hearings. The CSC granted Citizens Against Overhead Power Line Construction's ("CAOPLC") request to file direct testimony and/or interrogatories specific to the joint hearing subject matter. The CSC ordered CAOPLC to file such testimony or interrogatories on or before September 15, 2009. As of today, MMWEC has not received CAOPLC's pre-filed evidence. Therefore, MMWEC has not had the opportunity to review such evidence to determine whether MMWEC needs to cross-examine CAOPLC's witness(es). Accordingly, once MMWEC receives, and has had an opportunity to review the CAOPLC evidence, it will notify the EFSB and CSC as to whether MMWEC intends to cross-examine CAOPLC's witness(es). Similarly, it is impossible, at this time, to determine whether certain testimony given, or evidence presented, during the joint hearings, may give rise to MMWEC's cross-examination of a testifying witness. Therefore, MMWEC reserves the right to do so, should such a need arise during the joint hearings.

Please contact me should you have any questions.

Difficulty

Nicholas J. Scobbo. J.

cc: S. Derek Phelps Service List

NJS/BFA/tk

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## COMMONWEALTH OF MASSACHUSETTS ENERGY FACILITIES SITING BOARD

	)	EFSB 08-2,
WESTERN MASSACHUSETTS ELECTRIC COMPANY	)	DPU 08-105,
	)	DPU 08-106,
	)	consolidated

## **CERTIFICATE OF SERVICE**

I, Bruce F. Anderson, hereby certify that I have this 11<sup>th</sup> day of September, 2009, served a true copy of the foregoing documents upon all parties of record listed below *via* first class mail, postage pre-paid, and email to:

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Bruce F. Anderson

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