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October 8, 2009

VIA HAND DELIVERY

Mr. S. Derek Phelps
Executive Director
Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051

Re: Docket No. 370A: CL&P Application for the Greater Springfield Reliability Project and the Manchester to Meekville Junction Circuit Separation Project; and

Docket No. 370B: NRG Energy, Inc. Application Pursuant to C.G.S. § 16-50(a)(3) for Consideration of a 530 MW Combined Cycle Generating Plant in Meriden, Connecticut
Opposition to Striking the LEI Testimony

Dear Mr. Phelps:

At its September 17, 2009 meeting, the Connecticut Siting Council ("Council") considered a motion filed by NRG Energy, Inc. ("NRG") seeking access to certain price information included in the testimony of London Economics International LLC ("LEI"). The LEI testimony was sponsored by The Connecticut Light and Power Company ("CL&P") for the purpose of evaluating the comparative net economic costs or benefits of the Greater Springfield Reliability Project ("GSRP") and NRG's proposed generating plant in Meriden, Connecticut ("Meriden Project"). The Council deferred its decision on NRG's motion in order to receive comments from parties and intervenors as to whether or not the LEI testimony should be stricken from the record in its entirety.

NRG hereby registers its opposition to the striking of the LEI testimony. This testimony is highly relevant to the Council's determination as to whether the GSRP is the most appropriate alternative to the public need as determined by the Council. NRG, as the competing applicant, has a right to examine that evidence, and it would be poor procedure to strike the LEI testimony at this juncture for the reasons discussed by

Murtha Cullina LLP | Attorneys at Law

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the Office of Consumer Counsel ("OCC") in its October 6, 2009 comments, which are summarized below.

CL&P filed comments on this topic earlier today. CL&P properly concludes that the economic costs and benefits of competing projects are relevant in a proceeding of this sort and provides a comprehensive statutory analysis to support its position. CL&P goes on to posit, however, that in this case LEI's testimony regarding the net economic costs of the GSRP should remain in the record, but the LEI testimony regarding the net economic benefits of the Meriden Project should be stricken. CL&P contends that the latter testimony is of "dubious relevance" because NRG has not produced substantive evidence that the Meriden Plant could provide a reliability alternative to the GSRP. This stance is wholly inappropriate considering that (1) NRG has not even had the opportunity to present its witnesses for cross-examination, and (2) the reliability need of the GSRP has been challenged by the OCC and is a matter for determination by the Council. Furthermore, it is rather bizarre for CL&P to suggest that the Council now strike evidence that CL&P itself has placed in the record on the grounds of irrelevance. The Council should deny CL&P's request and hold the company to its filings.

The OCC also maintains that the LEI testimony is highly relevant to this proceeding and observes that it has been scrutinized in detail by Council members, staff and various docket participants during cross-examination of Ms. Frayer for a day and one half. The OCC properly recognizes that the introduction of the LEI testimony and the cross-examination of Ms. Frayer have created impressions regarding the meaning and accuracy of Ms. Frayer's conclusions, which cannot be erased by merely striking the testimony. The OCC therefore recommends that the testimony remain in the record and that the Council grant NRG's motion and its request to propound interrogatories on LEI if appropriate. NRG respectfully requests that the Council rule in this fashion.

Sincerely,

A handwritten signature in blue ink that reads "Andrew Lord (D. Kuefeld)".

Andrew W. Lord

cc: Mr. Jonathan J. Milley (NRG)
Julie L. Friedberg, Esq. (NRG)
Service List

LIST OF PARTIES AND INTERVENORS
SERVICE LIST

Status Granted	Document Service	Status Holder (name, address & phone number)	Representative (name, address & phone number)
Applicant	<input checked="" type="checkbox"/> U.S. Mail	The Connecticut Light & Power Co. P.O. Box 270 Hartford, CT 06141-0270	Robert E. Carberry, Manager NEEWS Projects Siting and Permitting Northeast Utilities Service Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-6774 carbere@nu.com
	<input checked="" type="checkbox"/> E-mail		Duncan MacKay, Esq. Legal Department Northeast Utilities Service Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-3495 mackadr@nu.com
	<input checked="" type="checkbox"/> U.S. Mail		Jeffrey Towle, Project Manager Transmission, NEEWS Northeast Utilities Service Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-3962 towlejm@nu.com
	<input checked="" type="checkbox"/> U.S. Mail		Anthony M. Fitzgerald, Esq. Brian T. Henebry, Esq. Carmody & Torrance LLP P.O. Box 1950 New Haven, CT 06509 (203) 777-5501 afitzgerald@carmodylaw.com bhenebry@carmodylaw.com
Intervenor (granted on February 19, 2009) Competing Applicant as of 03/19/2009	<input checked="" type="checkbox"/> U.S. Mail	NRG Energy, Inc.	NRG Energy, Inc. c/o Julie L. Friedberg, Senior Counsel – NE 211 Carnegie Center Princeton, NJ 08540
	<input checked="" type="checkbox"/> U.S. Mail		Andrew W. Lord, Esq. Murtha Cullina LLP CityPlace I, 185 Asylum Street Hartford, CT 06103-3469 (860) 240-6180 (860) 240-5723 – fax alord@murthalaw.com

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	<input checked="checked" type="checkbox"/> U.S. Mail <input checked="checked" type="checkbox"/> E-Mail	NRG Energy, Inc. continued...	Jonathan Milley Vice President, NE Region NRG Energy, Inc. 211 Carnegie Center Princeton, NJ 08540 (609) 524-4680 (609) 524-5160 fax Jonathan.milley@nrgenergy.com Diana M. Kleefeld, Esq. Murtha Cullina LL CityPlace I, 185 Asylum Street Hartford, CT 06103-3469 (860) 240-6035 (860) 240-5974 dkleefeld@murthalaw.com
Party (granted November 20, 2008)	<input checked="checked" type="checkbox"/> E-mail	Richard Blumenthal Attorney General	Michael C. Wertheimer Assistant Attorney General Attorney General's Office 10 Franklin Square New Britain, CT 06051 (860) 827-2620 (860) 827-2893 Michael.wertheimer@po.state.ct.us
Party (granted November 20, 2008)	<input checked="checked" type="checkbox"/> E-mail <input checked="checked" type="checkbox"/> U.S. Mail	Town of East Granby	Donald R. Holtman, Esq. Katz & Seligman, LLC 130 Washington Street Hartford, CT 06106 (860) 547-1857 (860) 241-9127 dholtman@katzandseligman.com The Honorable James Hayden First Selectman Town of East Granby P.O. Box 1858 East Granby, CT 06026

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Status Granted	Document Service	Status Holder (name, address & phone number)	Representative (name, address & phone number)
<p style="text-align: center;">Party (granted November 20, 2008)</p>	<p><input checked="" type="checkbox"/> U.S. Mail</p> <p><input checked="" type="checkbox"/> U.S. Mail</p>	<p>Town of Suffield</p>	<p>Edward G. McAnaney, Esq. McAnaney & McAnaney Suffield Village 68 Bridge Street Suffield, CT 06078 (860) 668-2000 (860) 668-2666 – fax Mcananey-mcananey@att.net</p> <p>The Honorable Scott R. Lingenfelter First Selectman Suffield Town Hall 83 Mountain Road Suffield, CT 06078</p>
<p style="text-align: center;">Intervenor (granted December 4, 2008)</p>	<p><input checked="" type="checkbox"/> E-mail</p> <p><input checked="" type="checkbox"/> U.S. Mail</p>	<p>ISO New England Inc.</p>	<p>Anthony M. Macleod Whitman Breed Abbott & Morgan LLC 500 West Putnam Avenue, P.O. Box 2250 Greenwich, CT 06830-2250 (203) 862-2458 amacleod@wbamct.com</p> <p>Kevin Flynn, Esq. Regulatory Counsel ISO New England One Sullivan Road Holyoke, MA 01040 (413) 535-4177 kflynn@iso-ne.com</p>
<p style="text-align: center;">Party (granted on January 8, 2009)</p>	<p><input checked="" type="checkbox"/> U.S. Mail</p> <p><input checked="" type="checkbox"/> E-Mail</p>	<p>Office of Consumer Counsel</p>	<p>Mary J. Healey Consumer Counsel Ten Franklin Square New Britain, CT 06051 Mary.healey@ct.gov</p> <p>Bruce C. Johnson Principal Attorney Office of Consumer Counsel Ten Franklin Square New Britain, CT 06051 Bruce.johnson@ct.gov</p>

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	<input checked="" type="checkbox"/> E-mail <input checked="" type="checkbox"/> E-mail	Office of Consumer Counsel Continued...	Victoria Hackett Staff Attorney Office of Consumer Counsel 10 Franklin Square New Britain, CT 06051 860-827-2922 860-827-2929 - fax victoria.hackett@ct.gov Paul Chernick, President Resource Insight, Inc. 5 Water Street Arlington, MA 02476 (781) 646-1505 ext. 207 (781) 646-1506 - fax pchernick@resourceinsight.com
Intervenor (granted on January 22, 2009)	<input checked="" type="checkbox"/> E-mail	Ice Energy, Inc.	Stephen J. Humes, Esq. McCarter & English LLP 185 Asylum Street, CityPlace I Hartford, CT 06103 (860) 275-6761 (860) 560-5955 - fax Shumes@mccarter.com
Party (granted on February 19, 2009)	<input checked="" type="checkbox"/> E-Mail	Town of Enfield	Kevin M. Deneen, Town Attorney Office of the Town Attorney 820 Enfield Street Enfield, CT 06082-2997 (860) 253-6405 (860) 253-6362 – fax townattorney@enfield.org

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Status Granted	Document Service	Status Holder (name, address & phone number)	Representative (name, address & phone number)
Party (granted on April 7, 2009)	<input checked="" type="checkbox"/> U.S. Mail	City of Meriden	Deborah L. Moore, City Attorney Meriden City Hall Department of Law 142 East Main St. Meriden, CT 06450 (203) 630-4045 (203) 630-7907 – fax dmoore@ci.meriden.ct.us
	<input checked="" type="checkbox"/> U.S. Mail		Lawrence J. Kendzior, City Manager Meriden City Hall 142 East Main St. Meriden, CT 06450 lkendzior@ci.meriden.ct.us
Party (granted on April 7, 2009)	<input checked="" type="checkbox"/> E-Mail	The United Illuminating Company (UI)	John J. Prete The United Illuminating Company 157 Church Street, P.O. Box 1564 New Haven, CT 06506-1904 (203) 499-3701 (203) 499-3728 nnews-ui@uinet.com
	<input checked="" type="checkbox"/> E-Mail		Linda L. Randell Senior Vice President, General Counsel and Corporate Secretary UIL Holdings Corporation 157 Church St., P.O. Box 1564 New Haven, CT 06506-0901 (203) 499-2575 (203) 499-3664 Linda.randell@uinet.com
	<input checked="" type="checkbox"/> E-Mail		Bruce L. McDermott Wigin and Dana LLP One Century Tower New Haven, CT 06508-1832 (203) 498-4340 (203) 782-2889 bmcdermott@wigin.com

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Intervenor (granted on June 4, 2009)	<input checked="" type="checkbox"/> E-Mail <input checked="" type="checkbox"/> U.S. Mail	The Connecticut Energy Advisory Board (CEAB)	Michele S. Riverso Assistant Attorney General 10 Franklin Square New Britain, CT 06051 (860) 827-2683 Michele.riverso@po.state.ct.us CEAB c/o Gretchen Deans CERC 805 Brook Street, Bldg. 4 Rocky Hill, CT 06067 (860) 571-7147 gdeans@cerc.com
Party (granted on June 4, 2009)	<input checked="" type="checkbox"/> E-Mail <input checked="" type="checkbox"/> U.S. Mail	Connecticut Department of Transportation	Eileen Meskill Assistant Attorney General Office of the Attorney General 55 Elm Street P.O. Box 120 Hartford, CT 06141-0120 Eileen.meskill@po.state.ct.us Thomas A. Harley, P.E. Chief Engineer Connecticut Dept. of Transportation 2800 Berlin Turnpike Newington, CT 06131
Intervenor (granted on June 4, 2009)	<input checked="" type="checkbox"/> E-mail	Farmington River Watershed Association	Eileen Fielding Farmington River Watershed Association 749 Hopmeadow Street Simsbury, CT 06070 (860) 658-4442 (860) 651-7519 fax efielding@frwa.org
Party (granted on June 4, 2009)	<input checked="" type="checkbox"/> U.S. Mail	Citizens Against Overhead Power Line Construction	Citizens Against Overhead Power Line Construction c/o Richard Legere 1204 Newgate Road West Suffield, CT 06093 (860) 668-0848 (860) 668-0848 rlegere@cox.net

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Party (granted on June 4, 2009)	<input checked="" type="checkbox"/> E- Mail	Citizens Against Overhead Power Line Construction continued...	Matthew C. McGrath Attorney at Law 4 Richmond Road West Hartford, CT 06117 (860) 878-0158 (860) 570-1203 – fax McGrath@McGrathLaw.Pro
Intervenor (granted on July 21, 2009)	<input checked="" type="checkbox"/> E- Mail <input checked="" type="checkbox"/> E- Mail	Massachusetts Municipal Wholesale Electric Company (MMWEC)	Nicholas J. Scobbo, Jr. Bruce F. Anderson Ferriter Scobbo & Rodophele, PC 125 High Street Boston, MA 02110 (617) 737-1800 ext. 234 (617) 737-1803 fax nscobbo@ferriterscobbo.com Edward Kaczinski Manager, Generation Services Massachusetts Municipal Wholesale Electric Company 327 Moody St., P.O. Box 426 Ludlow, MA 01056 banderson@ferriterscobbo.com
	<input checked="" type="checkbox"/> E-Mail	Massachusetts Energy Facilities Siting Board (MA EFSB)	Stephen August Presiding Officer Energy Facilities Siting Board One South Station Boston, MA 02110 (617) 305-3525 (617) 443-1116 - fax Stephen.August@state.ma.us