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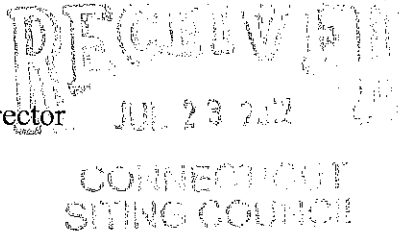
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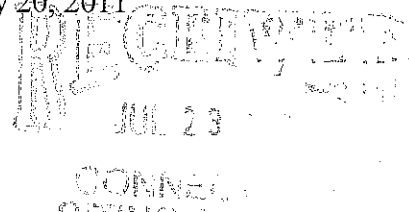
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Ms. Linda Roberts, Exec. Director
Connecticut Siting Council
Ten Franklin Square
New Britain, CT 06051



July 20, 2011

RE: Docket 427, Short Beach Road, East Haven/Branford



Ms. Roberts:

The Town of Branford respectfully objects to the Applicant's attempt to re-order the proceedings by a claimed schedule conflict.

The Town objects to proceeding with the hearing on cross examination of the Town's RF witness before the Applicants' RF witness on the following grounds:

1. The hearing date was re-set and scheduled in Mr. Wells' presence and no objection was made. The Town's witness was and will be ready at continued taxpayer expense.
2. Intervenors have few advantages. That is to say the Applicant has few disadvantages in this process and is now requesting to have the intervening party proceed first so it can rebut the Town's RF case shifting the normal burden of showing. If the Applicant has a sufficient case on RF issues its case should stand on its own and not rely upon an unrebuttable rebuttal. The Intervenor who already has the burden of proving their case should not be further burdened by having its case proceed first and not being able to know what the Applicants' full case consists of.
3. With all due respect to Mr. Wells, it is hardly credible that AT&T has no one who can substitute in and pinch hit for Mr. Wells on RF issues.
4. Extending the hearing an additional day for the convenience of a single witness – a fungible witness at that - carries with it significant cost prejudice for all parties and the Council including, two citizen intervenors. Their 'gracious' offer to allow the matter to proceed is not magnanimous. It is calculating.

Wherefore, the request to favorably re-order the proceedings should be denied on the grounds of prejudice and lack of necessity.

Very truly yours,

Keith R. Ainsworth

Keith R. Ainsworth (Copies to Service List)

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