

CONNECTICUT SITING COUNCIL

WATERBURY GENERATION, LLC
Petition for a Declaratory
Ruling No Certificate of
Environmental Compatability
and Public Need is Required
for the Construction of an
Electric Generating Facility
and Associated Line Tap Lo-
cated @ 725 Bank Street,
Waterbury, CT

MARCH 14, 2008

RECEIVED
MAR 14 2008

CONNECTICUT
SITING COUNCIL

INTERVENORS' MOTION TO
REOPEN HEARING TO TAKE
FURTHER EVEIDNCE AND
PERMIT CROSS-EXAMINATION

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Juris No. 007045

The Intervenors, the Waterbury Neighborhood Groups, acting through counsel move the Connecticut Siting Council to REOPEN THE EVIDENTIARY HEARING in the above captioned petition, to inquire of WATGEN and C.L.&P. regarding the disputed issues of act raised by their REPLY BRIEFS of March 11, 2008 and March 12, 2008, respectively.

The matters in dispute raise the issue of whether the Draft Findings of Fact reviewed by the Council on Thursday, March 13, 2008 are sufficiently complete.

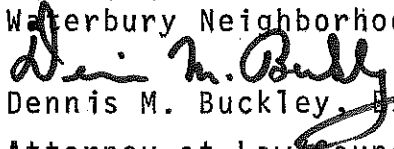
Intervenors' legal counsel observed that this Council can and will exercise its discretion to REOPEN EVIDENTIARY HEARINGS when it believes such to be necessary to afford an intervenor an opportunity to cross-examine on matters and to clarify its Findings of Fact.

On Thursday, March 13, 2008 just such procedure was utiliz-
ed by the Council in Docket No. 347, item no 4, on the Agenda

of the meeting. The Council exercised its discretion in that matter to reopen the hearing and scheduled its new date to March 26, 2008 @ 1:00 p.m. subject to being informed as to whether an Intervenor in that matter might WAIVE its right of Cross-Examination.

An equally compelling reason exist to REOPEN this matter (Please permit the Intervenor's' statements in its Request to Submit a Reply Brief and its Reply Brief to be incorporated herein by reference thereto) particularly, because the issues in dispute involve a question of jurisdiction of the Council and a mandatory subject of inquiry by state statutes essential to a complete record and the Council's Finding of Facts.

Wherefore, it is moved that the hearing in Petition No. 831 be reopened to inquire and determine the facts on two (2) issues (a) the jurisdiction of the Council to attach the requested condition made by C.L.&P. to any approval (license) granted by it to WATGEN;
(b) whether in the absence of such condition the Council CANNOT ensure that such transmission line tap will NOT have a substantial adverse environmental impact (effect).

INTERVENORS
Waterbury Neighborhood Groups

By: Dennis M. Buckley, Esq.
Attorney at Law/Counsel
of Record.

ORDER OF THE CT
" SITING COUNCIL "

AFTER REVIEW AND CONSIDERATION of the foregoing motion
to Reopen Hearing; IT IS HEREBY ORDERED THAT: the same be
GRANTED DENIED
AND IT IS FURTHER ORDERED THAT:

Dated at New Britain, Connecticut this day of ,
2008.

Connecticut Siting
Council (C.S.C.)

BY:

CERTIFICATION:

This is to certify that a copy of the foregoing was mailed, first class delivery, postage prepaid, to all persons on interest and of record; to wit:

(a) Petitioner: Joey Lee Miranda
Kenneth C. Baldwin
Robinson & Cole LLP
280 Trumbull Street
Hartford, CT 06103-3597

(b) Intervenor: Connecticut Light & Power Company

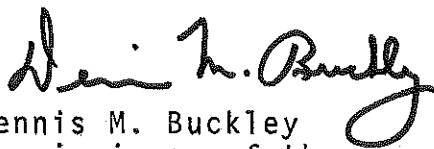
Vincent P. Pace
Senior Counsel
C.L.&P
107 Selden Street
Berlin, CT 06037-1616

Robert S. Golden, Jr.
Carmody & Torrance LLP
P.O. Box 1110
50 Leavenworth Street
Waterbury, CT 06721-1110

(c) Intervenor: Naugatuck Valley Project

Steven Schrag
26 Ludlow Street
Waterbury, CT 06710

on the 14th day of March, 2008.


Dennis M. Buckley
Commissioner of the
Superior Court/Juris #007045