

**STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL**

**Petition of BNE Energy Inc. for a
Declaratory Ruling for the Location, Construction
and Operation of a 3.2 MW Wind Renewable
Generating Project on New Haven Road in
Prospect, Connecticut (“Wind Prospect”)**

Petition 980

March 30, 2011

**PETITIONER’S OBJECTION TO SAVE PROSPECT CORP.’S
ADDITIONAL PROPOSED EXHIBITS**

The petitioner, BNE Energy Inc. (“BNE”), submits this objection to Save Prospect Corp.’s (“SPC”) proposed additional exhibits submitted on March 29, 2011. First, BNE objects to these proposed exhibits because they are untimely. BNE further objects to these proposed exhibits because they are irrelevant to this proceeding as detailed below.

SPC’s proposed exhibits should be stricken from the record because they are untimely. SPC submits these exhibits almost one full month after the Council’s last pre-filing deadline in this proceeding of March 1, 2011. Furthermore, SPC’s case is now completed based on its own request to proceed with its case only on March 15, 2011 in order to accommodate out of state witnesses. SPC essentially seeks a second bite at the apple to present additional exhibits. This is improper and should not be permitted.

Furthermore, turning to the substance of the proposed exhibits, the information proffered is irrelevant to this proceeding. The proposed exhibits are all documents from the Connecticut Clean Energy Fund (CCEF) outlining the fact that BNE received a loan from CCEF from CCEF’s pre-development program for the project proposed in this proceeding. While BNE does not refute the fact that it received this loan from CCEF, the fact that the loan exists is wholly irrelevant to this proceeding. SPC’s proposed exhibits 133-140 are also irrelevant to this proceeding. Furthermore, SPC does not propose any additional new

witnesses nor can any single SPC witness verify any of these proposed new exhibits and be subject to cross-examination concerning the exhibits. Therefore, the exhibits are wholly improper and should be stricken from the record.

WHEREFORE, as its proposed exhibits are not only untimely but also substantively irrelevant, BNE respectfully requests that the Council strike SPC's proposed additional exhibits.

Respectfully Submitted,

By: /s/ Carrie L. Larson
Attorney For BNE Energy Inc.
Carrie L. Larson, Esq.
clarson@pullcom.com
Pullman & Comley, LLC
90 State House Square
Hartford, CT 06103-3702
Ph. (860) 424-4312
Fax (860) 424-4370

Certification

This is to certify that a copy of the foregoing has been mailed this date to all parties and intervenors of record.

Mayor Robert J. Chatfield
Town Office Building
36 Center Street
Prospect, CT 06712-1699

Jeffrey Tinley
Tinley, Nastri, Renehan & Dost LLP
60 North Main Street
Second Floor
Waterbury, CT 06702

Thomas J. Donohue, Jr.
Killian & Donohue, LLC
363 Main Street
Hartford, CT 06106

John R. Morissette (electronic format only)
Manager-Transmission Siting and Permitting
The Connecticut Light & Power Company
P.O. Box 270
Hartford, CT 06141-0270

Christopher R. Bernard (electronic format only)
Manager-Regulatory Policy (Transmission)
The Connecticut Light & Power Company
P.O. Box 270
Hartford, CT 06141-0270

Joaquina Borges King (electronic format only)
Senior Counsel
The Connecticut Light & Power Company
P.O. Box 270
Hartford, CT 06141-0270

Nicholas J. Harding
Emily A. Gianquinto
Reid and Riege, P.C.
One Financial Plaza
Hartford, CT 06103

Andrew W. Lord
Murtha Cullina LLP
CityPlace 1
185 Asylum Street
Hartford, CT 06103

Eric Bibler
31 Old Hyde Road
Weston, CT 06883

/s/ Carrie L. Larson
Carrie L. Larson

ACTIVE/72955.3/CLARSON/2427721v1