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**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**

Docket/Petition No. 980

January 14, 2011

**SAVE PROSPECT CORP'S REPLY
TO BNE'S OBJECTION TO REQUEST FOR RELIEF**

Save Prospect Corp ("SPC"), a party to the above-captioned proceedings, hereby replies to the Objection filed by petitioner BNE Energy, Inc., dated January 13, 2011 to SPC's letter requesting supplemental relief, dated January 10, 2011.

SPC files this Reply to correct a misstatement in BNE's objection.

BNE incorrectly asserts that SPC's request for the Siting Council to initiate regulation-making proceedings is untimely and moot. BNE's fails to note that SPC's previously requested adoption of appropriate regulations in SPC's initial filing requesting party status. In that filing, SPC specifically requested "in addition, as well as in the alternative," a moratorium on wind facility approvals "until such time as appropriate rules and regulations have been adopted to protect public health and safety with respect to siting, construction and operation of wind generating facilities." SPC Party Status Request, p. 3 ¶3, Relief Sought by Petitioner (emphasis added). BNE's objection fails to acknowledge this specific request in SPC's initial filing.

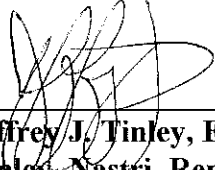
The purpose of SPC's letter to the Siting Council dated January 10, 2011, was merely to supplement this request by citing the appropriate statutory authority, General Statutes Section 4-176(e), to ensure that SPC's request was absolutely clear and that no party could later claim unfair surprise.

BNE's objection also fails to acknowledge the Siting Council's authority under General Statutes Section 4-176(e), whether at the request of a party or on its own initiative, to "decide not to issue a declaratory ruling and initiate regulation-making proceedings" notwithstanding the fact that it has scheduled a public hearing. The Siting Council clearly has the prerogative to decide now, or as a result of information gathered through the public hearing process, that regulation-making is appropriate.

BNE's unfounded technical objection also avoids entirely the important substantive issue at hand. There is a clear and compelling need for regulation-making proceedings that produce sensible regulations to protect the health, safety, well-being, and property interests of the citizens of the State of Connecticut who may be affected by the siting, construction and operation of wind generating facilities.

**Respectfully submitted,
SAVE PROSPECT CORP**

By: _____


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CERTIFICATION

This is to certify that a copy of the foregoing has been sent via first class mail, postage pre-paid, to the following parties on this 14th day of January, 2011:

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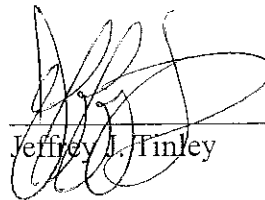
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