

**STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL**

**Petitions of BNE Energy Inc. for a
Declaratory Ruling for the Location,
Construction and Operation of 4.8 MW
Wind Renewable Generating Projects on
Flagg Hill Road in Colebrook,
Connecticut (“Wind Colebrook South”)
and Winsted-Norfolk Road in Colebrook,
Connecticut (“Wind Colebrook North”)**

Petition Nos. 983 and 984

April 12, 2011

MOTION CONCERNING SCHEDULING

By notice dated March 18, 2011, the Connecticut Siting Council set dates for the continued evidentiary hearings for Petition Nos. 983 and 984. It is now apparent that this schedule presents conflicts for several witnesses with pre-filed testimony in this matter for FairwindCT, Inc., Stella and Michael Somers and Susan N. Wagner (the “Grouped Parties”).

Evidence is currently scheduled to take place in Petition No. 983 on April 14, April 21 and a portion of April 26; and for Petition No. 984 on April 26, April 28 and May 5.

One of the Grouped Parties, Stella Somers, will be out of the country on a long scheduled business trip and will not return until April 27. Stella and Michael Somers request that cross-examination of Stella Somers on the pre-filed testimony filed in both petitions be deferred until April 28.

Other witnesses are not available on certain dates due to other conflicting engagements. These engagements include, but are not limited to, school vacation periods, school exam periods, and plans for the Easter and Passover holidays. Specifically:

- Arline Bronzaft, Ph.D., is not available on April 14 and April 21;

ORAL ARGUMENT REQUESTED

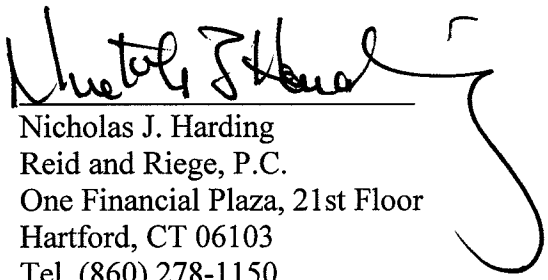
- Michael Bahtiarian, INCE, is not available on April 21;
- Wilson H. Faude is not available on May 5;
- Michael Klein is not available on April 26 and April 28;
- D. Scott Reynolds, Ph.D., can only arrange to be available for one day on either April 21 or April 26; he is not available on April 28 and May 5; and
- Susan N. Wagner is not available on May 5.

As the calendar for Petition No. 983 is unfolding, it appears that cross-examination of the opposing parties and intervenors and their witnesses likely will commence on April 21. Should Petition No. 984 commence as scheduled sometime on April 26, cross-examination of the Grouped Parties' witnesses likely will commence sometime on April 28.

Wherefore, the Grouped Parties propose that the Siting Council rearrange the schedule to allow the cross-examination of the Grouped Parties' expert witnesses for both Petition No. 983 and Petition No. 984 to commence on April 21 and conclude on April 26. We further propose that cross-examination for Arline Bronzaft, Ph.D., and Michael Bahtiarian (both of whom testify about noise) be held on April 26 for both dockets, cross-examination of Michael Klein for both dockets be held on April 21 and cross-examination of Dr. Reynolds for both dockets be held on April 21 or April 26. Stella Somers will be available for cross-examination on April 28 for Petition Nos. 983 and 984.

The remainder of the Grouped Parties' witnesses would be available on either April 21 or April 26 for testimony for both dockets. These witnesses are: William Carboni, Eric Davison, Mark Franson, David Pressman, Susan Wagner, Joyce Hemingson, Wilson Faude and Glenn Chalder. Two of these expert witnesses, Mr. Davison and Mr. Pressman, need to travel from out-

of-state, so the Grouped Parties request that they be permitted to make only one appearance on April 26 and be examined in both dockets on that date.

By: 
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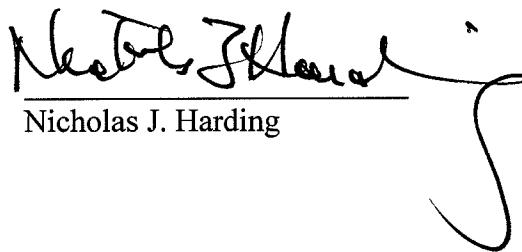
CERTIFICATION

I hereby certify that a copy of the foregoing document was delivered by first-class mail and e-mail to the following service list on the 12th day of April, 2011:

Carrie L. Larson
Paul Corey
Jeffery and Mary Stauffer
Thomas D. McKeon
David M. Cusick
Richard T. Roznoy
David R. Lawrence and Jeannie Lemelin
Walter Zima and Brandy L. Grant
Eva Villanova

and sent via e-mail only to:

John R. Morissette
Christopher R. Bernard
Joaquina Borges King



Nicholas J. Harding