



STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

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VIA ELECTRONIC MAIL

January 18, 2024

Bruce L. McDermott, Esq.
Murtha Cullina LLP
265 Church Street
New Haven, CT 06510
bmcdermott@murthalaw.com

RE: **PETITION NO. 1406A** – Doosan Fuel Cell America, Inc. Declaratory Ruling, pursuant to Connecticut General Statutes §4-176 and §16-50k, for the construction, maintenance and operation of a grid-side 9.66-megawatt fuel cell facility and associated equipment to be located at 600 Iranistan Avenue, Bridgeport, Connecticut, and associated electrical interconnection to the United Illuminating Company's existing Congress Street Substation. **Request for Extension of Construction Time.**

Dear Attorney McDermott:

The Connecticut Siting Council (Council) is in receipt of the request for an extension of construction time in the above-referenced matter, dated January 17, 2024. Pursuant to Condition No. 7 of the Declaratory Ruling issued on October 8, 2021, the Council hereby grants your request for an extension of time to complete the construction of this facility until December 31, 2026.

This extension is granted with the understanding that the Council will be notified should NuPower Bridgeport FC, LLC decide not to proceed with construction.

Sincerely,

A handwritten signature in dark ink, appearing to read "Melanie A. Bachman".

Melanie A. Bachman
Executive Director

c: The Honorable Joseph P. Ganim, Mayor, City of Bridgeport (mayor@bridgeportct.gov)
Service List dated July 15, 2021

MAB/RDM/dll

BRUCE L. MCDERMOTT
203.772.7787 DIRECT TELEPHONE
860.240.5723 DIRECT FACSIMILE
BMCDERMOTT@MURTHALAW.COM



January 17, 2024

VIA ELECTRONIC MAIL

Ms. Melanie Bachman
Executive Director/Staff Attorney
Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051

Re: Petition No. 1406A – Doosan Fuel Cell America, Inc. petition for a declaratory ruling, pursuant to Connecticut General Statutes §4-176 and §16-50k, for the proposed construction, maintenance and operation of a grid-side 9.66-megawatt fuel cell facility and associated equipment to be located at 600 Iranistan Avenue, Bridgeport, Connecticut, and associated electrical interconnection to the United Illuminating Company's existing Congress Street Substation. NuPower Bridgeport FC, LLC Reopening of this petition based on changed conditions pursuant to Connecticut General Statutes §4-181a(b)

Dear Ms. Bachman:

As you are aware, on October 7, 2021, the Connecticut Siting Council (the "Council") considered and ruled that NuPower Bridgeport FC, LLC's ("NuPower") proposal meets air and water quality standards and would not have a substantial adverse environmental effect and accordingly no Certificate of Environmental Compatibility and Public Need is required. In so ruling, the Council imposed a condition that the Council's approval will be void if the facility is not constructed within three years of the date of the Council's decision but that a request to extend the time period to construct the facility may be filed not later than 60 days prior to the expiration date of the decision. See Conditions 7 and 8.

By this letter, NuPower notifies the Council that it is in the process of completing its construction financing for the project. NuPower anticipates filing its development and management plan ("D&M Plan") with the Council by August 2024 and will commence construction upon the Council's approval of the D&M Plan. NuPower currently anticipates the completion of construction will occur by the end of the fourth quarter of 2026.

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Ms. Melanie Bachman
January 17, 2024
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As a result of the delays in the completion of project financing, NuPower will not be able to complete construction in accordance with Condition 7 of the Council's approval. As such, NuPower respectfully requests an extension until December 31, 2026 in order to complete construction of the project.

Please feel free to contact me with any questions concerning this submittal at (203) 772-7787.

Very truly yours,

A handwritten signature in blue ink, appearing to read "Bruce L. McDermott", with a stylized flourish at the end.

Bruce L. McDermott

cc: The Honorable Joe Ganim, Mayor, City of Bridgeport