



STATE OF CONNECTICUT  
*CONNECTICUT SITING COUNCIL*

Ten Franklin Square, New Britain, CT 06051

Phone: (860) 827-2935 Fax: (860) 827-2950

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**VIA ELECTRONIC MAIL**

April 28, 2022

Kenneth C. Baldwin, Esq.  
Robinson & Cole, LLP  
280 Trumbull Street  
Hartford, CT 06103-3597  
[kbaldwin@rc.com](mailto:kbaldwin@rc.com)

RE: **PETITION NO. 1489** – NRG Curtailment Solutions, Inc. Declaratory Ruling, pursuant to Connecticut General Statutes §4-176, §16-50i and §16-50k, that the installation of four 2.46-megawatt natural gas-fired emergency generating devices and associated equipment inside two existing buildings located on the ESPN Campus at 935 Middle Street, Bristol, Connecticut are **not** exempt from Connecticut Siting Council jurisdiction and would not have a substantial adverse environmental effect.

Dear Attorney Baldwin:

The Connecticut Siting Council (Council) is in receipt of your correspondence dated April 27, 2022 requesting a partial modification to Condition No. 2 of the above-referenced declaratory ruling issued by the Council on April 22, 2022.

Pursuant to Condition No. 1 of the Council's April 22, 2022 Declaratory Ruling, the request on behalf of NRG and Palm Energy, LLC (Palm) to partially modify Condition No. 2 of the Council's April 22, 2022 Declaratory Ruling to allow for installation of the acoustically rated door at Generator Plant Building 1B *after the sale* of the EGD to Palm rather than *prior to the sale* of the EGD to Palm, as required by Condition No. 2, is hereby approved.

Please be advised that this partial modification of Condition No. 2 does not relieve NRG and/or Palm from providing written notification to the Council when installation of the acoustically rated door is completed.

This approval applies only to the partial modification of Condition No. 2 requested in the correspondence dated April 27, 2022. Any other modifications require advance Council notification and approval.

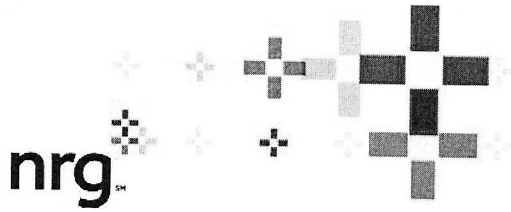
Please be advised that deviations from the standards established by the Council in the April 22, 2022 Declaratory Ruling are enforceable under the provisions of Connecticut General Statutes §16-50u.

Thank you for your attention and cooperation.

Sincerely,

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

Melanie A. Bachman  
Executive Director



NRG Energy, Inc.  
804 Carnegie Center  
Princeton, NJ 08540  
Phone: 609-524-4500

**VIA ELECTRONIC MAIL**

April 27, 2022

State of Connecticut  
Connecticut Siting Council  
Ten Franklin Square  
New Britain, CT 06051  
Attn: Melanie Bachman, Executive Director

**Re: PETITION NO. 1489** – NRG Curtailment Solutions, Inc. (NRG) petition for a declaratory ruling, pursuant to Connecticut General Statutes §4-176, §16-50i and §16-50k, that the installation of four 2.46-megawatt natural gas-fired emergency generating devices and associated equipment inside two existing buildings located on the ESPN Campus at 935 Middle Street, Bristol, Connecticut are exempt from Connecticut Siting Council jurisdiction and would not have a substantial adverse environmental effect

Dear Ms. Bachman:

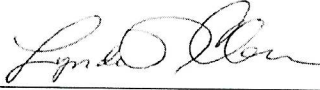
We refer to the letter of the Connecticut Siting Council (Council), dated April 22, 2022, relating to the above referenced petition. As set forth in the letter, the Council determined that, among other things, the above referenced emergency generated devices (EGD) are not exempt from Council jurisdiction pursuant to Connecticut General Statutes (CGS) §16-50i(f) and determined the EGD do not have a substantial adverse environmental effect pursuant to CGS §16-50k, subject to certain conditions, including that the condition that “NRG provide written notification when installation of the acoustically rated door is completed at Generator Plant Building 1B prior to the sale of the EGD to Palm Energy, LLC.”

The undersigned, as duly authorized representatives of both NRG and Palm Energy, LLC (Palm), hereby request modification to the above referenced condition such that NRG and Palm may close on the sale of the EGD to Palm prior to the installation of the door. In furtherance of this request, the undersigned hereby affirm as follows:

1. Palm has received a copy of the above referenced letter from the Council, and is aware of the Council's determination that installation of an acoustically rated door must be completed at Generator Plant Building 1B.
2. Both NRG and Palm desire to close on the sale of the EGD to Palm as soon as possible, and as between NRG and Palm, NRG has agreed to undertake the installation of the acoustically rated door at Generator Plant Building 1B following the closing of the sale of the EGD.
3. NRG confirms that the contractor has been engaged for procurement and installation of the door per the project's original scope of work. NRG is coordinating with the contractor to get the work completed.

If you have any questions, or if further information is required, please do not hesitate to contact the undersigned.

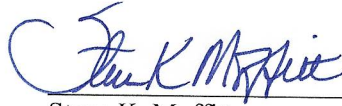
Sincerely,



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Lynda Clemmons

Vice President,  
NRG Curtailment Solutions, Inc.



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Steve K. Moffitt

President  
Palm Energy, LLC