

**STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL**

CANDLEWOOD SOLAR, LLC PETITION	:	PETITION NO. 1312
FOR DECLARATORY RULING THAT NO	:	
CERTIFICATE OF ENVIRONMENTAL	:	
COMPATIBILITY AND PUBLIC NEED	:	
IS REQUIRED FOR A 20 MEGAWATT	:	
AC SOLAR PHOTOVOLTAIC ELECTRIC	:	
GENERATING FACILITY IN NEW MILFORD	:	
CONNECTICUT	:	AUGUST 24, 2017

**COMMENTS OF CANDLEWOOD SOLAR, LLC REGARDING PARTY STATUS OF
THE DEPARTMENT OF ENERGY AND ENVIRONMENTAL PROTECTION**

The Connecticut Siting Council (the “Council”) invited comments from parties and intervenors on two questions regarding the Department of Energy and Environmental Protection’s (“DEEP”) party status in this matter. The Petitioner in the above-captioned matter, Candlewood Solar LLC (“Candlewood”), hereby submits its comments to the questions.

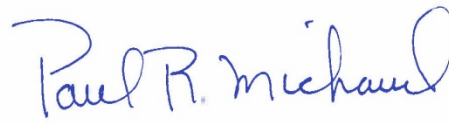
Regarding the first question, Candlewood Solar agrees that the Connecticut statutes allow DEEP to elect to file a notice of intent to be a party in this action. However, it would be wholly improper for DEEP to be both a party and a voting member of the Council.

Although there is statutory support for DEEP to be either a party in this matter, or a voting member of the Council, there is nothing in the statutes that would allow them to fulfill BOTH roles in the same matter at the same time. In fact, this arrangement is clearly a conflict of interest and should run counter to any ethical rules governing DEEP as a state agency. To rule that it could do both would be contrary to the public interest.

Therefore, while DEEP may be elect to be a party in this action, it may not operate as both a party and a voting member of the Council, and if DEEP elects to be a party, this Council must rule that it should recuse itself from the Council.

Respectfully submitted,

CANDLEWOOD SOLAR, LLC

By: 

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It's Attorney