

**STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL**

DWW SOLAR II, LLC PETITION FOR	:	PETITION NO. 1313
DECLARATORY RULING THAT NO	:	
CERTIFICATE OF ENVIRONMENTAL	:	
COMPATIBILITY AND PUBLIC NEED	:	
IS REQUIRED FOR A 26.4 MEGAWATT	:	
AC SOLAR PHOTOVOLTAIC ELECTRIC	:	
GENERATING FACILITY IN SIMSBURY	:	
CONNECTICUT	:	SEPTEMBER 7, 2017

**STATEMENT OF DEPARTMENT OF ENERGY & ENVIRONMENTAL PROTECTION
REGARDING INFORMATIONAL BARRIER**


In response to the Siting Council’s finding at its August 31, 2017 meeting, the Commissioner of the Department of Energy & Environmental Protection (“DEEP”) and the Deputy Commissioners of DEEP submit this written description of the division that has been established within DEEP to ensure that DEEP’s status as a party in this case does not improperly influence the role of the Commissioner as a member of the Siting Council. In order to avoid any appearance of a conflict of interest, final decision making authority will be exercised in this petition, and also in Petition No. 1312, by the Commissioner’s long-standing designee to the Siting Council, Robert Hannon, rather than the Commissioner. The Commissioner himself will neither participate as a party nor as a member of the Siting Council.

DEEP has established an informational barrier between the Commissioner’s designee on the Siting Council, Robert Hannon, and DEEP’s Deputy Commissioners. Undersigned counsel, Kirsten Rigney, will support the Deputy Commissioners and represent DEEP as a party before the Siting Council. Mr. Hannon will be supported by DEEP’s legal director, Melinda Decker, when needed. This informational barrier prevents the exchange of information regarding the

facts and law that may be adjudicated in this case. This barrier will remain in place in both this matter and in Petition No. 1312, until a final decision is reached in both.

ROBERT KLEE, COMMISSIONER


CONNECTICUT DEPARTMENT OF
ENERGY & ENVIRONMENTAL PROTECTION

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DEPUTY COMMISSIONERS

ROBERT KALISEWSKI,
SUSAN WHALEN, AND
MARY SOTOS

CONNECTICUT DEPARTMENT OF ENERGY &
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I, Kirsten S. P. Rigney, hereby certify that a copy of the foregoing Statement of the Department of Energy and Environmental Protection Regarding Party Status was sent on September 7, 2017, by electronic mail to the following parties on the Service List in this matter.

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Kirsten S. P. Rigney

