



Daniel F. Caruso
Chairman

STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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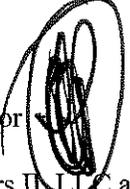
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DATE: June 10, 2009

TO: Parties and Intervenors

FROM: S. Derek Phelps, Executive Director 

RE: **DOCKET NO. 378** – SBA Towers II, LLC application for a Certificate of Environmental Compatibility and Public need for the construction, maintenance and operation of a telecommunications facility located on one of two sites at Rabbit Hill Road, Warren, Connecticut.

The Council is in receipt of a letter of withdrawal dated June 8, 2009, filed by Attorney Carrie L. Larson on behalf of the applicant, SBA Towers II, LLC, in the above-referenced docket. In light of this withdrawal the Council announces that briefs by parties and intervenors, with a deadline of June 11, 2009, in response to the Department of Agriculture's Motion to Dismiss, are no longer necessary at this time. Should briefs on this matter again become necessary, the Council will set a new deadline.

With respect to CROWW's subsequently filed Motion to Reject SBA's Voluntary Withdrawal and to Dismiss SBA's Application with Prejudice and Costs, the Council will consider this motion and any such other matters, on the papers. Parties and intervenors are invited to file briefs in response to CROWW's motion before 4 P.M. on Wednesday, June 24, 2009. Documents received thereafter will not be considered. The Council will not entertain oral argument.

The Council will schedule a special meeting to render a decision on CROWW's motion for June 29, 2009 at 1 P.M. in Hearing Room 1 at the Council office in New Britain.



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