



Daniel F. Caruso  
Chairman

# STATE OF CONNECTICUT

## CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

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

E-Mail: [siting.council@ct.gov](mailto:siting.council@ct.gov)

Internet: [ct.gov/esc](http://ct.gov/esc)

August 8, 2008

Steven Orlomoski  
Friends of the Quinebaug River  
145 North Society Road  
Canterbury, CT 06331

RE: **PETITION NO. 784MR** – Plainfield Renewable Energy, LLC petition for a declaratory ruling no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, maintenance, and operation of a 37.5 MW Wood Biomass Generating Project, Plainfield, Connecticut.

Dear Mr. Orlomoski:

The Connecticut Siting Council (Council) is in receipt of the attached Motion to Compel (Motion) from Plainfield Renewable Energy (PRE). This correspondence is written subsequent to that Motion.

Please note that the Council sets deadlines for the furnishing of witness lists to minimize surprise and to maximize the efficient flow of the hearing process. While this office has received exhibits from the Friends of the Quinebaug River (FOQR), we have not received a witness list.

Fairness to PRE and the interests of an orderly proceeding requires that the Council grant its Motion (request) and thus orders FOQR to disclose their witnesses no later than close of business on Monday, August 11, 2008.

If you should have any questions, please do not hesitate to contact Fred Cunliffe at (860) 827-2939. Thank you for your anticipated cooperation in this matter.

Very truly yours,

Daniel F. Caruso  
Chairman

c: Parties and Intervenors

Enclosure

G:\PETITION\784\MotionToReopen\784MR\Orlomoski\MotiontoCompel.doc

**LIST OF PARTICIPANTS**

<b>Status Granted</b>	<b>Status Holder (name, address &amp; phone number)</b>	<b>Representative (name, address &amp; phone number)</b>
<p><b>Applicant</b> <b>PE784</b></p>	<p>Plainfield Renewable Energy LLC</p>	<p>Daniel Donovan, Vice President Plainfield Renewable Energy LLC 20 Marshall Street, Suite 300 Norwalk, CT 06854 (203) 354-1529 (203) 549-0596 fax <a href="mailto:ddonovan@prellc.net">ddonovan@prellc.net</a></p> <p>Bruce L. McDermott Wiggin and Dana LLP One Century Tower New Haven, CT 06508-1832 (203) 498-4400 (203) 782-2889 fax <a href="mailto:bmcdermott@wiggin.com">bmcdermott@wiggin.com</a></p>
<p><b>Intervenor</b> <b>(granted</b> <b>11/14/06)</b> <b>PE784</b></p>	<p>The Connecticut Light and Power Company (CL&amp;P)</p>	<p>Paul Sousa Senior Engineer – Transmission Interconnections Northeast Utilities Service Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-2481 <a href="mailto:sousapm@nu.com">sousapm@nu.com</a></p> <p>Stephen Gibelli Associate Counsel Northeast Utilities Service Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-5513 <a href="mailto:Gibels@nu.com">Gibels@nu.com</a></p> <p>Anthony M. Fitzgerald, Esq. Carmody &amp; Torrance LLP P.O. Box 1950 195 Church Street, 18<sup>th</sup> floor New Haven, CT 06509-1950 (203) 777-5501 (203) 784-3199 <a href="mailto:afitzgerald@carmodylaw.com">afitzgerald@carmodylaw.com</a></p>

## LIST OF PARTICIPANTS

Status Granted	Status Holder (name, address & phone number)	Representative (name, address & phone number)
	CL&P continued...	<p>Robert S. Golden, Jr. Carmody &amp; Torrance LLP P.O. Box 1110 50 Leavenworth Street Waterbury, CT 06721-1110 <a href="mailto:rgolden@carmodylaw.com">rgolden@carmodylaw.com</a></p> <p>John R. Morisette Manager- Transmission Siting and Permitting Northeast Utilities Service Company 107 Selden Street Berlin, CT 06037 860-665-2036 <a href="mailto:morisjr@nu.com">morisjr@nu.com</a></p> <p>Jeffery D. Cochran Senior Counsel Northeast Utilities Service Company P.O. Box 270 Hartford, CT 06141-0270 860-665-3548 <a href="mailto:cochrjd@nu.com">cochrjd@nu.com</a></p> <p>Corey P. Saunders, Esq. Carmody &amp; Torrance LLP P.O. Box 1110 50 Leavenworth Street Waterbury, CT 06721-1110 203-578-4254 <a href="mailto:csaunders@carmodylaw.com">csaunders@carmodylaw.com</a></p>
Participant PE784MR		<p>Steven Orloski Friends of the Quinebaug River 145 North Society Road Canterbury, CT 06331 <a href="mailto:sorloski@charter.net">sorloski@charter.net</a></p>
Participant PE784MR		<p>Margaret Miner Executive Director Rivers Alliance of Connecticut P.O. Box 1797 Litchfield, CT 06759 <a href="mailto:rivers@riversalliance.org">rivers@riversalliance.org</a></p>

**RECEIVED**  
AUG - 8 2008

STATE OF CONNECTICUT  
CONNECTICUT SITING COUNCIL

CONNECTICUT  
SITING COUNCIL

Petition of Plainfield Renewable Energy LLC for a ) Petition 784MR  
Declaratory Ruling that No Certificate of Environmental )  
Compatibility and Public Need Is Required for the )  
Construction, Maintenance, and Operation of a 37.5 MW )  
Wood Biomass Staged Gasification Generating Project )  
in Plainfield, Connecticut ) August 8, 2008

**MOTION TO COMPEL**

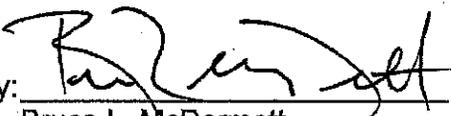
Plainfield Renewable Energy, LLC ("PRE") respectfully requests the Connecticut Siting Council (the "Council") issue an order compelling the Friends of the Quinebaug River ("FOQR") to fully comply with the Council's July 16, 2008 Pre-Hearing Memorandum by disclosing their witnesses no later than August 11, 2008.

The Council's Pre-Hearing Memorandum required all parties, intervenors, and other participants to exchange witness lists before August 7, 2008. See Pre-Hearing Memorandum, Paragraph 2. FOQR's August 7, 2008 filing failed to provide a list of witnesses that will be made available for cross examination by the Council, its staff, parties and intervenors. Further, the FOQR did not respond to PRE's counsel's follow-up request for a witness list made after FOQR filed its deficient compliance. Regrettably therefore, PRE must ask for the Council's assistance to compel compliance.

The FOQR's failure to identify witnesses as the Council's Pre-hearing Memorandum required prejudices PRE's ability to adequately prepare for the August 14 hearing. PRE requests that the Council order FOQR to immediately identify individuals who will testify on their behalf at the upcoming hearing and provide a summary of the possible topics of each witnesses testimony.

Respectfully Submitted

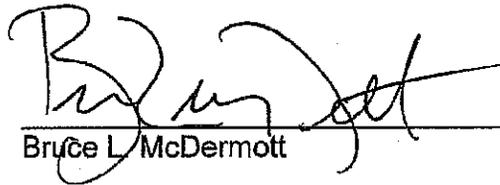
PLAINFIELD RENEWABLE ENERGY, LLC

By: 

Bruce L. McDermott  
Robert Klee  
Wiggin and Dana, LLP  
One Century Tower  
New Haven, CT 06508-1832  
(203) 498-4400

CERTIFICATION

This is to certify that on this 8<sup>th</sup> day of August, 2008, an original and twelve (12) copies of the foregoing were delivered by hand to The Connecticut Siting Council, 10 Franklin Square, New Britain, Connecticut 06051, one copy was served on all other known parties and intervenors by depositing the same in the United States mail, first class postage prepaid on this 8<sup>th</sup> day of August, 2008, and an electronic copy was provided to the Connecticut Siting Council and all other known parties and intervenors.

  
Bruce L. McDermott

10705\1431\2092256.2