

**STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL**

**Petition of BNE Energy Inc. for a
Declaratory Ruling for the Location,
Construction and Operation of a 3.2 MW
Wind Renewable Generating Project on
New Haven Road in Prospect, Connecticut**

Docket/Petition No. 980

February 24, 2011

**SAVE PROSPECT CORP'S JOINDER IN FAIRWINDCT INC.'S
MOTION TO STRIKE CERTAIN EVIDENCE FROM THE RECORD**

Save Prospect Corp ("SPC") hereby joins in support of the Motion to Strike Certain Evidence from the Record filed by FairwindCT on February 24, 2011 (the "Motion"). To the extent cross examination of BNE's witnesses is limited to the three topics identified in the Council's Evidentiary Hearing Memo dated February 22, 2011, SPC and FairwindCT will be prejudiced by the inclusion of any evidence that does not fit within these three general topics.¹ Although SPC does not agree that a limitation to these topics of inquiry is appropriate, at a minimum the rules adopted by the Council must be applied equally to all parties. For these reasons, as well as those set forth in FairwindCT's Motion, SPC requests the Council to issue an order striking the prefiled testimony of Joel Rinebold and portions of the testimony of Paul Corey, and striking all other irrelevant evidence that does not fall within the topics listed in the Council's February 22nd Memo.

¹ The three topics are: (1) public health and safety, (2) environmental impacts and (3) facility operation.

**Respectfully submitted,
SAVE PROSPECT CORP**

By: 

**Jeffrey J. Tinley, Esq.
Tinley, Nastri, Renchan & Dost, LLP
60 North Main Street
Waterbury, CT 06702
Tel. (203) 596-9030
Facsimile: (203) 596-9036
Email: jtinley@tnrdlaw.com
Its Attorneys**

CERTIFICATION

This is to certify that a copy of the foregoing has been delivered via electronic mail and/or first class mail, postage pre-paid, on this 24th day of February, 2011 to the following:

Carrie L. Larson, Esq.
Pullman & Comley, LLC
90 State House Square
Hartford, CT 06103-3702
Telephone: 1-860-424-4312
Facsimile: 1-860-424-4370
E-Mail: clarson@pullcom.com
On behalf of Applicant BNE Energy, Inc.

Paul Corey, Chairman
BNE Energy, Inc.
Town Center, Suite 200
29 South Main Street
West Hartford, CT 06107
Telephone: 1-860-561-5101
Facsimile: 1-888-891-6450
E-Mail: pcorey@bneenergy.com
On behalf of Applicant BNE Energy, Inc.

The Honorable Robert J. Chatfield, Mayor
Town Office Building
36 Center Street
Prospect, CT 06712-1699
Telephone: 203-758-4461
E-Mail: Town.of.prspct@sbcglobal.net
On behalf of Party Town of Prospect

Thomas J. Donahue, Jr., Esq.
Killian & Donahue, LLC
363 Main Street
Hartford, CT 06106
Telephone: 1-860-560-1977
Facsimile: 1-860-249-6638
E-Mail: tj@kdjlaw.com
On behalf of Parties John Lamontagne, Cheryl Lamontagne, Thomas Satkunas and Eileen Satkunas

Emily A. Gianquinto, Esq.
Nicholas J. Harding, Esq.
Reid and Reige, P.C.
One Financial Plaza, 21st Floor
Hartford, CT 06103
E-Mail: egianquinto@rrlawpc.com
nharding@rrlawpc.com
On behalf of Party FairwindCT, Inc.

Robert S. Golden, Esq.
Carmody & Torrance, LLP
50 Leavenworth Street
Waterbury, CT 06721-1110
On behalf of Party Town of Prospect, as Town Attorney

Rosa L. DeLauro, State Representative
59 Elm Street
Second Floor
New Haven, CT 06510
On behalf of Limited Appearance

John R. Morissette
Manager - Transmission Siting and Permitting
Northeast Utilities Service Company

P.O. Box 270
Hartford, CT 06141-0270
Telephone: 1-860-665-2036
Facsimile: 1-860-665-6933
E-Mail: morisjr@nu.com
On behalf of Intervenor CL & P

Christopher R. Bernard
Manager - Regulatory Policy (Transmission)
The Connecticut Light and Power Company
P.O. Box 270
Hartford, CT 06141-0270
Telephone: 1-860-665-5967
Facsimile: 1-860-665-3314
E-Mail: bernacr@nu.com
On behalf of Intervenor CL & P

Joaquina Borges King, Esq.
Senior Counsel
Northeast Utilities Service Company
P.O. Box 270
Hartford, CT 06141-0270
Telephone: 1-860-665-3678
Facsimile: 1-860-665-5504
E-Mail: borgej@nu.com
On behalf of Intervenor CL & P



Jeffrey J. Tinley