

**STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL**

**Petition of BNE Energy Inc. for a
Declaratory Ruling for the Location, Construction
and Operation of a 4.8 MW Wind Renewable
Generating Project on Winsted-Norfolk Road in
Colebrook, Connecticut (“Wind Colebrook North”)**

Petition 984

March 9, 2011

**PETITIONER BNE ENERGY INC.’S
MOTION TO MODIFY PRE-FILING DEADLINE**

Petitioner BNE Energy Inc. (“BNE”) hereby moves that the Connecticut Siting Council (“Council”) modify the currently scheduled pre-filing deadline of March 15, 2011 as further discussed below:

1. This petition was filed with the Council on December 13, 2011.
2. Currently, the Council has scheduled a field review of the proposed site on March 22, 2011.
3. While evidentiary hearings in both this petition and petition 983 are scheduled to commence on March 23, 2011, Council staff has indicated that the Council will only take up petition 983 on March 23, 2011 and, when the evidentiary hearing is completed on petition 983, the Council will then open the evidentiary hearing on petition 984. This will occur at hearing date not yet scheduled.
4. The filing deadline for exchange of interrogatories was March 8, 2011.
5. Despite being approved by the Council has a party on January 20, 2011, FairwindCT, Inc. (“Fairwind”) waited until the last possible day—March 8, 2011, to file 140+ interrogatories to the petitioner in this proceeding.
6. In addition to Fairwind’s voluminous interrogatories, BNE has received interrogatories from the Town of Colebrook (also received on March 8, 2011), party Kristen Mow (received on March 7, 2011) and party Walter Zima (received on March 8, 2011).

7. Given that the commencement of evidence in this proceeding has not yet been determined and given the volume of interrogatories to which BNE must now respond, BNE requests that the pre-filing deadline for this petition be extended until March 25, 2011.

8. This proposed new deadline is still well in advance of the commencement of evidence in this proceeding and therefore will not be prejudicial to any parties or intervenors.

WHEREFORE, petitioner BNE moves that the pre-filing deadline in this petition be moved from March 15, 2011 until March 25, 2011 for all parties and intervenors.

Respectfully Submitted,

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Certification

This is to certify that a copy of the foregoing has been mailed this date to all parties and intervenors of record.

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