



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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VIA ELECTRONIC MAIL

May 14, 2015

TO: Parties & Intervenors

FROM: Melanie Bachman, Acting Executive Director **NAB**

RE: **PETITION NO. 1120** – The United Illuminating Company petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed modifications to the Hawthorne Substation located at 180 Hawthorne Drive, Fairfield, Connecticut.

Unfortunately, United Reporters, the transcription service on contract with the Connecticut Siting Council (Council) and the Public Utilities Regulatory Authority, went out of business two weeks ago. Despite our best efforts to contact the company regarding the provision of outstanding transcripts, including, but not limited to the April 23, 2015 continued evidentiary hearing for the above-referenced petition, we have not been successful. However, we were able to track down and acquire a partial transcript (a copy of which is attached and posted to the Petition 1120 webpage on the Council's website) from the individual court reporter that was present during the hearing.

The partial transcript begins with cross examination of the petitioner by the Town of Fairfield. What is missing is the Chairman's opening statement (a copy of which is attached hereto); the swearing in of additional UI witnesses, Raina Huebner, Kimberly Lesay, Shawn Crosbie and Kyle Eckert; and UI's verification of Exhibit Number 17 (Petitioner's Correspondence from the State Historic Preservation Office and the Connecticut Department of Energy and Environmental Protection, dated April 14, 2015), Exhibit Number 18 (Petitioner's Responses to the Council's Interrogatories, Set III, dated April 16, 2015) and Exhibit Number 19 (Petitioner's Revised Site Plan, dated April 23, 2015) from the April 23, 2015 Hearing Program.

As all parties and intervenors were in the hearing room and witnessed the afore-mentioned events on April 23, 2015, the Council hereby respectfully requests each party and intervenor to respond in writing as to their witnessing of the opening statement, swearing in of additional UI witnesses and UI additional exhibit verification and as to their willingness to waive any claim of procedural error regarding the partial transcript. The Council requests a response in writing on or before the close of business on May 21, 2015.

In the event that all parties and intervenors agree to accept the partial transcript, the deadline for briefs and proposed findings of fact will be extended to Friday, June 5, 2015.

In the event that all parties and intervenors do not agree to accept the partial transcript, the Council will announce a date and time for an additional evidentiary hearing to be held at its offices in New Britain that



would be specifically limited to the opening statement, swearing in of additional UI witnesses and UI additional exhibit verification.

We sincerely apologize for the inconvenience this has caused.

Should you have any questions, please feel free to contact me at 860-827-2951.

Thank you.

MAB/RM/lm

c: Council Members

Encs. Petition 1120, Continued Evidentiary Hearing Opening Statement, dated April 23, 2015
Petition 1120, April 23, 2015 Partial Hearing Transcript

I. Opening by Council
A. Statement read by Chair.

PETITION NO. 1120
OPENING STATEMENT

Ladies and Gentlemen, this hearing is called to order this Thursday, April 23, 2015 at 1:00 p.m. My name is Robin Stein, Chairman of the Connecticut Siting Council.

This hearing is a continuation of the hearing held on March 31, 2015 at The Education Center in Fairfield, Connecticut. It is held pursuant to the provisions of Title 16 of the Connecticut General Statutes and of the Uniform Administrative Procedure Act upon a petition from The United Illuminating Company for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed modifications to the existing Hawthorne Substation located at 180 Hawthorne Drive, Fairfield, Connecticut. This petition was received by the Council on November 5, 2014 and deemed complete on December 4, 2014.

A verbatim transcript will be made of this hearing and deposited at the Town Clerk's Office of Fairfield and Easton for the convenience of the public.

We will proceed in accordance with the prepared agenda, copies of which are available here.

II. Appearance by Petitioner

We will begin with the appearance of the Petitioner, The United Illuminating Company, to verify the new exhibits –marked as Roman numeral II, item B. 17 and 18 on the hearing program.

Attorney McDermott, please begin by verifying the new exhibits you have filed in this matter and verifying the exhibits by the appropriate sworn witness.

Does any Party or Intervenor object to the admission of the petitioner's new exhibits?

["The exhibits are admitted."]

We will begin with cross examination of the petitioner by the Town of Fairfield.