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P.O. Box 7  
Middlebury, CT 06762

November 10, 2014

Via Electronic Transmission  
siting.council@ct.gov

Connecticut Siting Council  
Attn: Melanie Bachman  
Ten Franklin Square  
New Britain, CT 06051

Re: Docket No. 192B - Oxford

Dear Melanie:

Please accept this letter as my appearance for Intervenor Town of Middlebury in addition to attorney Dana D'Angelo for the above-captioned action. My information is as follows:

Stephen L. Savarese  
103 South Main Street  
Newtown, CT 06470  
T: 203-270-1144  
F: 203-270-0077  
attystephensavarese@gmail.com

Further, enclosed please find my Motion for Extension of Time to Respond to Motion to Reopen on behalf of Intervenor Town of Middlebury.

Thank you in advance for your time with this matter. Should you have any questions please feel free to call me at 203-270-1144.

Sincerely,

  
Stephen L. Savarese

SLS/bas  
Enclosure

cc: Service List, Docket No. 192B

**STATE OF CONNECTICUT  
CONNECTICUT SITING COUNCIL**

AN APPLICATION BY TOWANTIC ENERGY, LLC : DOCKET NO. 192B  
FOR A CERTIFICATE OF ENVIRONMENTAL :  
COMPATIBILITY AND PUBLIC NEED FOR THE :  
CONSTRUCTION, MAINTENANCE AND :  
OPERATION OF A PROPOSED ELECTRIC :  
GENERATING FACILITY LOCATED NORTH OF : NOVEMBER10, 2014  
THE PROKOP ROAD AND TOWANTIC HILL ROAD :  
INTERSECTION IN THE TOWN OF OXFORD, :  
CONNECTICUT :

**MOTION FOR EXTENSION OF TIME FOR INTERVENOR TOWN OF  
MIDDLEBURY TO COMMENT ON THE APPLICANT’S MOTION TO REOPEN  
AND MODIFY THE JUNE 23, 1999 CERTIFICATE OF ENVIRONMENTAL  
COMPATABILITY AND PUBLIC NEED FILED ON NOVEMBER 3, 2014**

The Town of Middlebury, an intervenor in the original contested case - the underlying subject matter known as Docket 192, respectfully moves pursuant to §16-50j-6 of the Rules of Practice of the Connecticut Siting Council, for an extension of time of 60 days, to comment on the Motion to Reopen and Modify the June 23, 1999 Certificate of Environmental Compatibility and Public Need filed on November 3, 2014 by the successor permittee, CPV Towantic, LLC. Pursuant to Connecticut General Statutes §4-181a(b), each of the “intervenors in the original case, shall be notified of the proceeding [that may reverse or modify the final decision] and shall be given the opportunity to participate in the proceeding.” Pending in the current docket, designated 192B for consideration is the motion, consisting of a 20 page Petition and more than 300 pages of Exhibits that the representatives of the Town of Middlebury only received their copies the day after it was filed. Furthermore, the Council, by its Executive Director, issued notice on November 4, 2014 to the Town of Middlebury to submit its comments with regard to the pending Motion by close of business on November 12, 2014 – a period of just eight calendar days, a mere five business days

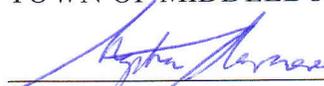
when excluding a weekend and the Veteran's Day Holiday.

The undersigned counsel for the Town of Middlebury notes as preliminary issues for consideration that further warrant additional time before the pending Motion is heard the following:

1. No docketing statement was filed along with the petition disclosing the names of the current participants including the current ownership of the successor permittee, CPV Towantic, LLC to apprise the members of the Connecticut Siting Council of potential conflicts; or
2. No signatures, as required by §16-50j-11 of the Rules of Practice for filings, were submitted to the Council as to the author(s) of Exhibit 1, the Environmental Overview in Support of Petition for Changed Conditions regarding its initial 50 pages of the Project Description and Environmental Analysis; or
3. No signatures, as required by §16-50j-11 of the Rules of Practice for filings, were submitted to the Council as to the author(s) of the 50 pages submitted as to Exhibit 2, entitled New England Wholesale Power market changes 1999 – Present.

Finally, the undersigned counsel is appearing for the first time replacing counsel that has retired who had originally addressed this contested matter along with Town Attorney Dana A. D'Angelo and its appointed representative, Raymond Pietrorazio. The additional time is needed to more fully review the original record more than fifteen years old and the proposed modifications.

TOWN OF MIDDLEBURY



Stephen L. Savarese  
103 South Main Street  
Newtown, CT 06470  
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Fax 203-270-0077  
Email: attystephensavarese@gmail.com

## CERTIFICATION

This is to certify that an original and twenty (20) copies of the foregoing were delivered by regular mail to The Connecticut Siting council, 10 Franklin Square, new Britain, CT 06051 and one copy of the above was mailed or electronically delivered on this 10<sup>th</sup> day of November, 2014, was served on the applicant, parties and intervenors on the attached service list.

  
\_\_\_\_\_  
Stephen L. Savarese  
Commissioner of the Superior Court

**LIST OF PARTIES AND INTERVENORS  
SERVICE LIST**

<b>Status Granted</b>	<b>Status Holder (name, address &amp; phone number)</b>	<b>Representative (name, address &amp; phone number)</b>
<b>Applicant</b>	CPV Towantic, L.L.C.	Franca L. DeRosa, Esq. Philip M. Small, Esq. Brown Rudnick LLP 185 Asylum Street Hartford, CT 06103 (860) 509-6500 (860) 509-6501 – fax <a href="mailto:fderosa@brownrudnick.com">fderosa@brownrudnick.com</a> <a href="mailto:psmall@brownrudnick.com">psmall@brownrudnick.com</a>
<b>Party</b>	Jay Halpern 58 Jackson Cove Road Oxford, CT 06478 h: 203-888-4976 <a href="mailto:zoarmonster@sbcglobal.net">zoarmonster@sbcglobal.net</a>  Peter Thomas 72 Towantic Hill Rd. Oxford, CT 06478 203-720-1536	
<b>Intervenor</b>	Town of Middlebury	Attorney Dana A. D'Angelo Law Offices of Dana D'Angelo, LLC 20 Woodside Avenue Middlebury, CT 06762 (203) 598-3336 (203) 598-7283 – fax <a href="mailto:Dangelo.middlebury@snet.net">Dangelo.middlebury@snet.net</a>
<b>Intervenor</b>	The Connecticut Light and Power Company (CL&P)	Stephen Gibelli, Esq. Associate General Counsel The Connecticut Light and Power Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-5513 (860) 665-5504 –fax <a href="mailto:gibels@nu.com">gibels@nu.com</a>  John R. Morissette Manager-Transmission Siting and Permitting The Connecticut Light and Power Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-2036 <a href="mailto:morisjr@nu.com">morisjr@nu.com</a>

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<b>Status Granted</b>	<b>Status Holder (name, address &amp; phone number)</b>	<b>Representative (name, address &amp; phone number)</b>
	CL&P continued...	<p>Christopher R. Bernard            Manager, Regulatory Policy (Transmission)            The Connecticut Light and Power Company            P.O. Box 270            Hartford, CT 06141-0270            (860) 665-5967            (860) 665-3314 – fax  <a href="mailto:bernacr@nu.com">bernacr@nu.com</a></p> <p>Stella Pace, Senior Engineer            The Connecticut Light and Power Company            Transmission and Interconnection Dept.            P.O. Box 270            Hartford, CT 06141-0270            (860) 665-3569  <a href="mailto:pacess@nu.com">pacess@nu.com</a></p>
<b>Party</b>	Town of Oxford	<p>Francis A. Teodosio, Esq.            Winnick, Vine, Welch &amp; Teodosio, LLC            481 Oxford Road            Oxford, CT 06478  <a href="mailto:fteodosio@wvwtlaw.com">fteodosio@wvwtlaw.com</a>            (203) 881-3600            (203) 881-3606 fax</p>
<b>Party</b>	Naugatuck Valley Chapter Trout Unlimited	<p>Robert M. Perrella, Vice President            TU Naugatuck/Pomperaug Valley Chapter            278 W. Purchase Road            Southbury, CT 06488-1004  <a href="mailto:johnnytroutseed@chartner.net">johnnytroutseed@chartner.net</a></p>
<b>Intervenor</b>	Town of Southbury	<p>Ed Edelson            First Selectman            Town of Southbury            501 Main Street            Southbury, CT 06488  <a href="mailto:selectman@southbury-ct.gov">selectman@southbury-ct.gov</a>            (203) 262-0647            (203) 264-9762 – fax</p>
<b>Party</b>	The Pomperaug River Watershed Coalition	<p>Len DeJong, Executive Director            Pomperaug River Watershed Coalition            39 Sherman Hill Road, C103            Woodbury, CT 06798            203-263-0076  <a href="mailto:LDeJong@pomperaug.org">LDeJong@pomperaug.org</a></p>

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<b>Status Granted</b>	<b>Status Holder (name, address &amp; phone number)</b>	<b>Representative (name, address &amp; phone number)</b>
<b>Intervenor (approved 06/07/06)</b>	Raymond Pietrorazio 764 Charcoal Avenue Middlebury, CT 06762-1311 (203) 758-2413 (203) 758-9519 – fax <a href="mailto:ray@ctcombustion.com">ray@ctcombustion.com</a>	
<b>Intervenor (approved 10/10/06)</b>	GE Energy Financial Services, Inc.	Jay F. Malcynsky The Law Offices of Jay F. Malcynsky, P.C. One Liberty Square New Britain, CT 06051 (860) 229-0301 (860) 225-4627 – fax <a href="mailto:jmalcynsky@gaffneybennett.com">jmalcynsky@gaffneybennett.com</a>