



STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

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December 24, 2013

TO: Parties and Intervenors

FROM: Melanie Bachman, Acting Executive Director *MAB*

RE: **DOCKET NO. 440** – New Cingular Wireless PCS, LLC (AT&T) application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at 522 Colebrook Road, Colebrook, Connecticut.

During the continued evidentiary hearing held on November 7, 2013 for the above-referenced matter, the Connecticut Siting Council (Council) announced that it will issue draft findings of fact, and thereafter parties and intervenors may identify errors or inconsistencies between the Council's draft findings of fact and the record; however, no new information, no new evidence, no argument, -- **and no reply briefs without our permission** -- will be considered by the Council.

On December 5, 2013, the Town of Colebrook filed a Post Hearing Brief. On December 10, 2013, the applicant filed a Post Hearing Brief and a Brief on the Concept of Future Access to Shared Backup Power Generation Capacity at New Tower Facilities. Furthermore, on December 23, 2013, the applicant filed a Reply Brief to the Town of Colebrook's Post Hearing Brief.

The Council did not provide the applicant with permission to file a Reply Brief.

To ensure due process is afforded to all parties and intervenors, the Council hereby grants the Town of Colebrook an opportunity to file a Reply Brief in response to the applicant's Post Hearing Brief and to file a response to the applicant's Reply Brief to the Town of Colebrook's Post Hearing Brief on or before January 16, 2014.

MAB/MP/laf