

April 8, 2019

Susanne Miller, Presiding Officer  
Maine Department of Environmental Protection  
17 State House Station  
Augusta, ME 04333

Commissioner Everett Worcester, Chair and Presiding Officer  
Land Use Planning Commission  
22 State House Station  
Augusta, Maine 04333

RE: NECEC Project: L-27625-26-A-N/L-27625-TG-B-N/L-27625-2C-C-N/ and L-27625-VP-D-N/L-27625-IW-E-N and Site Law Certification  
SLC 9: Intervenor Group 8 (NextEra) Amended New Witness Exam  
Times

Dear Presiding Officer Miller and Commissioner Worcester:

Intervenor Group 8/NextEra Energy Resources, LLC (“NextEra”), herein amends its previously filed March 11, 2019 list of witnesses and time necessary for cross-examination of Central Maine Power’s (“CMP”) additional rebuttal witnesses.

The Maine Department of Environmental Protection (“DEP”) and the Maine Land Use Planning Commission’s (“LUPC”) Seventh Procedural Order sets forth an additional public hearing day for testimony and cross-examination of CMP’s new witnesses and other witnesses that submitted rebuttal, or will submit sur-rebuttal, testimony on the undergrounding alternative.

In its March 11, 2019 filing, NextEra requested thirty (30) minutes to cross-examine CMP’s new witnesses, Justin Bardwell and Justin Tribbet. NextEra clarifies this designation to respectfully request thirty (30) minutes to cross-examine Justin Bardwell and an additional thirty (30) minutes to cross-examine Justin Tribbet. This additional time is necessary given the extent of rebuttal testimony filed by Mr. Bardwell and Mr. Tribbet, the number of questions in the public hearing deferred to CMP’s engineer witnesses, and the number of questions asked of NextEra’s witness, which would more appropriately be answered by the Applicant.

The DEP and LUPC’s Seventh Procedural Order also instructs Thorn Dickinson to be present in May for cross-examination. NextEra respectfully requests twenty (20) minutes to cross-examine Mr. Dickinson regarding his testimony of undergrounding the HVDC transmission line, including the sections within the Commission’s P-RR subdistrict.

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Last, as noted in NextEra's March 29, 2019 Motion to Consolidate, NextEra's witness, Mr. Russo, is not available on May 9, 2019. Mr. Russo is in court in another jurisdiction outside the United States on May 6 through May 16. The DEP and LUPC's Seventh Procedural Order requires any witnesses who "submitted rebuttal testimony or that submit sur-rebuttal testimony pertaining to the undergrounding alternative must be present at the May hearing date for summary of testimony and cross-examination." Mr. Russo only submitted direct testimony on the undergrounding alternative. He did not submit rebuttal testimony, nor will he submit sur-rebuttal testimony. It is therefore NextEra's understanding, which was verbally confirmed by counsel for the Department on April 5, 2019, that Mr. Russo is not required to be present at the May 9<sup>th</sup> public hearing.

Sincerely,



Joanna B. Tourangeau

cc: NECEC Service List