

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
ENERGY FACILITY SITING BOARD

IN RE: THE NARRAGANSETT ELECTRIC COMPANY d/b/a
NATIONAL GRID AND CLEAR RIVER ENERGY LLC'S
JOINT APPLICATION TO CONSTRUCT THE
BURRILLVILLE INTERCONNECTION PROJECT

DOCKET No. SB-2017-01

**CLEAR RIVER ENERGY, LLC's SUPPLEMENTAL RESPONSE TO
THE TOWN OF BURRILLVILLE'S 3rd SET OF DATA REQUEST, NO 3-1**

Request 3-1 On January 23, 2018, Clear River Energy LLC ("Clear River") filed a
Withdrawal of Complaint ("Withdrawal") in FERC Docket EL 18-31-000.

The Withdrawal specifically references the "Rhode Island Energy Facility
Siting Board ("EFSB") proceeding" and states that "in order to remove this
issue from being considered in any way in the EFSB proceed [...] Clear River
is submitting this notice of withdrawal of the Complaint." *Clear River
Withdrawal*, at 2.

Clear River's Withdrawal does not seek dismissal of FERC Docket No. EL 18-
31-000 with prejudice. What, if anything, prevents Clear River and/or
Invenergy from refiling a similar complaint in the future (for example, after the
proceedings before the RI EFSB are concluded)?

ORIGINAL Neither Invenergy nor Clear River have any plans to refile a similar complaint.
RESPONSE 3-1 Moreover, FERC has rendered a decision in Docket ER18-349-000, and the
Large Generator Interconnection Agreement ("LGIA") is effective.

SUPPLEMENTAL **In other words, while it is true that Invenergy could file a similar complaint
RESPONSE in the future, Invenergy will not be doing so. In addition, the FERC has
rendered a decision in Docket ER 18-349-000 making the DAF charge
part of the contractual requirement under the LGIA.**

RESPONDENT: Kris Zadlo, Invenergy Thermal Development LLC

DATE: February 13, 2018

CLEAR RIVER ENERGY LLC
By its Attorney,



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Dated: February 13, 2018

CERTIFICATE OF SERVICE

I hereby certify that on February 13, 2018, I delivered a true copy of the foregoing responses to the **Town of Burrillville's 3rd Set of Data Requests in Docket No. SB-2017-01** via electronic mail to the parties on the attached service list.



SB-2017-01 Burrillville Interconnection Project Service List as of 10/12/2017

Name/Address	E-mail	Phone/FAX
<p>File an original and 6 copies with EFSB: Todd Bianco, Coordinator Energy Facility Siting Board 89 Jefferson Boulevard Warwick, RI 02888</p> <p>Margaret Curran, Chairperson Janet Coit, Board Member Assoc. Dir., Div. of Planning Parag Agrawal Patti Lucarelli Esq., Board Counsel Susan Forcier Esq., Counsel Rayna Maguire, Asst. to the Director DEM Catherine Pitassi, Asst. to. Assoc. Dir. Plann. Margaret Hogan, Sr. Legal Counsel</p>	Todd.Bianco@puc.ri.gov ;	401-780-2106
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