

October 20, 2017

**Via Regular Mail/Electronic Mail**

Todd Anthony Bianco, PhD, EFSB Coordinator  
Rhode Island Public Utilities Commission  
89 Jefferson Blvd.  
Warwick, RI 02888

**Re: *Invenergy Docket No. SB-2015-06***

Dear Dr. Bianco:

On behalf of Invenergy Thermal Development LLC (“Invenergy”), I write in response to the Conservation Law Foundation’s (“CLF”) letter to the Rhode Island Energy Facility Siting Board (“EFSB” or “Board”), dated October 19, 2017.

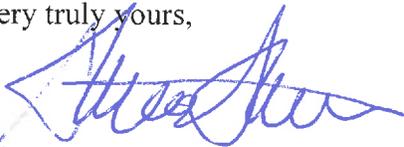
In its letter, CLF mischaracterizes Invenergy’s request to present for public comment the contents of its application in accordance with R.I. Gen. Laws § 42-98-9.1. CLF improperly and incorrectly claims that Invenergy allegedly admitted that the filing of the revised Water Supply Plan on January 11, 2017 rendered Invenergy’s application a purported “new application.” Invenergy *never* made such a statement and/or admission, and CLF’s statement is patently false.

When the Board granted the Town of Charlestown’s (“Charlestown”) Intervention Motion, the Board directed Invenergy to make a presentation to Charlestown in accordance with R.I. Gen. Laws 42-98-9.1, inclusive of the Water Supply Plan filed on January 11, 2017 and the supplement filed on September 28, 2017. In order to ensure that R.I. Gen. Laws 42-98-9.1 has been satisfied, Invenergy filed a letter with the Board yesterday requesting an opportunity to make that same presentation to the host community, the Town of Burrillville.

CLF’s letter repeats arguments made previously to and rejected by the Board. The Board has already determined that the filing of the revised Water Supply Plan *did not* render Invenergy’s application a new application. *See* Order No. 106, dated Mar. 28, 2017, effective Feb. 16, 2017; Order No. 110, dated and effective Apr. 13, 2017. When the Board made its determination, Invenergy had disclosed Benn Water & Heavy Transport Corp. (“Benn Water”) as a contingent/redundant supplier. *See* Jan. 11, 2017 Revised Water Supply Plan. The Supplement Invenergy filed on September 28, 2017 simply identified the Narraganset Indian Tribe as an additional contingent/redundant water source that will be trucked by Benn Water. The revised Water Supply Plan and the Supplement *do not* render the application a purported new application.

Accordingly, CLF's request for a "rehearing" of prior motions is neither necessary nor appropriate and contrary to this Board's previous Orders. *See* Order No. 106, dated Mar. 28, 2017, effective Feb. 16, 2017; Order No. 110, dated and effective Apr. 13, 2017.

Very truly yours,



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cc: Service List (*via e-mail only*)