

**KEOUGH & SWEENEY, LTD.**

ATTORNEYS AND COUNSELORS AT LAW

100 ARMISTIGE BOULEVARD

PAWTUCKET, RHODE ISLAND 02860

JOSEPH A. KEOUGH JR.\*  
JEROME V. SWEENEY III\*

SEAN P. KEOUGH\*  
MARGARET HOGAN SWEENEY\*

JEROME V. SWEENEY II  
OF COUNSEL

\*ADMITTED TO PRACTICE IN  
RHODE ISLAND & MASSACHUSETTS

TELEPHONE  
(401) 724-3600

FACSIMILE  
(401) 724-9909

[www.keoughsweeney.com](http://www.keoughsweeney.com)

BOSTON OFFICE:  
171 MILK STREET  
SUITE 30  
BOSTON, MA 02109  
TEL. (617) 574-0054  
FAX (617) 451-1914

December 28, 2009

Ms. Luly Massaro, Clerk  
Rhode Island Public Utilities Commission  
89 Jefferson Boulevard  
Warwick, RI 02888

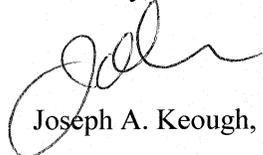
**Re: *Review of Proposed Town of New Shoreham  
Project, Pursuant to R.I.G.L. § 39-26.1-7  
Docket No. 4111***

Dear Ms. Massaro:

Enclosed please find an original and nine (9) copies of Deepwater Wind Block Island, LLC's response to the Conservation Law Foundation's Second Set of Data Requests. Please note that an electronic copy has been sent to the Service List.

Thank you for your attention to this matter.

Sincerely,



Joseph A. Keough, Jr.

JAK/kf  
Enclosure

CC: Service List

**STATE OF RHODE ISLAND PUBLIC UTILITIES COMMISSION**  
**DOCKET No. 4111**  
**Deepwater Wind Block Island, LLC**  
**Response To**  
**The Conservation Law Foundation's Data Requests**  
**SET 2**

**CLF 5 :** What is Deepwater Wind's understanding of the permitting process that will be necessary under applicable state and federal law in order for the proposed Block Island wind farm at issue in this document to be built? Please include in your answer a list of all state and federal permits that Deepwater believes to be required and the governmental agency responsible for issuing each one.

**Response:** Deepwater Wind will have to obtain a lease and permit from the State of Rhode Island through the CRMC for the offshore site of the Block Island Wind Farm, as well as a right of way for the generator lead from the Block Island Wind Farm to Block Island, and for a portion of the transmission line from Block Island to the Rhode Island mainland, in state waters. In addition, because a portion of the generator lead from Block Island to the Rhode Island mainland will traverse Federal waters, Deepwater Wind will need to obtain a right of way from the U.S. Minerals and Management Service and a related permit from the U.S. Army Corps of Engineers. It will be necessary to obtain additional permits for preliminary studies, various aspects of the construction process and operations and maintenance.

A detailed list of permits is set forth on Exhibit B of the Power Purchase Agreement filed with the Commission.

**Response by:** William Moore

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**CLF 6:** What is Deepwater Wind's understanding of the relationship and applicability (if any) of the Special Area Management Plan (SAMP) to be issued by the Rhode Island Coastal Resources Management Council (CRMC) to the permitting of the proposed Block Island wind farm at issue in this docket?

**Response:** Deepwater Wind is a supporter of the SAMP process and the forward-thinking efforts of various state agencies in Rhode Island, particularly the CRMC, in collecting and assessing data concerning Rhode Island's ocean resources. We believe that these efforts have made Rhode Island one of the leading states in the effort to develop an offshore wind industry in the U.S.

The SAMP incorporates ocean zoning of existing uses and potential future uses, such as renewable energy projects, which takes into account critical areas, such as transportation corridors, military reserves, and essential habitat. The end product of the SAMP will be preselected sites in the ocean zone that are environmentally and technically sound and that have community acceptance for development projects, like offshore wind farms. This zoning exercise is intended to inform the regulatory permitting process, thereby increasing permitting predictability, and expediting application review. Deepwater Wind will work with such agencies to frame any SAMP data in its appropriate context, but the ultimate relevance of the SAMP data will be determined by such agencies as a matter of agency discretion.

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**CLF 7:** How does Deepwater Wind anticipate making a determination of where to propose siting the actual turbines?

**Response:** In selecting a site for the Block Island Wind Farm, Deepwater Wind will take into account a number of factors, including the quality of available wind resources, the suitability of undersea soil conditions, community support, and any considerations relevant to the permitting process, such as environmental conditions, cultural considerations, and existing or zoned uses. Ultimately, the choice of site must balance considerations of performance, cost and permitting considerations, in order to attract the necessary financing for the project to be built.

**Response by:** William Moore

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**CLF 8:** What assumptions (if any) about the location(s) of the actual turbines did Deepwater make in performing its calculations of the anticipated cost of this project?

**Response:** Deepwater Wind has assumed it will obtain a state lease for a site within the state waters around Block Island in a location to the southeast of Block Island, shown in Figure 1 below.

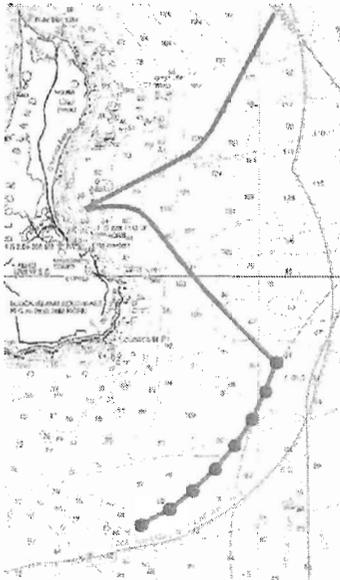


Fig 1: Proposed site of Block Island Wind Farm

Over the summer of 2009, Deepwater Wind invested significant financial resources to conduct extensive geotechnical surveys at the site. In doing so, Deepwater Wind was able to maintain its development critical path and to stay on track to build the project in time to qualify for significant Federal incentives. If Deepwater Wind selects a different site, it is unlikely that the project would stay on schedule, and the project would not qualify for Federal incentives. Finally, a site beyond state waters would be in the jurisdiction of the U.S. Minerals and Management Service and would involve different factors and timing, and therefore, cost.

**Response by:** William Moore

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**CERTIFICATION**

I hereby certify that on December 28, 2009, I sent a copy of the within to all parties set forth on the attached Service List by electronic mail and copies to Luly Massaro, Commission Clerk, by electronic mail and regular mail.

<b>Name/Address</b>	<b>E-mail Distribution</b>	<b>Phone/FAX</b>
Thomas R. Teehan, Esq. National Grid. 280 Melrose St. Providence, RI 02907	<a href="mailto:Thomas.teehan@us.ngrid.com">Thomas.teehan@us.ngrid.com</a>	401-784-7667 401-784-4321
	<a href="mailto:Joanne.scanlon@us.ngrid.com">Joanne.scanlon@us.ngrid.com</a>	
Ronald T. Gerwatowski, Esq. National Grid 40 Sylvan Rd. Waltham, MA 02451	<a href="mailto:Ronald.gerwatowski@us.ngrid.com">Ronald.gerwatowski@us.ngrid.com</a>	
	<a href="mailto:Celia.obrien@us.ngrid.com">Celia.obrien@us.ngrid.com</a>	
	<a href="mailto:Jennifer.brooks@us.ngrid.com">Jennifer.brooks@us.ngrid.com</a>	
Joseph A. Keough, Jr., Esq. Keough & Sweeney 100 Armistice Blvd. Pawtucket, RI 02860	<a href="mailto:jkeoughjr@keoughsweeney.com">jkeoughjr@keoughsweeney.com</a>	401-724-0600
Michael McElroy, Esq. Schacht & McElroy PO Box 6721 Providence RI 02940-6721	<a href="mailto:McElroyMik@aol.com">McElroyMik@aol.com</a>	401-351-4100 401-421-5696
	<a href="mailto:iftruck35@mac.com">iftruck35@mac.com</a>	
	<a href="mailto:albertre@optimum.net">albertre@optimum.net</a>	
Alan Mandl, Esq. Smith & Duggan LLP Lincoln North 55 Old Bedford Road Lincoln, MA 01773	<a href="mailto:amandl@smithduggan.com">amandl@smithduggan.com</a>	617-228-4464 781-259-1112
Jerry Elmer, Esq. Conservation Law Foundation 55 Dorrance Street Providence, RI 02903	<a href="mailto:Jelmer@clf.org">Jelmer@clf.org</a>	401-351-1102 401-351-1130
Katherine A. Merolla, Esq., Merolla & Accetturo 469 Centerville Road Suite 206 Warwick, RI 02886	<a href="mailto:KAMLAW2344@aol.com">KAMLAW2344@aol.com</a>	401-739-2900 401-739-2906
Richard A. Sinapi, Esq. Sinapi Formisano & Company, Ltd. 100 Midway Place, Suite 1 Cranston, RI 02920-5707	<a href="mailto:clicks@sfcflaw.com">clicks@sfcflaw.com</a>	401-944-9690 401-943-9040

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Alan Shoer, Esq. Adler Pollock & Sheehan One Citizens Plaza, 8 <sup>th</sup> Floor Providence, RI 02903-1345	<a href="mailto:Ashoer@apslaw.com">Ashoer@apslaw.com</a>	401-274-7200 401-751-0604
Joseph J. McGair, Esq. Petrarca & McGair, Inc. 797 Bald Hill Rd. Warwick RI 02886	<a href="mailto:jjm@petrarcamcgair.com">jjm@petrarcamcgair.com</a>	401-821-1330
	<a href="mailto:mikdelia@biaero.com">mikdelia@biaero.com</a>	401-823-0970
	<a href="mailto:maggie@biaero.com">maggie@biaero.com</a>	
Leo Wold, Esq. Dept. of Attorney General 150 South Main St. Providence, RI 02903	<a href="mailto:lwold@riag.ri.gov">lwold@riag.ri.gov</a>	401-222-2424
	<a href="mailto:Steve.scialabba@ripuc.state.ri.us">Steve.scialabba@ripuc.state.ri.us</a>	401-222-3016
	<a href="mailto:Al.contente@ripuc.state.ri.us">Al.contente@ripuc.state.ri.us</a>	
Jon Hagopian, Esq. Dept. of Attorney General 150 South Main St. Providence, RI 02903	<a href="mailto:jhagopian@riag.ri.gov">jhagopian@riag.ri.gov</a>	
	<a href="mailto:Dmacrae@riag.ri.gov">Dmacrae@riag.ri.gov</a>	
	<a href="mailto:Mtobin@riag.ri.gov">Mtobin@riag.ri.gov</a>	
Paul Rich, Deepwater Wind	<a href="mailto:Prich@dwwind.com">Prich@dwwind.com</a>	401-648-0604
Bill Moore, Deepwater Wind	<a href="mailto:Wmoore@dwwind.com">Wmoore@dwwind.com</a>	401-648-0604
Susan Demacedo, Deepwater Wind	<a href="mailto:susan@dwwind.com">susan@dwwind.com</a>	401-648-0606
David Schwartz	<a href="mailto:dschwartz@dwwind.com">dschwartz@dwwind.com</a>	
Richard LaCapra, LaCapra Associates	<a href="mailto:Rlacapra@lacapra.com">Rlacapra@lacapra.com</a>	212-675-8123
Richard Hahn Mary Neal Lacapra Associates 1 Washington Mall, 9th floor Boston, MA 02108	<a href="mailto:rhahn@lacapra.com">rhahn@lacapra.com</a>	
	<a href="mailto:mneal@lacapra.com">mneal@lacapra.com</a>	
<b>Original &amp; nine (9) copies w/:</b> Luly E. Massaro, Commission Clerk Public Utilities Commission 89 Jefferson Blvd. Warwick RI 02889	<a href="mailto:Lmassaro@puc.state.ri.us">Lmassaro@puc.state.ri.us</a>	401-780-2017
	<a href="mailto:Cwilson@puc.state.ri.us">Cwilson@puc.state.ri.us</a>	401-941-1691
	<a href="mailto:Nucci@puc.state.ri.us">Nucci@puc.state.ri.us</a>	
	<a href="mailto:Anault@puc.state.ri.us">Anault@puc.state.ri.us</a>	
	<a href="mailto:Secamara@puc.state.ri.us">Secamara@puc.state.ri.us</a>	
Matt Auten, Office of Lt. Governor	<a href="mailto:mauten@ltgov.state.ri.us">mauten@ltgov.state.ri.us</a>	
Julian Dash, RIEDC	<a href="mailto:jdash@riedc.com">jdash@riedc.com</a>	
Rep. Ehrhardt	<a href="mailto:rep-ehrhhardt@rilin.state.ri.us">rep-ehrhhardt@rilin.state.ri.us</a>	

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100 Armistice Boulevard

Pawtucket, RI 02860

(401) 724-3600