



*Building Power for Environmental Justice*

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June 3, 2011

Robert Shea, Presiding Officer (By Hand Delivery)  
Energy Facilities Siting Board  
One South Station  
Boston, MA 02110

Re: *Brockton Power Company, LLC*, EFSB 07-7A/DPU 07-58/DPU 07-59

Dear Presiding Officer Shea:

Thank you for the opportunity to provide comments on the Issues Memorandum. ACE submits the following comments in response to your Memorandum dated May 24, 2011 allowing intervenors and others to file comments on the Issues Memorandum. Please accept this letter (and five enclosed copies) as ACE's comments.

In lieu of written comments, the Brockton and West Bridgewater Residents refer to and rely upon the facts and arguments set forth in the following documents:

- Initial Brief of the Eleven Brockton and Fifteen West Bridgewater Residents, Intervenors, filed February 3, 2011; and
- Reply Brief of the Eleven Brockton and Fifteen West Bridgewater Residents, Intervenors, filed February 15, 2011.

Please note that by not commenting on other aspects of the Issues Memorandum at this time, ACE is not necessarily in agreement and reserves the right to comment upon such other issues at the meeting on June 9, 2011, or when they are raised in the anticipated tentative decision or final decision.

Please docket and file these comments. Thank you.

Sincerely,  
Staci M. Rubin

Staci M. Rubin  
Eugene B. Benson  
Counsel for the Brockton and West Bridgewater residents  
617-442-3343 x236  
[Staci@ace-ej.org](mailto:Staci@ace-ej.org)

cc: Service list (by electronic mail)

CERTIFICATE OF SERVICE

I hereby certify that the enclosed letter including Comments of the Eleven Brockton and Fifteen West Bridgewater Residents, Intervenors, was served as required by the Memorandum dated May 24, 2011 and the Procedural Ground Rules of March 20, 2008, by hand delivery to the Siting Board Hearing Officer on June 3, 2011, and, by email to the Presiding Officer, DPU electronic filing address, and to the parties that agreed to email service and first class mail postage prepaid to the other parties on June 3, 2011.

Staci M. Rubin

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Dated at Roxbury, MA, this 3<sup>rd</sup> day of June, 2011.