

M E M O R A N D U M

Bethany A. Bartlett
617.646.2038
babartlett@sherin.com

TO: Massachusetts Department of Energy Resources

FROM: Bethany A. Bartlett; Douglas M. Henry

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SUBJECT: Comments

Clarification and Guidance under 225 CMR 14.05(4)(k)4.b and c.

Subsection 4.b, as listed above

What documentation would satisfy the Department that 50% of total construction costs have been expended?

What would be the estimated response time by the Department in reviewing the construction cost data and issuing its decision to grant the extension?

To confirm that upon satisfaction of the greater than 50% of total construction cost expended by December 31, 2013 threshold, the Department will issue a written extension of the Unit's time to comply with its Statement of Qualification.

Subsection 4.c, as listed above

What documentation would satisfy the Department that there is a delay by the local distribution company of issuing its authorization to interconnect or issuing its permission to operate?

Is there an outside date by which the Unit must receive its authorization to interconnect or permission to operate?

We request guidance from the Department with respect to these subsections of the emergency regulations. Thank you.