

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
ENERGY FACILITY SITING BOARD**

In re: The Narragansett Electric Company :
(E-183 115 kV Transmission Line : **Docket No. SB-2003-01**
Relocation Project – A/C I-195 Relocation) :

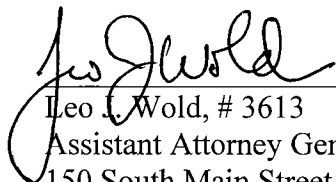
**RESPONSE OF THE DEPARTMENT OF ATTORNEY GENERAL
TO REQUEST OF ENERGY FACILITIES SITING BOARD**

At the hearing that transpired on September 26, 2017, the Energy Facility Siting Board (“EFSB”) requested the parties in this matter to opine as to whether the terms of the Settlement Agreement dated May 25, 2004 can reasonably be construed to include Providence’s newly proposed Pole 1 to Pole 7 underground alignment (“Proposed Alignment”). The Department of Attorney General (the “Department”) has reviewed the Settlement Agreement dated May 25, 2004. While the Proposed Alignment is not within the literal language of the Settlement Agreement, the Department concurs that a good faith argument can be made that the Proposed Alignment comes within the spirit of the Settlement Agreement.

More importantly, however, the Department is concerned about the length of time this docket has remained pending before the EFSB. If the EFSB decides to proceed to review the Proposed Alignment, it should, at a minimum, establish the following limitations: 1) set a strict time deadline for completion of the EFSB’s review of the Proposed Alignment, *e.g.*, no more than 90 days from October 18, 2017, 2) set a reasonable limit on the cost of any National Grid evaluation of the Proposed Alignment, and 3) rule that the Proposed Alignment will be the final configuration that the EFSB will consider in this docket.

Respectfully Submitted,

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ATTORNEY GENERAL
By his attorneys,



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CERTIFICATION OF SERVICE

I certify that a copy of the within Response was forwarded by e-mail to the Service List in the above-entitled docket on the 10th day of October, 2017.

