

-
- **Downeast LNG, Inc.**



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Admitted in: ME NH

April 1, 2010

Via Email and U.S. Mail

Susan M. Lessard, Chair
Attn: Terry A. Hanson
Board of Environmental Protection
17 State House Station
Augusta, ME 04333-0017

RE: CALAIS LNG PROJECT COMPANY LLC
LNG Receiving, Storage and Vaporization Terminal, Calais, Maine
Send-Out Pipeline, Calais, Baileyville, Baring, and Princeton, Maine

Dear Chair Lessard:

Enclosed for filing is the Petition to Intervene by Downeast LNG, Inc. and Downeast Pipeline LLC with regard to the above-captioned proceeding.

Sincerely,

A handwritten signature in black ink, appearing to read "Matthew D. Manahan".

Matthew D. Manahan

MDM/dcu
Enclosure

STATE OF MAINE
DEPARTMENT OF ENVIRONMENTAL PROTECTION

IN THE MATTER OF

CALAIS LNG PROJECT COMPANY LLC)
LNG Receiving, Storage and Vaporization Terminal, Calais, Maine)
Send-Out Pipeline, Calais, Baileyville, Baring, and Princeton, Maine)
)
Air Emissions Application #A-1029-71-A-N,)
Site Location of Development Application #L-24843-26-A-N,)
Natural Resources Protection Act Applications #L-24843-TG-B-N,)
#L-24843-IW-C-N, #L-24843-L6-D-N, #L-24843-4P-E-N)
Waste Discharge Application #W-9056-5O-A-N)

**PETITION TO INTERVENE BY
DOWNEAST LNG, INC. AND DOWNEAST PIPELINE LLC**

Pursuant to Chapter 30(5)(A)(1) of the Maine Department of Environmental Protection Regulations, Downeast LNG, Inc. and Downeast Pipeline LLC (collectively "Downeast LNG") hereby petition to intervene in the above-captioned proceedings, and state as follows:

1. On March 18, 2010, the Board of Environmental Protection (the "Board") voted to assume jurisdiction over the licensing of the LNG receiving, storage and vaporization terminal and associated infrastructure in Calais, Maine and send-out pipeline in Calais, Baileyville, Baring Plantation, and Princeton, Maine, proposed by Calais LNG Project Company LLC ("Calais LNG").

2. Downeast LNG is a business also proposing to build an LNG import, regasification, and storage facility, as well as a natural gas pipeline, in Washington County, Maine. Downeast LNG proposes to import the natural gas and sell it in the natural gas market. The proposed Downeast LNG facility would be located in Robbinston, Maine, approximately 7 miles from the proposed Calais LNG facility.

3. For reasons similar to those contained herein, North East Energy Development Company, LLC (the predecessor of Calais LNG) intervened in the Board's licensing proceedings for Downeast LNG's facility and pipeline.

4. The construction and operation of the proposed Calais LNG facility and pipeline may have direct impacts on the operation of the Downeast LNG facility and pipeline.

5. Because Downeast LNG also is proposing to construct an LNG terminal and pipeline in Maine, Downeast LNG has a direct and substantial interest that may be affected by the Calais LNG proceedings, because Board action taken with regard to the Calais LNG applications, or Board interpretations of environmental statutes and regulations in the course of reviewing the Calais LNG applications, may have a direct and substantial impact on Downeast LNG's project.

6. Downeast LNG has reasonably specific contentions regarding the subject matter of the hearing and the appropriate statutory criteria. For example, Downeast LNG believes that:

a. The Downeast LNG project meets the statutory criteria in the applicable DEP laws and regulations, and all LNG projects should be subject to equal application of the same review standards; and

b. It is important that the scope of review of LNG projects (*e.g.*, whether consideration is given to safety issues or economic impacts), especially of those projects situated in close proximity to one another, be the same.

7. Accordingly, Downeast LNG believes that no other party can adequately represent the interests of Downeast LNG in these proceedings. Downeast LNG is prepared and capable of participating in the hearing in order to support its contentions, as demonstrated by

Downeast's prior application before the Department and its pending application before the Federal Energy Regulatory Commission.

8. Based upon the above, Downeast LNG respectfully requests that it be granted Intervenor status in this proceeding.

Dated: April 1, 2010



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Attorneys for Downeast LNG, Inc. and
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