

Appeal by Darren W. Lord

Darren W. Lord  
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Winterport, ME 04496  
207-949-0866

July 29<sup>th</sup>, 2013

Board of Environmental Protection  
17 State House Station  
Augusta, ME 04333-0017

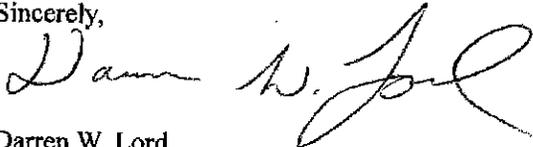
I am writing this letter as an appeal to the recent decision by the Department of Environmental Protection as it relates to the Hancock Wind Project. I am an aggrieved person as it relates to this project as I own property and a camp on Spectacle Pond in Osborn, which has been in our family for close to 50 years and have been negatively impacted by the wind project at Bull Hill and will be further impacted by phase 2; which is the Hancock Wind Project. I am respectfully requesting that the decision be overturned and the project denied based on the following 3 principles which merit the project being repudiated. I am a husband, father of 3 lovely children, coach in Winterport and a keeper of the environment. I do not have the financial means and lawyers like First Wind but I am requesting a hearing where I can present my case to the board. It is my belief that truth, ethics and principles will in the long run win out against deception, fraud and dishonesty. I am seeking a full investigation into First Wind and David Fowler for private meetings in Osborn for the Weaver Wind Project, which is phase 3 and not a separate project from the Bull Hill and Hancock Wind. By the same token, I am requesting that the Bull Hill Project be decommissioned based on faulty testimony and unethical business practices by First Wind. Moreover, I am requesting a financial audit of First Wind and its subsidiaries to ensure current projects being operated by First Wind are financially stable and all their financial records are at audit compliance.

1. The Hancock Wind Project, which is a subsidiary of First Wind, is really phase 2 of the Bull Hill Project. During the initial phases of public hearings held by LURC on the Bull Hill Project, representatives from First Wind even referred to the 2<sup>nd</sup> phase as "Bull Hill Phase 2." There are plans at the town office in Osborn for an additional 57 turbines, which will be called "Weaver Wind," which is really phase 3 of the project. These wind projects are all using the same transmission lines and substations and for all practical purposes, one project. The Hancock Wind Project is using the same roads built for the Bull Hill Project and is "leasing" the substation. The turbines from Hancock Wind simply pick up from where the last wind turbine from Bull Hill is located. A jury of my peers would 100% agree with this as it is inexcusable what First Wind presented during phase 1 (Bull Hill project). All of the land for all 3 phases (Bull Hill, Hancock Wind and Weaver Wind) is owned by the Colorado base land holding firm "Ursa Major LLC." Agreements are already in place for all 3 phases. First Wind had all intentions from the very beginning to erect over 80 turbines, but strategically broke it up into 3 separate projects to get them approved. The environmental impact should be weighed and considered as 1 project and not 3. I have repeatedly asked the DEP for an investigation of why David Fowler has been meeting privately with the Board of Selectman from Osborn on the Weaver Wind Project. I have spoken with one of the board members who gave me some very good information and details. The Board from Osborn is very concerned about the DEP and the State finding out about the meetings because they don't want the Weaver Wind Project to be considered with the Hancock Wind Project. The plans for the project (Weaver Wind) are currently in the desk of Roger Waterman's

(Selectman from the town of Osborn) at the town office in Osborn as I have personally seen them and asked questions of Roger about them. When I asked Roger if the DEP had seen them, he "laughed" and said "hell no.....we want our \$4K per turbine.....if the DEP finds out, they will squash it." This is very deceptive and borderline illegal as these meetings should have had a member of the DEP present and separating it from the Hancock project is unethical and unscrupulous. I am requesting an investigation by the Board of Environmental Protection of why private meetings took place, why wasn't the DEP notified, how many meetings took place, were lawyers present with David Fowler when the meetings took place, did any money or the promise of money exchange hands, does Emera know what First Wind & David Fowler did and why didn't they file for these wind turbines with the Hancock Wind Project?

2. First Wind did not meet the "Financial Capacity" requirement by the Wind Energy Act. First Wind Holdings received a \$117 million loan guarantee in March of 2010. First Wind withdrew its initial public offering in October of 2010, due to a lack of investor demand. According to the Boston Globe, investors shied away from the company because "First Wind owes more than \$500 million, loses money on a steady basis, and reports a negative cash flow." On June 19 2012, First Wind was forced to sell 49% of its company to Emera to stave off bankruptcy. Until First Wind can prove that it can operate its current Wind Projects in the State of Maine with financial stewardship, no further wind projects should be considered. A minimum of a 10 year moratorium should be set for First Wind. It is simply too risky that they can sustain financial hardships during the 20 years the turbines will be erected for. An independent study by a reputable CPA firm should be commissioned to audit the finances of First Wind and its subsidiary's to ensure their financial house is in order. Solyndra was given the green light on many occasions even though the same warning signs were present and we all know what happened to the billions in loan guarantees.....the US taxpayer is on the hook.
3. The current escrow amount of \$506,000 is grossly underfunded and only represents \$28,000 per turbines. The real cost is much closer to \$100,000 per turbine and the escrow amount should be \$1.8 million. This doesn't really cover the true cost to the environmental cleanup but simply covers the cost to clean up and dispose of the turbines. First Wind will argue that there is value in the scrap metal which is a faulty premise based on "future cost" when decommissioning. The board should commission an independent study by contractors who have not done work for the wind industry in the past to give an estimate of what it would cost to decommission the Bull Hill Project. It is my opinion, that the Bull Hill Project was presented and authorized under false pretenses and unethical business practices by First Wind and its representative David Fowler. The remedy that I am seeking is a decommissioning of the Bull Hill Project in 2014, the Hancock Wind project decision is overturned and that the Weaver Wind Project is never even considered by the DEP as a valid project.

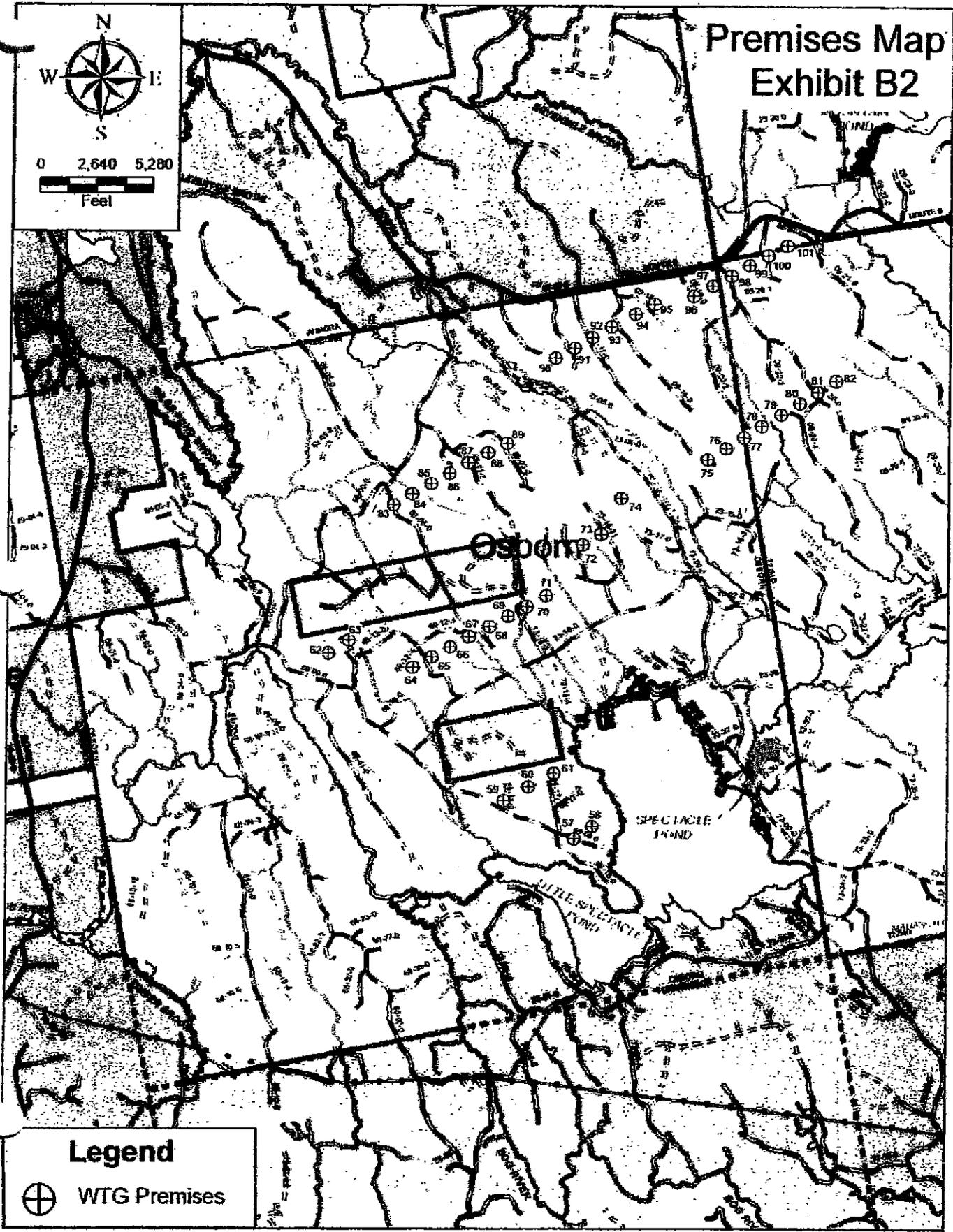
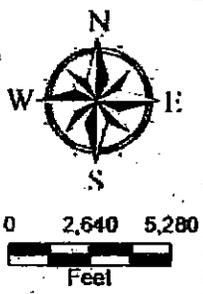
Sincerely,



Darren W. Lord

Cc Patricia Aho, Maria Lentine-Eggett, First Wind, Emera

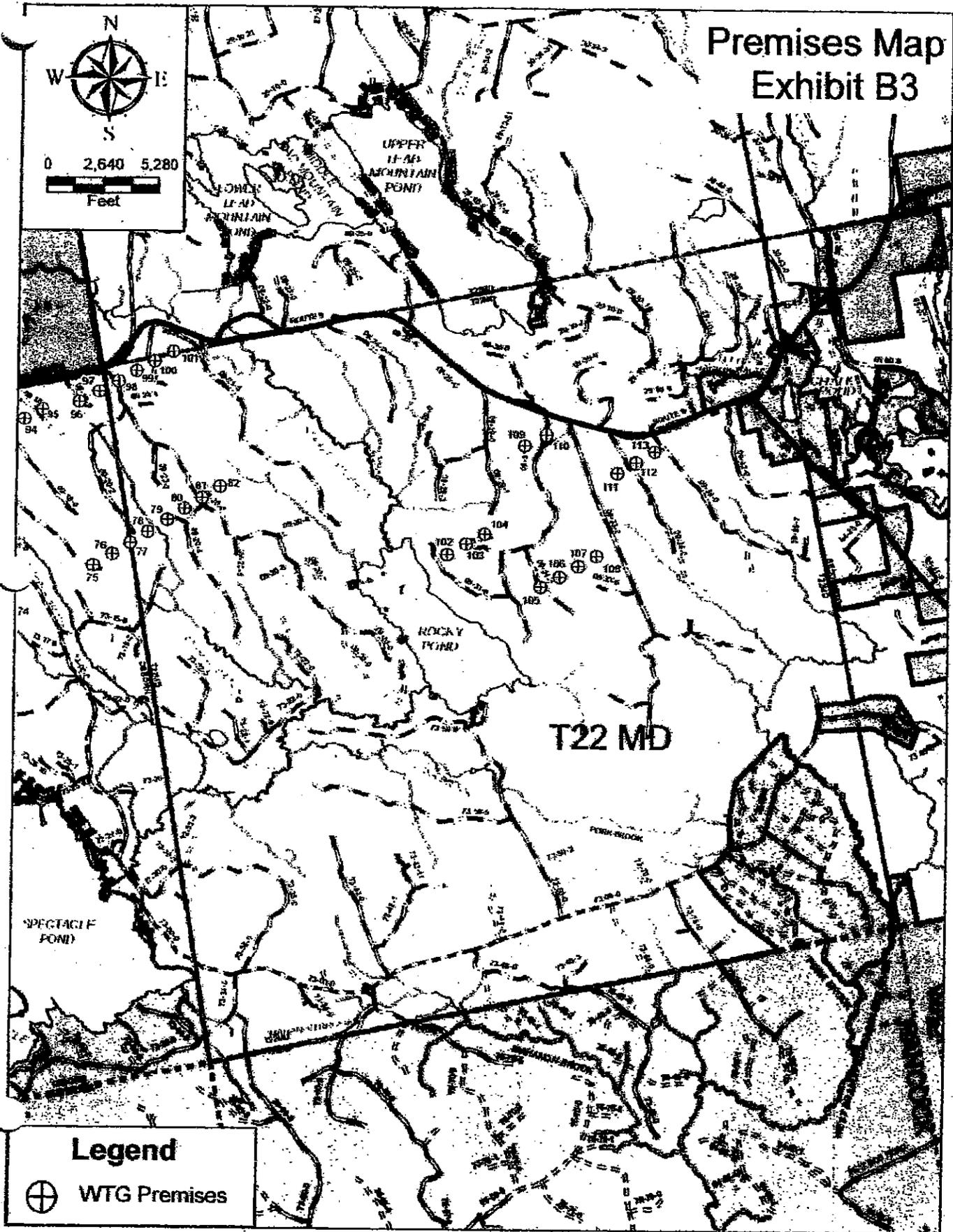
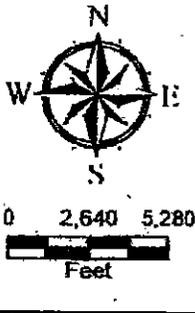
# Premises Map Exhibit B2



## Legend

⊕ WTG Premises

# Premises Map Exhibit B3



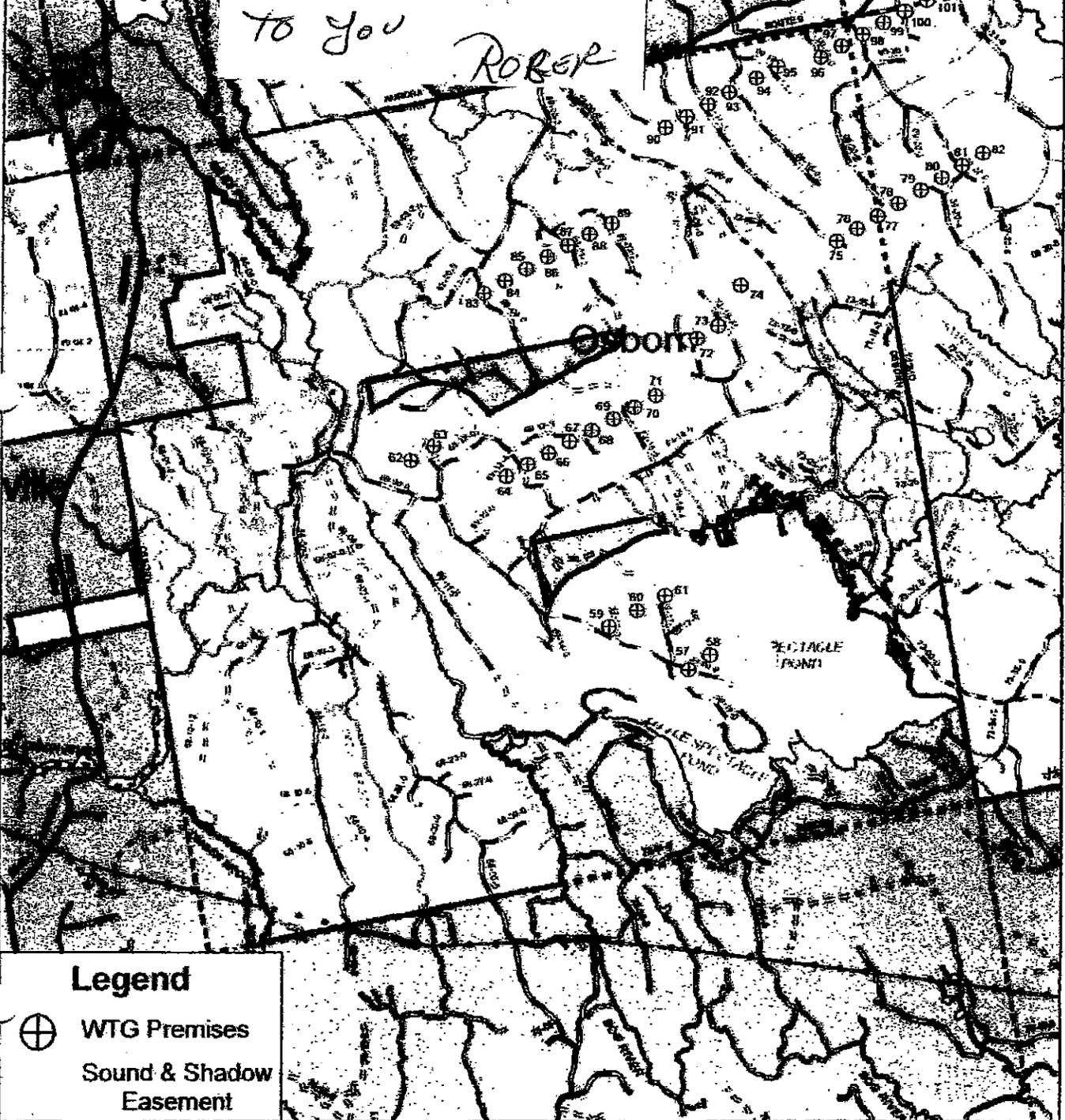
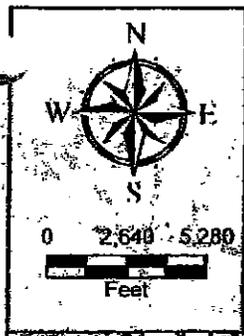
## Legend

 WTG Premises

ORIGINAL GENERATOR

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ENCLOSED LAST  
TUES NITE &  
FORGOT TO GIVE IT  
TO YOU  
ROBER

### Sound and Shadow Easement Map Exhibit E1



#### Legend

- ⊕ WTG Premises
- Sound & Shadow Easement