Motions to Strike Witnesses and Other Hearing Issues

Pursuant to the DEP’s and the LUPC’s respective Third Procedural Orders, CMP and the Intervenor Groups timely designated their respective witnesses. (The Office of the Public Advocate did not designate any witnesses.) CMP moved to strike Group 1 witnesses Haynes and Falzone and Group 4 witnesses Towle, Calhoun, and Joseph because it appears to CMP that those witnesses’ testimony may not be confined to the hearing topics identified by the DEP and the LUPC. Groups 1 and 4 oppose CMP’s motion to strike. Additionally, Groups 2 and 10 moved to strike Group 3 witnesses Poole, Connors, and Barrett because it appears to Groups 2 and 10 that Poole’s, Connors’s, and Barrett’s testimony may not be confined to the hearing topics identified by the DEP and the LUPC. Pre-filed witness testimony is due Thursday, February 28. Objections to pre-filed testimony are due March 7. The Presiding Officers will not rule on any pending motions to strike prior to March 7.

The parties are reminded that all testimony they intend to provide at the public hearing must be confined to the specified hearing topics. The parties may address statutory and regulatory review criteria that are not hearing topics by submitting written comments to the Department and the LUPC while the record is open.

Service List
According to his email dated February 19, 2019, Attorney Petruccelli is not receiving all emails pertaining to the project. The DEP and the LUPC have added Attorney Petruccelli to its joint service list. Please be sure you are using the most recent version of the service list.

Designated Spokesperson
Attached to this email is a chart identifying each consolidated intervenor group and the spokesperson for that group. Each group must have only one designated spokesperson. Groups are reminded that any group submissions must come from the designated spokesperson. If the attached list misidentifies a Group’s spokesperson, or a Group wishes to change their spokesperson, please let me know by February 28, 2019.

Back-up Hearing Dates
In the Third Procedural Order, Presiding Officers requested that parties set aside April 8, 10, and 11 as potential back-up hearing dates. Those dates are no longer available. The Presiding Officers are now requesting that parties set aside are now May 6, 7, 9, and 10, 2019, for back-up dates (e.g., in the event of inclement weather).

James R. Beyer  
Regional Licensing and Compliance Manager  
Bureau of Land Resources - Eastern Maine Regional Office  
Maine Department of Environmental Protection  
(207) 446-9026  
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### CMP-NECEC Intervenor Groups

<table>
<thead>
<tr>
<th>Consolidated Groups</th>
<th>Intervenors</th>
<th>Designated Spokesperson</th>
</tr>
</thead>
</table>
| Group 1             | Friends of Boundary Mountains  
                      Maine Wilderness Guides  
                      Old Canada Road             | Bob Hayes                       |
| Group 2             | West Forks Plantation  
                      Town of Caratunk  
                      Kennebec River Anglers  
                      Maine Guide Services  
                      Hawk’s Nest Lodge  
                      Mike Pilsbury             | Elizabeth Boepple, Esq.       |
| Group 3             | International Energy Consumer Group  
                      City of Lewiston  
                      International Brotherhood of Electrical Workers, Local 104  
                      Maine Chamber of Commerce  
                      Lewiston/Auburn Chamber of Commerce* | Anthony Buxton, Esq.          |
| Group 4             | Natural Resources Council of Maine  
                      Appalachian Mountain Club  
                      Trout Unlimited             | Sue Ely                         |
| Group 5             | Brookfield Energy  
                      Wagner Forest                 | Jeff Talbert, Esq.              |
| Group 6             | The Nature Conservancy  
                      Conservation Law Foundation  | Rob Wood                        |
| Group 7             | Western Mountains and Rivers Corporation                                   | Ben Smith, Esq.                 |
| Group 8             | Next Era                      | Joanna Tourangeau, Esq.         |
| Group 9             | Office of the Public Advocate                                               | Barry Hobbins                   |
| Group 10            | Edwin Buzzell  
                      LUPC Residents and Recreational Users*  
                      Carrie Carpenter, Eric Sherman, Kathy Barkley,  
                      Kim Lyman, Mandy Farrar, Matt Wagner,  
                      Noah Hale, Taylor Walker, and Tony DiBlasi | Elizabeth Boepple, Esq.       |

The asterisks (*) show Intervenors in only the LUPC process. Others listed are either Intervenors in the DEP process only or both the DEP and LUPC processes.