

STATE OF MAINE  
BOARD OF ENVIRONMENTAL PROTECTION



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GOVERNOR

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November 18, 2021

**SENT VIA ELECTRONIC MAIL ONLY**

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**Re: NRCM's and West Forks Group's Renewed Requests for a Stay of the  
New England Clean Energy Connect Order**

Dear Participants:

On November 4, 2021, Natural Resources Council of Maine (NRCM) filed with the Department Environmental Protection (Department) a renewed request for a stay of the May 11, 2020 Order of the Commissioner of the Department conditionally approving the application of Central Maine Power Company (CMP) to construct the New England Clean Energy Connect (NECEC Order) as well as all subsequent related Commissioner decisions transferring, amending and revising the NECEC Order.<sup>1</sup>

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<sup>1</sup> Subsequent to issuance of the NECEC Order, the Commissioner issued an order on December 4, 2020, approving the partial transfer of the NECEC Order to NECEC Transmission LLC (Transfer Order), and on May 7, 2021, issued two orders conditionally approving minor revision applications of CMP and NECEC Transmission LLC (Licensees). Appeals of the NECEC Order, Transfer Order, and one of the two Minor Revision Orders issued on May 7, 2021, are pending before the Board.

On November 9, 2021,<sup>2</sup> West Forks Group filed with the Department a similar renewed request for a stay the NECEC Order.<sup>3</sup>

On November 12, 2021, the Licensees filed with the Department a response in opposition to NRCM's and West Forks Group's renewed requests for a stay of the NECEC Order. The Licensees copied, among others, the service list for the consolidated appeals of the NECEC Order and Transfer Order pending before the Board.

As stated in my letters dated October 23, 2020, and August 12, 2021, in response to earlier requests for stays in this matter by NRCM and West Forks Group, for consistency and administrative economy the current two renewed requests for a stay are more appropriately addressed by and are referred to the Commissioner. Since NRCM's and West Forks Group's requests were made to both me and the Commissioner, who is in receipt of the requests, no further action of the Board is warranted at this time.

If you have any questions, you may contact Board Analyst William F. Hinkel at [bill.hinkel@maine.gov](mailto:bill.hinkel@maine.gov) (207) 314-1458 or Assistant Attorney General Peggy Bensinger at [peggy.bensinger@maine.gov](mailto:peggy.bensinger@maine.gov) (207) 626-8578.

Respectfully,



Mark C. Draper, Chair  
Board of Environmental Protection

cc (via e-mail only): Commissioner Loyzim  
Board Consolidated Appeals Service List (August 3, 2021)  
DEP License Suspension Proceeding Service List

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<sup>2</sup> West Forks Group's November 9, 2021 filing was received by the Board on November 15, 2021.

<sup>3</sup> West Forks Group is comprised of persons who intervened in the Department licensing proceeding and who are now represented by Elizabeth A. Boepple, Esq., of Murray Plumb & Murray. Appellants in the West Forks Group include: Kathy Barkley, Ed Buzzell, Carrie Carpenter, Town of Caratunk, Mandy Farrer, Noah Hale, Hawk's Nest Lodge, Kennebec River Anglers, Kim Lyman, Maine Guide Service, Mike Pilsbury, Eric Sherman, Matt Wagner, and West Forks Plantation.