

Mr. Owen R. Broadhurst
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10/13/2006

Dear Secretary Cottrell:

However difficult it was to find even the briefest mention of my Participation for Limited Participant Status in regards to the Petition of Russell Biomass, LLC, docket #06-60 –

My being reduced to but a footnote within the Response of Russell Biomass, LLC can in no way dissuade me from describing herein exactly how the “Company” has not provided the Department of Telecommunications and Energy sufficient grounds in its Response for said Department to deny my Petition of 20 September for limited participant status.

The footnote to the Response of Russell Biomass, LLC, located on the second page reads as follows and is the second footnote to Section I (“Introduction”) of the noted Response:

“In addition, Russell Biomass does not oppose the Amended Petition for Limited Participant status submitted by Western Massachusetts Electric Company. The Company, however, urges the Department to deny the Petition to Participate submitted by Owens Broadhurst, an Agawam resident. Mr. Broadhurst lives more than 15 miles from the proposed project site and in his Petition, he has failed to demonstrate a “sufficient interest” in this proceeding, a demonstration which is required in order to meet the Department’s standard for obtaining limited participant status. See Section III below.”

Russell Biomass, LLC, however, did admit in said Section that “[t]he Supreme Judicial Court has given the Department broad discretion in determining whether to allow participation – and that “[t]he Department may allow persons not substantially and specifically affected to participate in proceedings for limited purposes.” I do believe that I did demonstrate a certain and serious interest in my own Petition for limited participant status, and again enclose said Petition detailing my clear concerns “as an individual concerned about the river that borders his own hometown, and who does inhale the same pocket of air that people in Russell do.” Please note of this concern and interest that:

- 1) These interests indeed “are unique and cannot be raised by any other petitioner”:
 - i) Not one other petitioner lives downriver. Therefore, not one other petitioner can share my knowledge of the conditions downstream. Not one other petitioner dwells within areas where the serious impact of river volume displacement for the cooling purposes of this proposed project may be felt. Not one other petitioner dwells within a

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community where so many very recently discovered threatened, endangered and rare species along the river banks and watershed are.

- ii) Not one other petitioner lives within the Town of Agawam, a City with documented ozone pollution problems of a caliber documented as a serious health risk by most, if not all, national authorities on the subject. It is a fact that residents of the Town of Agawam, if this proposed project is constructed as presently proposed, will face an increased ozone pollution risk greater than that which even residents of Russell might assume as the constituent pollutants necessary for the creation of ozone travel downwind from their source. As the hearing officer for the Department, and all Authorities within the Department who may rule on my Petition, understand – Russell biomass LLC shall purchase credits for Nitrogen Oxide excess production, and Nitrogen Oxide is indeed a constituent pollutant in the making of ozone.

2) The Petitioner himself is unique, and not one other Petitioner can speak to his interests:

- i) I am the Green-Rainbow Party candidate for State Representative in the Third Hampden District, representing the Towns of Agawam, Southwick, Russell and Granville – and am the sole and only candidate for said office who has ventured to participate in this process.
- ii) I am an individual who has been very much involved in efforts of the Concerned Citizens of Russell now for quite some period of time, and who has afforded the Concerned Citizens of Russell a special insight as an individual who has – as one who once had membership in the Concerned Citizens and Businesses of Agawam, a party that intervened in that case of the Department involving Berkshire Power, LLC – been a participant in such proceedings before, traveling even to Boston.

I strongly urge the Department to please reject the plea by Russell Biomass, LLC for the person of Mr. Owen R. Broadhurst of 96 Elbert Road in the Town of Agawam – an individual indeed distinct from any fictional Owens Broadhurst, who does not reside in the Town of Agawam – to be denied participation.

Sincerely yours,

Owen R. Broadhurst

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