

ISLANDER EAST MEMORANDUM OF LAW
RECORD ON APPEAL

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1. Notice of Appeal to the Secretary of Commerce, November 14, 2002.
2. Connecticut Department of Environmental Protection Consistency Denial Letter, October 15, 2002 (“Consistency Denial Letter”).
3. Islander East Pipeline Project Application for Certificate of Public Convenience and Necessity with Market Data, June 15, 2001 (“Market Data”).
4. FERC Order on Rehearing and Issuing Certificates, Islander East Pipeline Co., 100 F.E.R.C. 61,276 (September 19, 2002) (“Certificate Order”).
5. FERC Order on Rehearing, Islander East Pipeline Co., 102 F.E.R.C. 61,054 (January 17, 2003) (“Rehearing Order”).
6. FERC Preliminary Determination on Non-Environmental Issues, Islander East Pipeline Co., 97 F.E.R.C. 61,363 (December 21, 2001) (“Preliminary Determination”).
7. Public Service Commission of the State of New York, *Comments on the Draft Environmental Impact Statement*, May 17, 2002 (“PSC Comments”).
8. KeySpan Answer in Opposition to Motion to Consolidate Proceedings and for Comparative Evidentiary Hearing, April 23, 2002 (“KeySpan Answer”).
9. Letter from Brookhaven Energy Limited Partnership to FERC in Support of Islander East Project, September 16, 2002.
10. Letter from Sen. Hillary Rodham Clinton to the Chairman of the Federal Energy Regulatory Commission, June 25, 2002.

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11. Final Environmental Impact Statement, prepared for Islander East Pipeline Project by the Staff of the Federal Energy Regulation Commission (Aug. 2002) (“FEIS”).
12. FERC Staff Analysis of Natural Gas Consumption and Pipeline Capacity in New England and the Mid-Atlantic States, December 1999 (“FERC Staff Report”).

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13. Report of the National Energy Policy Development Group, May 2001 (“Energy Report”).
14. President George W. Bush, Executive Order to Expedite Energy-Related Projects, May 18, 2001, Exec. Order No. 13212, 66 Fed. Reg. 28,357.
15. President George W. Bush, State of the Union Address.
16. President George W. Bush, Remarks at the Carpenters Joint Apprenticeship Center Labor Day Picnic, Pittsburgh, PA, September 2, 2002.
17. Spencer Abraham, United States Secretary of the Department of Energy, Remarks at the National Energy Summit, *A National Report on America’s Energy Crisis*, March 19, 2001.
18. Spencer Abraham, United States Secretary of the Department of Energy, Prepared Statement Before the House Committee on Commerce Regarding the National Energy Policy, June 13, 2001.
19. Spencer Abraham, United States Secretary of the Department of Energy, Remarks at the Alliance to Save Energy Luncheon Keynote Address, October 25, 2001.
20. Spencer Abraham, United States Secretary of the Department of Energy, Remarks regarding the Fiscal Year 2003 Budget Rollout, February 4, 2002.
21. Spencer Abraham, United States Secretary of the Department of Energy, Remarks to the Detroit Economic Club Outlining National Energy Policy Accomplishments One Year After Release, May 13, 2002.
22. Spencer Abraham, United States Secretary of the Department of Energy, Statement Before the Committee on International Relations, U.S. House of Representatives, June 20, 2002.
23. NYISO, Power Alert: New York’s Energy Crossroads, March 2001 (“NYISO Report”).
24. H. Carl McCall, New York State Comptroller, Recent Trends in Long Island Economy, June 2001.
25. DRI/WEFA, The Role of Metro Areas in the US Economy June 6, 2002.
26. Draft Environmental Impact Statement, prepared for Islander East Pipeline Project by the Staff of the Federal Energy Regulation Commission (March 2002) (“DEIS”).

27. Letter from Connecticut Department of Environmental Protection to FERC regarding Draft Environmental Impact Statement, Islander East Pipeline Project, May 17, 2002.

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28. Letter from Islander East to the United States Army Corps of Engineers, with Attachments, September 19, 2002.
29. Connecticut Siting Council, Decision and Order Regarding Islander East Application, August 1, 2002 ("Siting Council Decision and Order").
30. Connecticut Siting Council, Findings of Fact Regarding Islander East Application, August 1, 2002 ("Siting Council Findings of Fact").
31. Connecticut Siting Council, Opinion Regarding Islander East Application, August 1, 2002 ("Siting Council Opinion").
32. NYSERDA and NYISO, *Final Report: The Ability to Meet Future Gas Demands from Electricity Generation in New York State*, July 2002 ("NYSERDA Report").
33. New York Department of State General Concurrence for Islander East Project, January 14, 2003 ("NY General Concurrence Letter").
34. Letter from Connecticut Department of Environmental Protection to Connecticut Siting Council, May 13, 2002.
35. Coastal Consistency Review Form and Report, Islander East Pipeline Project.
36. Working Group on Southwest Connecticut and the Task Force on the Long Island Sound, Comprehensive Assessment and Report, Part I, Energy Resources and Infrastructure of Southwestern Connecticut (Jan. 1, 2003) ("Task Force Report").
37. Cultivated Shellfish Lease-Beds along Iroquois Pipeline Route.
38. Connecticut Siting Council, Review of the Connecticut Electric Utilities' Twenty Year Forecasts of Load and Resources, November 2001.
39. Comments of Long Island Association to FERC in Support of the Islander East Project, May 30, 2002.
40. New York State 401 Water Quality Certificate.
41. Status Report of Iroquois Gas Transmission System, L.P. to FERC, dated February 7, 2003.