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RICHARD BLUMENTHAL
ATTORNEY GENERAL



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OFFICE OF THE SECRETARY
55 Elm Street
P.O. Box 180
Hartford, CT 06141-0180
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Office of The Attorney General
State of Connecticut

FEDERAL ENERGY REGULATORY COMMISSION

July 14, 2006

Bruce W. Neely, Esq.
LeBoeuf, Lamb, Green & MacRae LLP
1875 Connecticut Avenue, NW
Suite 1200
Washington, D.C. 20009-5728

CP06-54-000

RE: Certification of Consistency

Dear Attorney Neely:

Broadwater Energy, LLC and Broadwater Pipeline, LLC (together, "Broadwater"), have an affirmative obligation to submit a certificate of consistency with Connecticut's federally approved Coastal Zone Management Plan under the federal Coastal Zone Management Act, 10 U.S.C. § 1451, *et seq.* ("CZMA"). In the absence of this application, the Broadwater project will not be in compliance with state and federal law. In addition, the Federal Energy Regulatory Commission ("FERC") will be unable to establish the consolidated administrative records required by the Energy Policy Act of 2005 ("EPACT").

Because of its mammoth size and inherent safety and security concerns, the proposed Broadwater LNG project will require security zones prohibiting commercial and recreational boating a fixed distance from the planned floating storage and regassification unit ("FSRU") and the LNG tankers. These security zones are a necessary part of the Broadwater project, and they will clearly extend into Connecticut. Consequently, a consistency review under the CZMA of the security zones for the entire project must be completed by the Connecticut Department of Environmental Protection ("DEP") as one of the prerequisites to the overall FERC licensing procedure.

To date, Broadwater has not filed a certificate of consistency with DEP as required by 15 CFR 930.57. DEP has twice notified both FERC and Broadwater of this requirement, in letters dated February 28, 2006 and June 30, 2006. In order to meet the mandatory minimum requirements of state and federal law, and in order to permit FERC to compile the required administrative record, Broadwater must submit the required certificate under 15 CFR 930.57 with the DEP. Should Broadwater continue to fail to comply with this legal requirement, Connecticut will take whatever steps are necessary to protect its legal rights in this matter.

Page 2

Very truly yours,


RICHARD BLUMENTHAL

RB/RDS:lcs
cc: Magalie R. Salas, FERC