

**FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, DC 20426**

**OFFICE OF THE CHAIRMAN**

March 13, 2006

The Honorable Richard Blumenthal  
Attorney General  
State of Connecticut  
55 Elm Street  
P.O. Box 120  
Hartford, CT 06141-0120

Dear Attorney General Blumenthal:

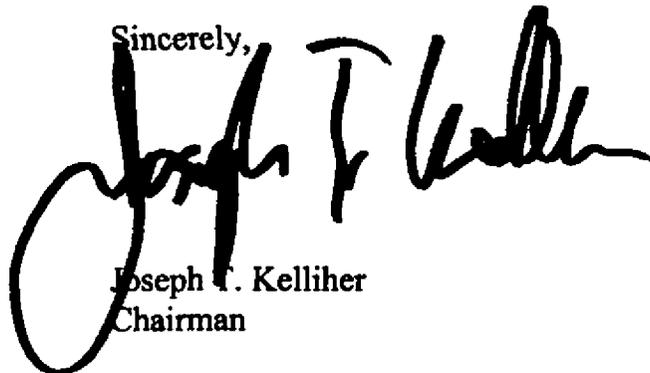
I am in receipt of your letter dated February 15, 2006 in which you expressed concerns regarding the Federal Energy Regulatory Commission's (Commission or FERC) policies regarding Critical Energy Infrastructure Information (CEII) in general, and specifically, the CEII process in the Broadwater project.

You state that your requests for CEII information regarding the Broadwater project "have been rebuffed, or FERC has said they will be rebuffed." That is simply untrue. Your assertion that "I have requested various documents from FERC about the design, structure, and safety of Broadwater" is also not true. The Office of External Affairs, the office responsible for receiving information requests (including CEII requests), as well as the General and Administrative Law section of the Office of General Counsel, the office responsible for processing such requests, has no record of any request from you seeking this information.

As to your concerns about the Commission's CEII policies, shortly after the devastating terrorist attacks on this country of September 11, 2001 the Commission engaged in a public rulemaking that resulted in a rule establishing the terms of public access to CEII. As you know, CEII is, by definition, information that is otherwise exempt from public disclosure under the Freedom of Information Act. The CEII regulations make sensitive information related to proposals before the Commission available to the public for discussion and debate, where appropriate and in an appropriate manner. The Commission's CEII regulations require the CEII Coordinator to balance the requester's need for the information against the sensitivity of the information in deciding whether to release the CEII to the requester. In balancing these needs, the Coordinator may impose conditions on the release of CEII and may require the requester to sign a non-disclosure agreement to limit the requester's ability to disseminate that information. In most instances, the Commission has determined that the balance favors the release of the requested information, and we have honored the vast majority of requests for CEII in which the requestors have agreed to sign a non-disclosure agreement.

Rest assured that if you actually file a request for CEII it will be processed properly and expeditiously. If you need further assistance in this matter, please feel free to contact the Commission's General Counsel, John Moot, at (202) 502-6000.

Sincerely,

A handwritten signature in black ink, appearing to read "Joseph C. Kelliher". The signature is written in a cursive style with a large, prominent initial "J".

Joseph C. Kelliher  
Chairman