

**UNITED STATES OF AMERICA
BEFORE THE
DEPARTMENT OF COMMERCE
NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION**

Broadwater Energy, L L.C. and)	
Broadwater Pipeline, L L.C.)	
)	
Appellant,)	
)	
-vs-)	
)	
State of New York)	
Department of State,)	August 15, 2008
)	
Appellee)	

**MOTION OF THE ATTORNEY GENERAL OF CONNECTICUT FOR LEAVE TO
FILE BRIEF IN SUPPORT OF RESPONDENT**

The Attorney General of Connecticut (“Attorney General”) hereby moves for leave to file a brief opposing the request of Broadwater Energy L.L.C. and Broadwater Pipeline L.L.P. (“Broadwater”) for an override by the Secretary of the Department of Commerce (“Secretary”) of the DOS’s objection (“Objection”) to the request of Broadwater for a certification of consistency for its proposed pipeline under Section 387(c)(3)(A) of the Coastal Zone Management Act, 16 U.S.C. § 1451 *et seq.* (“CZMA” or the “Act”).

In support of this motion, the Attorney General states as follows:

1. The State of Connecticut has an interest in this matter because the project’s security zones and the LNG carrier routes include and directly impact Connecticut’s coastal waters and numerous important environmental nearshore and onshore resources on the Connecticut side of the Sound

2. The Secretary has discretion to permit amicus briefs in CZMA appeals. *See*, Decision and Findings of the Secretary of Commerce in the Consistency Appeal of Millennium Pipeline, L.P. from an Objection by the State of New York, Dec. 12, 2003.

3. The Attorney General has been significantly involved before the Federal Energy Regulatory Commission and the New York Department of State throughout the pendency of this matter. The Attorney General has filed numerous briefs and comments on behalf of the State of Connecticut and has personally appeared at several public hearings.

4. The Attorney General's brief addresses numerous issues of direct relevance to the State of Connecticut that no other party is positioned to raise and will assist the Secretary in his deliberations on this matter.

5. The Attorney General's brief is attached hereto and will therefore not result in delaying this proceeding.

Wherefore, the Attorney General requests that the Secretary grants this motion for leave to file the enclosed brief.



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CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was served this 15th day of August, 2008, on the following:

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