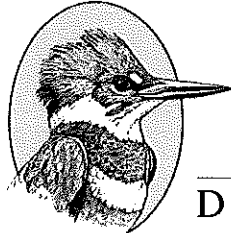


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DELAWARE-OTSEGO AUDUBON SOCIETY, INC.

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P.O. BOX 544, ONEONTA, NY 13820

April 15, 2019

Sean Mullany, Presiding Examiner  
New York State Public Service Commission  
Three Empire State Plaza  
Albany, NY 12223-1350

Daniel P. O'Connell, Associate Examiner  
NY State Dep't. of Environmental Conservation  
625 Broadway, First Floor  
Albany, NY 12233-1550

*RE: Case No. 16-F-0559*

*Application of Bluestone Wind, LLC for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 of the New York State Public Service Law to Construct the Bluestone Wind Energy Facility in the Towns of Sanford and Windsor, Broome County, New York*

Dear Examiners Mullany and O'Connell:

Our organization has received three reports from Dr. Tricia Miller funded by intervenor funding in the above referenced proceeding. We provided these reports to the applicant on April 5, 2019 for their review for potential privileged information.

On April 8, 2019, the applicant advised us that they believed two of the reports should be submitted under confidential cover in their entirety. We do not agree with this determination.

We have sought clarification from the applicant for their determination, but have not received a reply.

According to the Protective Order issued October 24, 2018 in this proceeding, in order to qualify materials as Protected Materials, a Request for Protected Status must be submitted to the Presiding Examiners and served on all parties. To date, we are not aware of any such request on the part of the applicant or any other party.

We believe these reports need to be part of the record in this proceeding in timely fashion, therefore, it is our intention to submit these reports to the Secretary of the Siting Board and distribute to the parties on April 18, 2019.

Sincerely,

Andrew Mason, Co-President

1039 Peck St.

Jefferson, NY 12093

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