



**Agriculture
and Markets**

ANDREW M. CUOMO
Governor

RICHARD A. BALL
Commissioner

March 29, 2019

Via E-Mail

Hon. Kathleen H. Burgess, Secretary
New York State Public Service Commission
Empire State Plaza
Agency Building Three
Albany, NY 12223-1350

Re: Case No. 16-F-0559 - Application of Bluestone Wind, LLC for
Certificate of Environmental Compatibility and Public
Need Pursuant to Article 10 to Construct a Wind Energy Project.

Dear Secretary Burgess:

Enclosed please find for filing New York State Department of Agriculture and
Markets' Written Issue Statement in the above-referenced proceeding.

Thank you for your courtesies and consideration.

Sincerely,

Tara B. Wells
Senior Attorney

Cc: Active Parties (via email)

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

Case No. 16-F-0559- Application of Bluestone Wind, LLC for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 to Construction of the Bluestone Wind Farm Project Located in the Towns of Windsor and Sanford, Broome County

DAM'S PROPOSED ARTICLE 10 ISSUES

Tara B. Wells
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NYS Department of Agriculture and Markets
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Albany, NY 12235
(518)457-6084

Dated: March 29, 2019

Case No. 16-F-0559

Application of Bluestone Wind, LLC for
Certificate of Environmental Compatibility and Public
Need Pursuant to Article 10 to Construct a Wind Energy Project.

DEPARTMENT OF AGRICULTURE AND MARKETS
ARTICLE 10 ISSUE STATEMENT

BACKGROUND

On or about September 18, 2018, Bluestone Wind, LLC filed an application seeking authorization to construct and operate a commercial scale 124-megawatt wind energy project located within the Towns of Sanford and Windsor in Broome County. Following a Procedural Conference held on February 20, 2019, a Ruling on Schedule was issued by hearing examiner on March 7, 2019 setting forth dates for events through evidentiary hearing. Pursuant to said Ruling each party is required to submit a Written Statement of Issues setting forth the Article 10 issues it proposes to litigate.

ARTICLE 10 ISSUES

DAM hereby submits that, at this time, there are no issues that are subject to litigation. DAM reserves the right to add issues if, during this case, relevant issues are identified that cannot be resolved through means other than litigation.

Respectfully Submitted,



Tara B. Wells
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