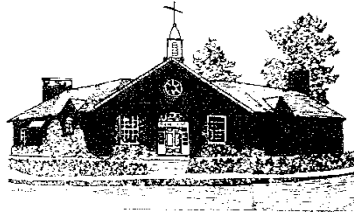


# TOWN OF BURRILLVILLE



TOWN BUILDING  
HARRISVILLE, R.I.

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Contact: Dyana Koelsch  
[DyanaK@dk-comm.com](mailto:DyanaK@dk-comm.com)  
401- 415-0370

## **Citing Invenergy's Ongoing Pattern of Misrepresentation & Withholding of Critical Information, Burrillville and CLF Call for Dismissal of Power Plant Application**

**Warwick, RI:** The Town of Burrillville and the Conservation Law Foundation are again asking the Energy Facility Siting Board to dismiss Invenergy's application to build the Clear River Energy Center. Citing Invenergy's ongoing pattern of misrepresentation and withholding of critical information for two years, the Town's motion says, "Thus far, Invenergy has not been held responsible for withholding crucial information from the EFSB, the parties and the public. ***This cannot be allowed to continue.***"

CLF in its supporting legal memo outlines a history of clear and intentional deception and points to over a dozen examples dating back to the Invenergy's initial application filing in October of 2015.

Most recently, the Town says Invenergy failed to produce a water contract for the project with Fall River despite being ordered by the EFSB to produce all water agreements; and Invenergy delayed (for an unknown period of time) the release of the ISO-NE's ruling prohibiting the company from bidding in the FCA-12. When Invenergy finally did disclose that it was disqualified, the disclosure was incomplete- it included none of the ISO-NE documentation explaining why ISO-NE excluded Invenergy from the auction. That explanation, the Town says, is critical, "The information underlying ISO-NE's disqualification of Invenergy from FCA-12 goes directly to the vital issue the EFSB must determine of whether construction of the proposed CREC facility is necessary to meet the needs of the state and/or region."

The Town cites another recent example - this one involving a specific request from the EFSB requiring Invenergy to disclose all of its public relations/outreach activities. Yet, when Invenergy responded to the request, Invenergy failed to reveal its funding of a pro-CREC public relations effort that put out materials, advertisements and a website under the name, "Rhode Islanders for Affordable Energy".

The Town's brief requesting that the Invenergy application be dismissed concludes, "The energy facility siting process is effective, and inspires trust in the public, only when it is open and transparent. Invenergy has time and again withheld material information necessary for the process to work, and continues to do so. These actions and inactions have eroded the public's ability to trust in this process."

***(Copies of Town of Burrillville's Motion to Dismiss, Supplemental Motion, and CLF's Supporting Memo are attached)***