



## Save Passamaquoddy Bay

A 3-Nation Alliance

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Kimberly D. Bose, Secretary  
Federal Energy Regulatory Commission  
888 First Street, NE Room 1A  
Washington, DC 20426

eFiled on 2014 August 5

### **Re: Downeast LNG, Docket Nos. CP07-52-000, CP07-53-000, and CP07-53-001 FERC Environmental Justice Violations**

Dear Ms. Bose,

In the final Environmental Impact Statement (EIS), FERC failed entirely to include “The Whole Bay Study,”<sup>1</sup> performed by Yellow Wood Associates, Inc., a reputable rural economic development firm. Environmental Justice issues are part and parcel of this comprehensive document. Save Passamaquoddy Bay filed the study to FERC Pre-filing Docket No. PF06-13 on 2006 October 1 (Accession No. 20061001-5002<sup>2</sup>) and again to formal Docket No. CP07-52 on 2013 June 20 (Accession No. 20130620-5039<sup>3</sup>). It cannot be that FERC and contract EIS preparers simply missed seeing this document; FERC intentionally omitted it.

The EIS failed to mention the significant Passamaquoddy religious and cultural asset at the proposed Downeast LNG terminal site. Several filings to the docket were made by the Passamaquoddy Tribe and Save Passamaquoddy Bay regarding this asset (Pre-filing Accession No. 20060417-4001<sup>4</sup> and Formal filing Accession Nos. 20130516-5067<sup>5</sup>, 20130614-5128<sup>6</sup>, 20140721-5008<sup>7</sup>), as we previously illustrated.

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<sup>1</sup> “The Whole Bay Study” is the short title for “Report on Potential Economic and Fiscal Impacts of LNG Terminals on the Whole Passamaquoddy Bay.”

<sup>2</sup> [http://elibrary.ferc.gov/idmws/file\\_list.asp?document\\_id=4443307](http://elibrary.ferc.gov/idmws/file_list.asp?document_id=4443307)

<sup>3</sup> [http://elibrary.ferc.gov/idmws/file\\_list.asp?document\\_id=14123857](http://elibrary.ferc.gov/idmws/file_list.asp?document_id=14123857)

<sup>4</sup> [http://elibrary.ferc.gov/idmws/file\\_list.asp?document\\_id=4396369](http://elibrary.ferc.gov/idmws/file_list.asp?document_id=4396369)

<sup>5</sup> [http://elibrary.ferc.gov/idmws/file\\_list.asp?document\\_id=14115603](http://elibrary.ferc.gov/idmws/file_list.asp?document_id=14115603)

<sup>6</sup> [http://elibrary.ferc.gov/idmws/file\\_list.asp?document\\_id=14122734](http://elibrary.ferc.gov/idmws/file_list.asp?document_id=14122734)

<sup>7</sup> [http://elibrary.ferc.gov/idmws/file\\_list.asp?document\\_id=14235660](http://elibrary.ferc.gov/idmws/file_list.asp?document_id=14235660)

FERC staff and contract EIS preparers could not have simply missed this issue, either; FERC had to have intentionally omitted it, as well.

All of the above are significant Environmental Justice issues that FERC has intentionally ignored in the EIS, to the benefit of the applicant.

FERC EIS preparers brushed aside numerous other Environmental Justice issues in the EIS, as Save Passamaquoddy Bay has demonstrated in Accession Nos. 20140528-5016 <sup>8</sup>, 20140605-5124 <sup>9</sup>, 20140609-5014 <sup>10</sup>, 20140625-5010 <sup>11</sup>.

FERC abused stakeholder interests, as detailed in Accession No. 20140701-5035 <sup>12</sup>.

FERC has established a demonstrable, disturbing, flagrant pattern of Environmental Justice abuse and abuse of intervenor, stakeholder, and public interests and rights in these proceedings in an obvious effort to bias the EIS in favor of Downeast LNG.

FERC's bias and abuse is so severe as to invalidate credibility of the EIS and the permitting process. There can be no public confidence in FERC's decision making for the Downeast LNG proposal.

The only proper outcome is for FERC to dismiss Downeast LNG from permitting.

Very truly,

Robert Godfrey  
Researcher & Webmaster

CC: Office of the Inspector General  
Sen. Angus King  
Sen. Susan Collins  
Rep. Mike Michaud  
Rep. Chellie Pingree  
Service List

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<sup>8</sup> [http://elibrary.ferc.gov/idmws/file\\_list.asp?document\\_id=14219824](http://elibrary.ferc.gov/idmws/file_list.asp?document_id=14219824)

<sup>9</sup> [http://elibrary.ferc.gov/idmws/file\\_list.asp?document\\_id=14223319](http://elibrary.ferc.gov/idmws/file_list.asp?document_id=14223319)

<sup>10</sup> [http://elibrary.ferc.gov/idmws/file\\_list.asp?document\\_id=14223722](http://elibrary.ferc.gov/idmws/file_list.asp?document_id=14223722)

<sup>11</sup> [http://elibrary.ferc.gov/idmws/file\\_list.asp?document\\_id=14228522](http://elibrary.ferc.gov/idmws/file_list.asp?document_id=14228522)

<sup>12</sup> [http://elibrary.ferc.gov/idmws/file\\_list.asp?document\\_id=14230514](http://elibrary.ferc.gov/idmws/file_list.asp?document_id=14230514)