

**COUCH
WHITE**

Counselors and Attorneys at Law

Couch White, LLP
540 Broadway
P.O. Box 22222
Albany, New York 12201-2222
(518) 426-4600
Telecopier: (518) 426-0376

99-F-1164

Barbara S. Brenner
Partner

Direct Dial: (518) 320-3401
Direct Telecopier: (518) 320-3492
e-mail: bbrenner@couchwhite.com

corresp

July 19, 2001

VIA EMAIL AND U.S. MAIL

David K. Gordon, Esq.
Riverkeeper, Inc.
25 Wing & Wing
Garrison, New York 10524-0130

Re: Case 99-F-1164: In the Matter of the Application of Mirant (formerly Southern Energy) Bowline, L.L.C. for a Certificate of Environmental Compatibility and Public Need to Construct and Operate a Nominal 750 Megawatt Combined Cycle Combustion Turbine Electric Generating Plant in Haverstraw, Rockland County, New York

Gunderboom Testing

Dear Mr. Gordon:

Mirant proposes that Riverkeeper incorporate into its testing program for fabric permeability, a sample or samples of the Gunderboom MLES fabric that has been deployed in the Gunderboom Flow Test Apparatus (FTA). The fabric in the FTA has been in Bowline Pond concurrently with the Riverkeeper/PISCES deployment of Gunderboom MLES test panels in Bowline Pond. The fabric in the FTA has been subject to a continuous flow of 5 gpm per square foot of fabric and hourly, 10-second high pressure air bursts provided by an automated air burst system. The permeability testing of the FTA-deployed fabric will provide an "apples to apples" comparison with the test fabrics that were suspended without flow or air burst cleaning.

Mirant proposes to Riverkeeper that the permeability test be conducted on two 6" x 5", double-layered panel of FTA Gunderboom fabric. The fabric will be harvested from the upper and low third of the FTA test panel. Each sample of the material can be removed underwater and sealed in a plastic pre-labeled bag as specified in the Riverkeeper protocol. Riverkeeper is invited to offer any suggestions on the location or method by which this sample is acquired. Riverkeeper is also invited to observe this sample processing.

Mirant will monitor the permeability testing and requests that it be provided with the data from this test along with the data from the other permeability tests as soon as they are available.

July 19, 2001

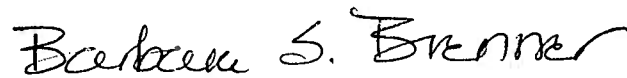
Page 2

Mirant requires that the test panels be returned to the on-site Gunderboom representative after permeability testing has been completed at Pace University in Pleasantville, New York.

If you have any questions or would like to discuss this, please call me.

Very truly yours,

COUCH WHITE, LLP

Handwritten signature of Barbara S. Brenner in cursive script.

Barbara S. Brenner

BSB/dnb

cc: Service List (via email and U.S. Mail)

J:\DATA\Client1\08027\corres\bac014.wpd

**CASE 99-F-1164
MIRANT BOWLINE, L.L.C. ARTICLE X
SERVICE LIST**

July 19, 2001

Presiding Examiner:

Hon. Gerald L. Lynch
New York State Public Service Commission
Three Empire State Plaza
Albany, New York 12223-1350

Associate Examiner:

Hon. Kevin J. Casutto
New York State Department of
Environmental Conservation
50 Wolf Road
4th Floor, Room 423
Albany, NY 12233-1750

Applicant and State Agencies:

Steven Blow, Esq.
New York State Department of
Public Service
Agency Building 3, 18th Floor
Albany, New York 12223-1350

Hon. Janet Hand Deixler
Secretary
New York State Department of
Public Service
Three Empire State Plaza, 14th Floor
Albany, New York 12223-1350

Mr. James de Waal Malefyt
Project Manager
New York State Department of
Public Service
Agency Building 3, 8th Floor
Albany, New York 12223-1350

Meghan Purvee, Esq.
New York State Department of
Environmental Conservation
Office of General Counsel, Division of
Legal Affairs
625 Broadway, 14th Floor
Albany, NY 12233-1500

Mr. Robert Ewing
New York State Department of
Environmental Conservation
Project Manager
Division of Environmental Permits
625 Broadway, 4th Floor
Albany, NY 12233-1500

Mr. Rick Benas
New York State Department of
Environmental Conservation
Project Manager
Division of Environmental Permits
625 Broadway, 4th Floor
Albany, NY 12233-1500

Anthony J. Grey, Ph.D.
New York State Department of Health
Division of Legal Affairs
Bureau of Toxic Substance Assessment
Flanagan Square Room 330
547 River Street
Troy, New York 12180

David W. Quist, Esq.
Senior Attorney
Division of Legal Affairs
New York State Department of Health
Room 2417
Corning Tower Bldg., Empire State Plaza
Albany, New York 12237

Mr. Christopher Hall
Assistant Project Manager
New York State Energy Research and
Development Authority
286 Washington Avenue Ext.
Albany, New York 12203

**Local Municipalities & Local Municipal
Residents:**

Hon. C. Scott Vanderhoef
County Executive
County of Rockland
by: Steven J. Powers, Esq.
Alison-Parris County Office Building
New City, New York 10956

Joshua H. Heintz, Esq.
N. Jonathan Peress, Esq.
Devorsetz, Stienziano, Gilberti,
Heintz & Smith
555 E. Genesee Street
Syracuse, New York 13202

Mr. John Shafer
Spectra Environmental Group Inc.
19 British American Boulevard
Latham, New York 12110

Thomas Lawless, Supervisor
Town of Haverstraw
by: William Stein, Esq.
1 Rosman Road
Garnerville, NY 10927

Hon. Francis Wassmer, Mayor
Village of Haverstraw
Village Hall
40 New Main Street
Haverstraw, NY 10927
by: David Allen, Esq.
Jeffrey Cohen, Esq.
Cohen, Dax & Koenig, P.C.
90 State Street, Suite 1030
Albany, New York 12207

Ms. Holly Freedman, Administrator
County of Rockland Industrial
Development Agency
1 Blue Hill Plaza
Pearl River, New York 10965

**Non-Profit Corporations and
Associations:**

Ms. Cara Lee
Environmental Director
Scenic Hudson, Inc.
9 Vasser Street
Poughkeepsie, NY 12601
(for Scenic Hudson)
by: Fred Zalcman, Esq.
PACE Energy Project
78 North Broadway
E-House
White Plains, New York 10603

Victor Tafur, Esq.
PACE Energy Project
78 North Broadway
E-House
White Plains, New York 10603

Karl S. Coplan, Esq.
Co-Director
Jason Rick, Legal Intern
PACE Environmental Litigation Clinic
78 North Broadway
White Plains, New York 10603

Ms. Ella F. Filippone
Executive Administrator
Passaic River Coalition
by: Dr. Anne Kruger
246 Madisonville Road
Basking Ridge, NJ 07920

Ms. Betty Hedges, President
Rockland County Conservation
Association, Inc.
P.O. Box 213
Pomona, NY 10970

David K. Gordon, Esq.
Reed Super, Esq.
Staff Attorneys
Riverkeeper, Inc.
25 Wing & Wing
Garrison, New York 10524-0130

Katherine Kennedy, Esq.
Senior Attorney
NRDC
40 West 20th Street
New York, New York 10011

**Other Municipalities & Residents within
Five Miles; Other Municipalities &
Residents with Potential Environmental
Effects:**

John Costa, Esq.
Town Attorney
Town of Clarkstown
10 Maple Avenue
New City, New York 10956

Hon. Steven M. Hurley, Supervisor
Town of Stony Point
by: Frank Phillips, Esq.
Town Attorney
74 E. Main Street
Stony Point, New York 10980

Hon Edward P. Zugibe, Mayor
Village of West Haverstraw
by: John Edwards, Esq.
130 Samsondale Avenue
West Haverstraw, NY 10993-1229

Other Persons and Entities:

John L. Carley, Esq.
Assistant General Counsel
Consolidated Edison Company
of New York, Inc.
4 Irving Place
New York, New York 10003

Mr. Richard J. Koda
Koda Consulting
409 Main Street
Ridgefield, CT 06877

Carla E. Hjelm, Esq.
United Water New York, Inc.
200 Old Hook Road
Harrington Park, New Jersey 07640-1799

Timothy P. Sheehan, Esq.
Adams, Dayter & Sheehan, LLP
39 N. Pearl Street
Albany, New York 12207

Richard P. Bonnifield, Esq.
General Solicitor
Public Service Electric and Gas Company
P.O. Box 570
Newark, New Jersey 07101-0570

Herman A. Stuhl, Esq.
New York Institute Legal Research
Post Office Box 398
Yorktown Heights, New York 10598

Arthur W. Iler, Esq.
PJM Interconnection, L.L.C.
955 Jefferson Avenue
Norristown, PA 19403-2497

Deborah M. Franco, Esq.
Cullen and Dykman
100 Quentin Roosevelt Boulevard
Garden City, New York 11530

James Melius, MD, DrPH
Director
NY State Laborers'-Employers'
Cooperation and Education Trust Fund
18 Corporate Woods Boulevard, 3rd Floor
Albany, New York 12211

State of New Jersey
Department of Environmental Protection
by: John A. Covino, Esq.
Deputy Attorney General
Department of Law and Public Safety
Division of Law
P.O. Box 093
Trenton, New Jersey 08625-0093

J:\DATA\LIST\08027SERVICE.wpd