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SEP 29 2009

September 29, 2009

Mr. Peter C. Lowitt  
Land Use Administrator/Director  
Devens Enterprise Commission  
33 Andrews Parkway  
Devens, MA 01434

RE: Evergreen Solar worst case scenario test status

Dear Mr. Lowitt:

In accordance with the Resolution adopted by the Devens Enterprise Commission (DEC) on July 14, 2009 (the "DEC Resolution"), Evergreen Solar formally requests an extension of condition No. 9 of the DEC Resolution.

Condition No. 9 is referred to as the 'worst case' scenario and was to be completed by September 15<sup>th</sup>. However due to the challenge with sound level readings that are impacted by ambient sound levels, (such as bull frogs and crickets), the execution of the 'worst case' scenario as required by the DEC Resolution is not practical at this time.

Therefore, Evergreen Solar requests a timeline extension for conducting the 'worst case' scenario until the first freeze to minimize the impact of the ambient sound. Such testing will occur as soon as possible but no later then 30 days after the first freeze.

Sincerely,

Carl Stegerwald

CC:

Christian Ehrbar

Phil McRae

Brian LaValley

Tom Cusson – MA DEP