

2007 Wrap Up!

Yes, a newsletter! It's our way of telling the world of our good fortune to be in this fight together, a good year professionally and personally. We're partners in life, a life of activism and advocacy, and it's just too much fun to be legal for a couple of old farts like us! Not that it's easy for us stubborn, opinionated, independent, obstinate, vociferous, stubborn, independent types.



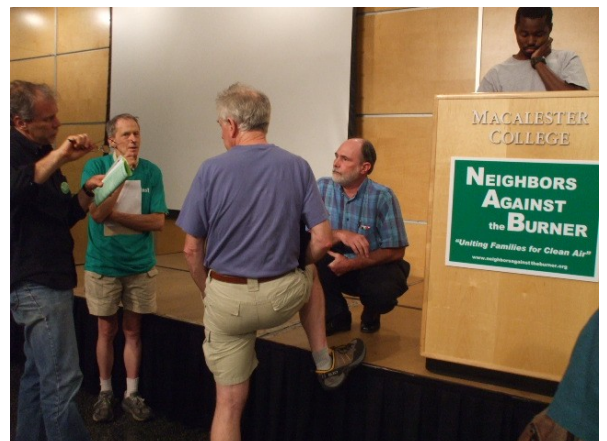
This has been a year where we've worked very hard at perennial, seemingly unwinnable issues. Together with many others, we've given it all we've got, and there's been some shifting as we watch coal plant after incinerator after IGCC plant be canceled, questioned, or sent back to the drawing board. There's a lot happening, and it's good to be a part of it. But as with all perennial issues, the fun never sets. We're ready for another year of unending work and vigilance and... yes... fun. The load is lighter when shared, whether as partners or part of networks, and we're accomplishing more than either of us could accomplish separately. Yup, 2007 was a good year, and so bring on 2008!



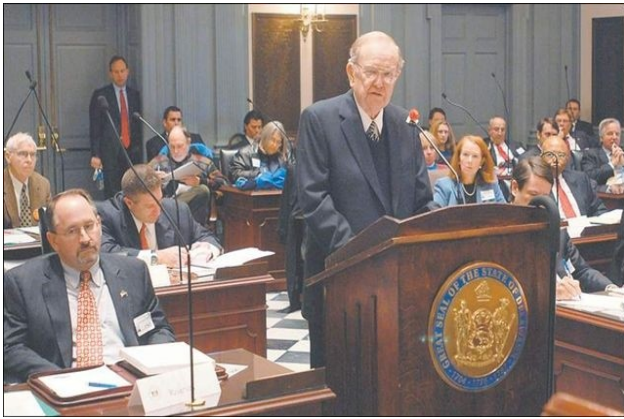
Carol's had an intense year working on utility issues. The good news is that it's been mostly good news, with IGCC and Excelsior Energy's Mesaba coal gasification project on the front burner, going up in flames. Nancy LaPlaca, activist extraordinaire, brought her to Denver, where she spoke at an IGCC conference in Denver in February, and key Colorado PUC staff turned out to hear about the status of the Mesaba Project. The Sierra Club's Midwest Energy Committee seconded that with an invite to their meeting in Indianapolis. In April, the judges on the Mesaba Project docket recommended the PUC deny the Power Purchase Agreement because IGCC is too costly, doesn't provide significant

environmental benefits, and is not in the public interest. The PUC, however, has been dancing around the "dog that don't hunt" as the project lingers. Carol's also representing the City of Lindstrom in the Chisago Transmission docket, a permit application that's been dragging on for over 10 years. In November, the judge recommended that Xcel's Chisago transmission line go around Lindstrom's business district, but the PUC hasn't taken it up yet, so we wait... One bizarre case this year was "Waseca Tank" where she represented landowners next door to a site proposed for a tank driving track and outdoor shooting ranges for machine guns and bazookas. The neighbors did a lot of work digging and documenting and prevailed through tense roller-coaster meetings and threats. Other clients, neighbors of a poorly sited wind farm, were tossed out of the PUC, which had no concern for lack of setbacks and draintile.

Alan's had a good year too, with unpredictably good decisions at the PSC. Alan's an individual Intervenor in the Integrated Resource Plan and Green Delaware an organizational participant in the Request for Proposal docket. It's been a struggle to get



information, even to gain party status, and it worked up to a head going into the summer. One order came out telling the three Intervenorers that they could only Intervene as "one voice," and ultimately that was turned around. Yet in July, the Delaware PSC did the unlikely and chose a wind/gas combo rather than NRG's IGCC proposal! Another big issue this year is dumping at Pigeon Point. DNREC has been forced to review their practice of dumping coal ash and sewage sludge in a CLOSED dump, something Alan discovered years ago, but which surfaced again this year. Hazardous waste is being put on top of the piles at the dump and it's called "beneficial use," and then isn't categorized as hazardous. Millions of tons have been dumped over the years, and they won't stop, so the fight continues too. Alan got a strange request out of the ether... a group fighting an incinerator in St. Paul called for help, and really, Carol had nothing to do with it! It's Neighbors Against the Burner, and with Alan's help, they have had one air permit pulled back, revised, and now up for comment again. NAB's sponsored two public meetings on incineration, and are aiming to stop incineration in Minnesota.



Here we are on the front page of the "Stooge," haunting the PSC as former Gov. Carlson talks the talk – on the far left is Delmarva's Pres. Stockbridge, who is very unhappy or has indigestion. Carol's on a jovial basis with PSC Chair Arnetta McRae (after quite the upbraiding for telling Delaware what it needs!), and at the PUC, Alan's gotten the legendary down-the-schnoz look from PUC Chair LeRoy Koppendrayer and some intense questioning about Delaware. We've been testifying here, there and everywhere, getting issues out in front, challenging toadies and stooges, leaning on moribund agencies,

slapping up politicians ... figuratively, that is... and gotten some very good press coverage this year for our issues and clients.

This summer, we met the core group working against the Mid-Atlantic National Interest Electric Transmission Corridor at their picnic in Virginia, and spent a few days at the Midwest Renewable Energy Fair getting the word out to the 19,000 visitors: NO NEW COAL PLANTS and STOP THE INCINERATOR.



And after a stop in Denver for friends' wedding, we checked out the Black Hills, got up close and personal with Prairie Dogs and Buffalo, and of course checked out the Muller Exhibit Room at the Mammoth Site in Hot Springs, SD.

Alan has adopted the grrrrrrrls, Krie and Kenya, and has symptoms of becoming a "Shep nut," but it's treatable.

So much for 2007 – ONWARD! See you next year!

Alan Muller
Green Delaware

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