

Gamesa



June 11, 2010

VIA OVERNIGHT MAIL

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

RE: Withdrawal of Motion to Intervene, Provide Comments and Request Assurance Filed Pursuant to 52 Pa. Code Chapter 57, Subchapter G, With Respect to the Relocation of Transmission Facilities In Fairless Hills, Falls Township, Bucks County, Pennsylvania – Docket No. A-2010-2175030

Dear Secretary Chiavetta:

Enclosed for filing with the Commission is an original and fifteen (15) copies of the Withdrawal of Motion to Intervene, Provide Comments and Request Assurance, of Gamesa Wind US, LLC.

Also enclosed is an extra copy of this letter, which I respectfully request that you date stamp and return to me in the enclosed envelope provided as proof of filing. I have enclosed a Certificate of Service showing that a copy of the above Withdrawal was served on the interested parties.

Very truly yours,

Victor Contract
Counsel and Secretary for Gamesa Wind US, LLC

Cc: Affidavit of Service List
Jeanne J. Dworetzky, Esq.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Re: Letter of Notification of PECO Energy :
Company Filed Pursuant to 52 Pa. Code : Docket No. A-2010 2175030
Chapter 57, Subchapter G, With Respect To :
The Relocation of Transmission Facilities :
Needed to Accommodate a Landfill Proposed :
By Waste Management, Inc. In Fairless Hills, :
Falls Township, Bucks County, Pennsylvania :

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**WITHDRAWAL OF
MOTION TO INTERVENE, PROVIDE COMMENTS
AND REQUEST FOR ASSURANCE**

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

1. Gamesa Wind US, LLC (“GWUS”), with the support of its affiliate, Gamesa Wind PA, LLC (“GWPA”, together with GWUS, “Gamesa”), filed a Motion to Intervene, Provide Comments and a Request for Assurance (the “Motion to Intervene”) dated June 2, 2010, in response to a Letter of Notification (the “Notification Letter”) regarding the relocation of approximately 4 miles of transmission lines on property located in Fairless Hills, Falls Township, Bucks County, Pennsylvania, including a portion to be relocated across property owned by Gamesa at 400 Gamesa Drive, Fairless Hills, PA 19030 (the “Plant”). Capitalized terms not capitalized herein shall have the meaning given to such terms in the Motion to Intervene.

2. Gamesa is an interested party in this matter because it is the fee simple owner of the land on which the Plant and laydown areas are located, which pursuant to the Notification Letter will be crossed by the proposed Relocation of Transmission Facilities across a portion of said property.

3. Subsequent to Gamesa’s Motion to Intervene, on June 9, 2010, United States Steel (“USS”) provided Gamesa information confirming the precise plans for the Relocation of the Transmission Facilities. Thereafter, USS has affirmatively assured Gamesa in writing that “the Relocation will not adversely affect Gamesa” and represented and warranted to Gamesa

that, as shown in the plans provided by USS: (i) all towers (or other equipment or similar structures) will be located over 160 feet to 217 feet outside the south western boundary of Gamesa's property; (ii) all lines and Transmission Facilities will be installed at heights in excess of seventy-one (71') feet at their lowest point as they cross Gamesa's property, (iii) neither the location of the towers nor the height of the lines will impact the construction, maintenance or operation of a rail spur or Gamesa's operations on the property; and (iv) the Transmission Facilities shall not exceed the area depicted on the two drawings provided to Gamesa by USS (e.g., within the farthest western corner of Gamesa's site, located within the first one hundred sixty feet of that property nearest Steel Road South).

4. In reliance upon USS's written assurances and guarantees that the aforementioned Relocation of Transmission Facilities will not adversely impact Gamesa's current or future planned operations and activities at its Plant and laydown sites in Fairless Hills, PA, including the operation of the proposed future rail spur(s), Gamesa respectfully withdraws its Motion to Intervene. Except as otherwise set forth herein, Gamesa reserves all its rights.

WHEREFORE, Gamesa respectfully withdraws its Motion to Intervene and indicates its support, upon the terms set forth herein, for the Relocation.

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Respectfully submitted,



Victor Contract
General Counsel and Secretary
Gamesa Wind US, LLC
3050 Cabot Blvd. West
Langhorne, PA 19047
215-710-3100
vcontract@gamesacorp.com

DATED: June 11, 2010

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Re: Withdrawal of Motion to Intervene, :
Provide Comments And Request Assurance :
Regarding a Letter of Notification of PECO Energy :
Company Pursuant to 52 Pa. Code Chapter 57, :
Chapter 57, Subchapter G, With Respect To the : Docket No. A-2010-2175030
Relocation of Transmission Facilities Needed To :
Accommodate a Landfill Proposed by Waste :
Management , Inc. In Fairless Hills, Falls :
Township, Bucks County, Pennsylvania :

AFFIDAVIT OF SERVICE

I hereby certify and affirm that I have this day served a copy of the above document on the following persons in the manner specified:

Via First Class Mail

Robert Harvie, Chair
Board of Supervisors
Falls Township
188 Lincoln Highway
Suite 100
Fairless Hills, PA 19030

Brian W. Binney, Chair, Planning Board
Falls Township
188 Lincoln Highway
Suite 100
Fairless Hills, PA 19030

Michael P. Clarke, Esquire
Rudolph, Pizzo & Clarke
Eight Neshaminy Interplex, Suite 215
Trevoise, PA 19053
Solicitor for Falls Township

Charles H. Martin, Chair
Bucks County Board of Commissioners
55 East Court Street
Doylestown, PA 18901

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Lynn T. Bush, Executive Director
Bucks County Planning Commission
55 East Court Street
5th Floor
Doylestown, Pennsylvania 18901

The Pennsylvania Department of Environmental Protection
Attention: Bureau of Environmental Planning
Rachel Carson State Office Building
P.O. Box 2063
Harrisburg, Pennsylvania 17105-2063

The Secretary of the Department of Transportation
Commonwealth Keystone Building
400 North Street, 8th Floor
Harrisburg, Pennsylvania 17120

The Chairman of the Historical and Museum Commission
State Museum Building
300 North Street
Harrisburg, Pennsylvania 17120

USS Real Estate
c/o United States Steel Corporation
Keystone Industrial Port Complex
One Ben Fairless Drive
Fairless Hills, Pennsylvania 19030-5012
Attn: William K. Ream, Project Engineer

USS Law Department
600 Grant Street, Room #1683
Pittsburgh, Pennsylvania 15219
Attn: Attorney – Real Estate

Waste Management, Inc.
1000 New Ford Mill Road
Morrisville, PA 19067
Attn: Barry T. Sutch, Market Area Engineer/Manager

Fred Lodini
Plant Manager
Wheelabrator Falls Inc.
1201 New Ford Mill Road
Morrisville, PA 19067

Gamesa Wind US LLC
2050 Cabot Blvd.
Langhorne, Pa 19047
Attn: Victor Contract, Esquire
General Counsel

Gamesa Wind US LLC
Gamesa Drive
Fairless Hills, PA 19030
Attn: Chief Business Officer

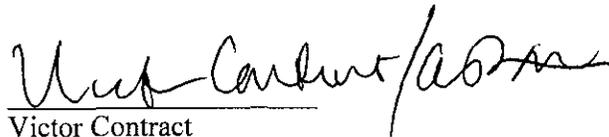
Janet Miller, Esq.
Hawke, McKeon and Sniscak
PO Box 1778
100 North Tenth Street
Harrisburg, PA 17101
Counsel for Dominion/Fairless

Dated June 11, 2010

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Victor Contract
General Counsel and Secretary
Gamesa Wind US, LLC
3050 Cabot Blvd. West
Langhorne, PA 19047
215-710-3100
vcontract@gamesacorp.com

UPS.com®

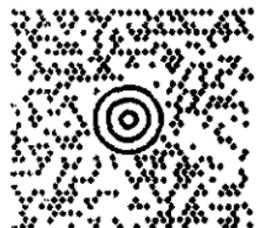
CHRIS SCELSI
GAMESA TECH CORP. INC.
2050 CABOT BLVD WEST
LANGHORNE PA 19047

0.0 LBS LTR

1 OF 1

SHIP TO:

ROSEMARY CHIAVETTA
215-710-3100
PA PUBLIC UTILITY COMMISSION
400 NORTH STREET, 2ND FLOOR
COMMONWEALH KEYSTON BUILDING
HARRISBURG PA 17120-0093



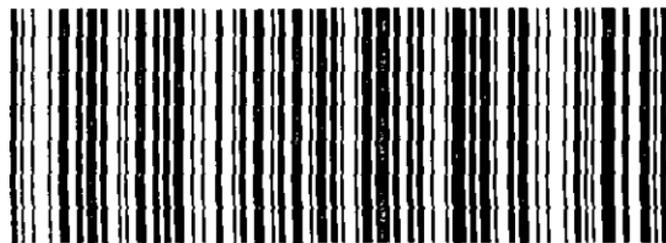
PA 171 9-20



UPS NEXT DAY AIR

TRACKING #: 1Z 15F 22Y 01 9451 2168

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BILLING: P/P

Cost Center/Project Code: 72088
Reference # 2: #A-2010-2175030

CS 12.0.28.

WXPIE70 03.0A 04/2010



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