

**Original Questions:**

1. How do these corporations live up to promises? Are they a good corporate citizen? **Project specific. Value judgment**
2. Does Duke have arrangements with Consumers Energy or Cherryland Electric? Should these be in place before they break ground? **Project specific.**
3. What approaches have wind energy companies taken that do not succeed in communities? **Beyond scope of this project.**
4. What can we do to protect ourselves against the deep pockets of the energy companies? There have been stories in the press about their unresponsiveness. Do companies have to pay fines for operating outside of agreed hours, ignoring resident complaints, not paying taxes, etc.? Will there be some sort of fine system and will there be a "fund" of some kind to ensure that money is available for these things? **See response below.**
5. Is Duke Energy proposing a master plan for all of these counties, or is this a first step and we can expect to see, once they have their toe in the door so to speak, that more turbines will be proposed? Is there a way to look at the whole counties and hear what they plan in total for the future? **Project specific.**
6. Can you build a legitimate business model for wind as a private, viable, competitive, profitable, and sustainable enterprise? **Needs further clarification. Beyond scope of this project.**
7. Why did the wind developer conduct a POST-lease signing survey about community support? Why was this not completed prior? **Project Specific**
8. Are there alternative companies [to Duke Energy]? **Project specific. Beyond scope of project.**
9. Are there sources available that give credibility, ethical, and financial information of companies? **See response below.**
10. What legal or moral right does Duke or any other wind turbine company have to take out noise free quiet, clear starry nights, and loss of property value to force these massive obtrusive wind towers onto our rural community? **Value judgment.**
11. How can an energy company submit a proposal to a power purchasing requester if the current area being considered for the proposal is under a moratorium and therefore, no rules are yet in place to determine key questions asked on those proposal submittals? **See response below.**

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**Questions and Responses:**

*These questions may have been recategorized and reorganized. Some may have been sent to another "theme" area (this will have been explained in red under the "Original Questions" section). In other cases two or more questions will be answered with one response.*

- E4. What can we do to protect ourselves against the deep pockets of the energy companies? There have been stories in the press about their unresponsiveness. Do companies have to pay fines for operating outside of agreed hours, ignoring resident complaints, not paying taxes, etc.? Will there be some sort of fine system and will there be a "fund" of some kind to ensure that money is available for these things?
- Response:** Local townships have the authority to ask developers to create such requirements. See Theme D about local governance and Theme GG for information about bonding.
- E9. Are there sources available that give credibility, ethical, and financial information of companies?
- Response:** A comprehensive answer to this question is beyond the scope of this project. However, there are many ways for a consumer or citizen to do background research on corporations, including their stated

financial resources. For example, all domestic and foreign companies are required to file registration statements, periodic reports, and other forms electronically with the US Securities and Exchange Commission's Electronic Data Gathering, Analysis, and Retrieval system (EDGAR). Anyone can access and download this information for free from <http://www.sec.gov/edgar/searchedgar/companysearch.html>. Another source of information is the Annual Report to Shareholders filed by all public companies. There is limited third party information verifying the socially responsible or ethical conduct of companies.

Specific to wind energy, the Attorney General's office in New York State (under Andrew Cuomo) created a code of ethics for wind energy operations as part of a task force to ensure compliance and oversee complaints. A legal analysis of this code of ethics, and its limitations, was written by Patricia E. Salkin for the New York Bar Association Winter 2009 publication and is available at <http://www.nysba.org/Content/NavigationMenu18/EthicsforMunicipalLawyers/MunicipalLawyerEthicsColumn/EthMuniLawWin09.pdf>.

E11. How can an energy company submit a proposal to a power purchasing requester if the current area being considered for the proposal is under a moratorium and therefore, no rules are yet in place to determine key questions asked on those proposal submittals?

**Response:** Most townships do not have permanent moratoria in place restricting wind development. Instead, they often have temporary moratoria while the township decides on appropriate zoning ordinances. For more about ordinance creation see the response to question D1.