

STATE OF VERMONT
PUBLIC SERVICE BOARD

Case No. 17-2571-INV

Investigation pursuant to 30 V.S.A. Sections 30 and 209 into whether Georgia Mountain Community Wind, LLC, operated its wind electric generation facility in Georgia, Vermont, during icing conditions on January 3, 2017	
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Order entered: 03/28/2017

PREHEARING CONFERENCE ORDER

The Vermont Public Service Board (“Board”) opened this investigation in response to a complaint received from Scott and Melodie McLane alleging that Georgia Mountain Community Wind, LLC (“GMCW”) operated its wind turbines during icing conditions on January 3, 2017, in violation of GMCW’s winter operating protocol.

On March 24, 2017, I held a prehearing conference in this matter. Appearances were entered by Aaron Kisicki, Esq., Vermont Department of Public Service (the “Department”), and Alexander G. Lewis, Esq., Dunkiel Saunders Elliott Raubvogel & Hand, PLLC, on behalf of GMCW. In addition, the prehearing conference was attended by several interested members of the public.

On March 22, 2017, the Clerk of the Board received an email from Melodie McLane explaining that she and Mr. McLane would not be able to attend the prehearing conference and asking that they be granted party status. I distributed copies of Ms. McLane’s email prior to the prehearing conference for the parties’ consideration. During the prehearing conference the Department and GMCW agreed to treat the email as a motion to intervene, and neither party raised any objections to the McLanes’ intervention request. Accordingly, I treated the email as a motion to intervene and granted it from the bench.

The parties expressed a willingness to engage in an informal exchange of information in an attempt to resolve the question of whether a violation occurred and to then file a status report on April 19, 2017, the same date a similar report is due in a related proceeding, Docket 8734.¹

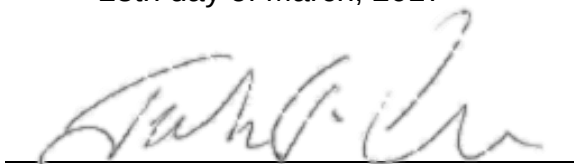
¹ Investigation pursuant to 30 V.S.A. §§ 30 and 209 into operations during icing conditions by the Georgia Mountain Community Wind, LLC wind electric generation facility in Georgia, Vermont.

Based on the recommendation of the Department and GMCW, and their representation that the McLanes agreed with that recommendation, the recommendation is adopted. The parties shall file a status report with the Board no later than close of business on April 19, 2017.

Parties are reminded that documents submitted in .pdf format should be in an “unlocked” format, i.e., searchable and extractable, rather than in an image format.

SO ORDERED.

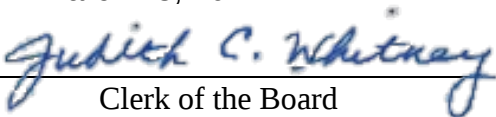
Dated at Montpelier, Vermont, this 28th day of March, 2017

A handwritten signature in dark ink, appearing to read "John J. Cotter", is written over a horizontal line.

John J. Cotter, Esq.
Hearing Officer

OFFICE OF THE CLERK

Filed: March 28, 2017

Attest: 
Clerk of the Board

A handwritten signature in blue ink, appearing to read "Judith C. Whitney", is written over a horizontal line.

Notice to Readers: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: psb.clerk@vermont.gov)

PSB Case No. 17-2571-INV - SERVICE LIST

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*Notice of appearance to be filed.