

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

Case No. 23-3088-PET

Petition of Vermont Wind, LLC to amend the certificate of public good to allow petitioner to revise decommissioning letter of credit every third year consistent with Public Utility Commission Rule 5.904(B)	
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Order entered: 03/25/2026

**ORDER APPROVING AMENDMENT TO DECOMMISSIONING FUND LETTER OF CREDIT AND
REQUIRING FURTHER AMENDMENT TO DECOMMISSIONING FUND LETTER OF CREDIT**

I. INTRODUCTION

On August 8, 2007, the Vermont Public Utility Commission (“Commission”) issued an order and certificate of public good (“CPG”) in Case No. 7156 approving, subject to certain conditions, the construction and operation of an electric generation facility by Vermont Wind, LLC (“CPG Holder”).¹ The CPG included conditions requiring the CPG Holder to file a letter of credit for Commission review and approval.²

In this order, the Commission accepts the calculation of the required inflation adjustment, approves an amendment to the decommissioning fund letter of credit, and requires the filing of a further amendment or a revised letter of credit that references the applicability of the laws of the State of Vermont.

II. PROCEDURAL HISTORY

On February 22, 2018, the Commission approved a replacement letter of credit and drawing certificate that were filed on February 10, 2018.

On October 12, 2023, the Commission issued an amendment to the CPG that modified the conditions related to the CPG Holder’s decommissioning reporting and funding obligations. The accompanying order stated that the next adjustment to the decommissioning fund balance

¹ Case No. 7156, Order of 8/8/07.

² See CPG at ¶ 32.

and its corresponding status report were due February 28, 2026, and every three years thereafter.³

On February 27, 2026, the CPG Holder filed an amendment to the previously approved letter of credit and drawing certificate (Amendment #6 to Letter of Credit #OSB44766NYA from The Bank of Nova Scotia) that increased the amount of the letter of credit to \$2,004,128.13.

III. DISCUSSION

Having reviewed the amendment to the letter of credit, we find that it complies with our requirements regarding letters of credit, and it is approved.

However, the letter of credit itself does not comply with our requirements regarding letters of credit because it references the applicability of the laws of the State of New York rather than the applicability of the laws of the State of Vermont.⁴ Therefore, we require the CPG Holder to file a further amendment or revised letter of credit that complies with this requirement within four weeks of the date of this order.

For future filings, the CPG Holder is encouraged to consult the Commission's website (<https://puc.vermont.gov/electric/letter-of-credit>) where [information about filing decommissioning securities](#) is posted, including a sample letter of credit and drawing certificate.

IV. CONCLUSION

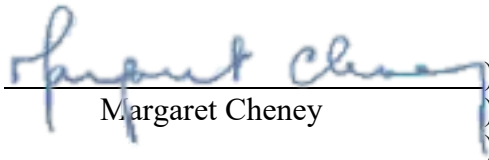
In this order, the Commission accepts the calculation of the required inflation adjustment, approves an amendment to the decommissioning fund letter of credit, and requires the filing of a further amendment or a revised letter of credit that references the applicability of the laws of the State of Vermont.

SO ORDERED.

³ Amendment to CPG of 10/12/23 at 2.

⁴ See page 3 in the replacement letter of credit filed 2/10/18. Unfortunately, the Commission did not notice that the replacement letter of credit did not refer to the laws of the State of Vermont.

Dated at Montpelier, Vermont, this 25th day of March, 2026.

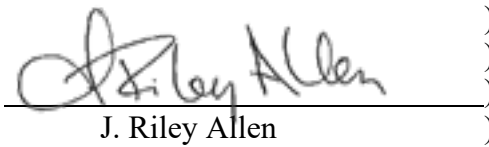


Margaret Cheney

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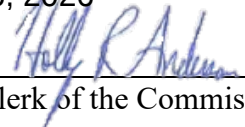
) OF VERMONT



J. Riley Allen

OFFICE OF THE CLERK

Filed: March 25, 2026

Attest: 

Clerk of the Commission

Notice to Parties: Appeal of this decision to the Supreme Court of Vermont must be filed with the Commission within 30 days. Appeal will not stay the effect of this order, absent further order by this Commission or appropriate action by the Supreme Court of Vermont. Motions for reconsideration or stay, if any, must be filed with the Commission within 28 days of the date of this order.

PUC Case No. 23-3088-PET - SERVICE LIST

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