

This document has been filed via ePUC.

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

Petition of Saint Albans Solar, LLC for a)
Certificate of Public Good, pursuant to 30)
V.S.A. § 248, authorizing the installation and)
operation of a 4.9 MW solar electric generation) Case No. 17-3539-PET
facility off of U.S. Route 7 in the Towns of St.)
Albans and Georgia, Vermont to be known as)
the “St. Albans Solar Project”)

Saint Albans Solar, LLC’s Responses to the Second Set of Discovery Requests Served by the Vermont Agency of Agriculture, Food and Markets

Saint Albans Solar, LLC (“SAS” or “Petitioner”), by and through the undersigned counsel, hereby responds to the first set of discovery requests served by the Agency of Agriculture, Food and Markets (“AAFV”) on December 1, 2017.

General Objections

The following General Objections of Petitioner SAS are incorporated by reference into its responses to each Interrogatory, Request to Produce, and Request for Admissions reproduced below, whether or not an objection is stated in any particular response. Any response to one of the Interrogatories, Requests to Produce, or Requests for Admission given below is given without waiver of any objection, whether or not an objection is stated.

1. Petitioner objects to each Interrogatory, Request to Produce, and Request for Admission reproduced below to the extent that it is overbroad, irrelevant, unduly burdensome, or not reasonably calculated to lead to the discovery of admissible evidence.
2. Petitioner objects to each Interrogatory, Request to Produce, and Request for Admission reproduced below to the extent that it calls for the disclosure of information or production of material privileged under the attorney-client, work-product, or any other applicable privilege.
3. Petitioner objects to each Interrogatory, Request to Produce, and Request for Admission reproduced below to the extent that it is unreasonably cumulative or duplicative, or calls for the disclosure of information or production of material that is obtainable from some other source that is more convenient, less burdensome, or less expensive, including, but not limited to, information or material that is publicly available or that has already been disclosed or produced to you in connection with another proceeding.
4. Petitioner objects to each Interrogatory, Request to Produce, and Request for Admission reproduced below to the extent that it calls for the disclosure or production of confidential or proprietary information, trade secrets, or material.

5. Petitioner objects to each Interrogatory, Request to Produce, and Request for Admission reproduced below to the extent that it is vague, unintelligible, requires speculation as to the information being sought, or is otherwise incapable of a reasonable answer.
6. Petitioner objects to each Instruction and Definition listed in the requesting party's discovery requests to the extent that it exceeds the bounds of permissible discovery or is unduly burdensome.
7. Petitioner objects to each Interrogatory, Request to Produce, and Request for Admission to the extent that the request exceeds the scope of Petitioner's testimony and exhibits.
8. Petitioner objects to each Interrogatory, Request to Produce, and Request for Admission to the extent that the request would require Petitioner to conduct extensive document review, additional studies, analyses, and/or tests as part of its response.
9. Petitioner objects to each Interrogatory, Request to Produce, and Request for Admission to the extent that the request exceeds the scope of the requesting party's intervention.
10. Petitioner objects to each Interrogatory, Request to Produce, and Request for Admission to the extent that the request exceeds the scope of the issues on review.
11. Petitioner objects to each Interrogatory, Request to Produce, and Request for Admission to the extent that it calls for a legal conclusion.

INTERROGATORIES

AAFM2.1. Please detail and describe whether Petitioner will restrict the landowner's access and ability to use the lands previously cultivated in Wetland 2015-3 and the associated buffer zones. If so, please state the number of acres that will be taken out of agricultural use.

Response: SAS will not restrict the landowner's access or ability to use the lands within the subject wetland or its buffer (or any lands that fall outside of SAS's fence line and leasehold interest). SAS further wishes to note that although the question refers to the "lands previously cultivated" within the wetland and its buffer, it is SAS's understanding that the landowner did not cultivate some or all of that area in prior years.

See also response to question AAFM1-2 from the first round of discovery.

Person Responsible for Response: Parker Sloan

REQUESTS FOR ADMISSION

AAFM2.2. Please admit that all infrastructure added to the site as a result of the energy project, including the access road and utility poles, will be removed at the conclusion of the facility's operation.

Response: Admitted that the newly built access road within the solar array will be removed, whereas existing farm roads to be utilized by SAS for the Project will remain. Admitted that any newly installed utility poles owned by SAS will be removed. Any utility poles owned and controlled by GMP (i.e., at the Point of Interconnection and beyond) will remain GMP's property and responsibility.

Person Responsible for Response: Parker Sloan

REQUESTS TO PRODUCE

AAFM2.3. Please produce any and all documents that were identified or cited in your response to this interrogatory.

Response: There are no responsive documents, other than the prior discovery responses which are already in AAFM's possession.

Person Responsible for Response: Parker Sloan

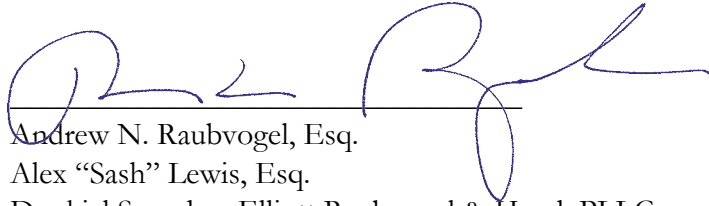
AAFM2.4. Please produce any and all other documents that are otherwise responsive to this interrogatory, including any you referred to or relied upon in responding to this interrogatory.

Response: There are no responsive documents, other than the prior discovery responses and Petition (including testimony and exhibits), which are already in AAFM's possession.

Person Responsible for Response: Parker Sloan

Dated at Burlington, Vermont, this 15th day of December, 2017.

As to Objections:



Andrew N. Raubvogel, Esq.

Alex "Sash" Lewis, Esq.

Dunkiel Saunders Elliott Raubvogel & Hand, PLLC

91 College Street, PO Box 545

Burlington, VT 05402-0545

(802) 860-1003 exts. 107, 105

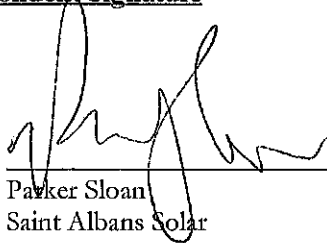
araubvogel@dunkielsaunders.com

alewis@dunkielsaunders.com

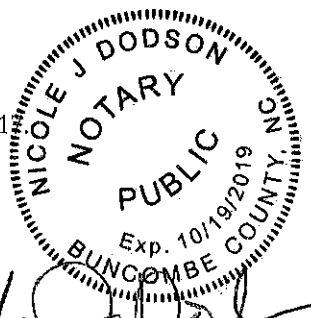
Attorneys for Saint Albans Solar, LLC

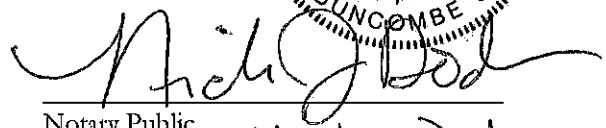
Dated at Buncombe County, Vermont this 11 day of December, 2017.

Respondent Signature

By: 
Parker Sloan
Saint Albans Solar

Subscribed and sworn before me this 11 day of December, 2017




Notary Public
Name of Notary: Nicole J Dodson
Commission Expires: 10/19/19