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Leslie A. Cadwell
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October 5, 2017

Hollis & Angela Thresher
395 Lyon Road
Derby Line, VT 05830

Re: PUC Docket No. 8887 – Dairy Air Wind Discovery Responses

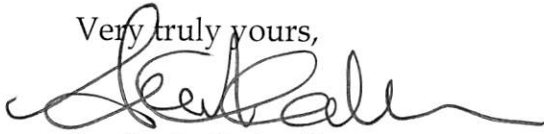
Dear Mr. and Mrs. Thresher:

Attached are Dairy Air Wind, LLC's responses to your discovery requests in Public Utility Commission Docket No. 8887. The responses were prepared in accordance with Vermont discovery rules, specifically Vermont Rules of Civil Procedure 26 (General Discovery Rule), 33 (Interrogatories), 34 (Request for Production), and 36 (Requests to Admit), as well as the intervention order that limits your participation in the proceeding to the issues you identified in your motion to intervene.

If you disagree with our objections, you must contact me so that we can discuss a potential resolution of the disagreement. This consultation requirement is set forth in Rule 26(h) and is a prerequisite to seeking a ruling from the Hearing Officer on any discovery dispute. If you do not already have a copy of the rules, you may be able to obtain one through Vermont Law School's "Ask a Law Librarian Line," which can be reached by telephone at 802-831-1313.

You are always welcome to contact me to share your concerns, discuss the Project, or ask questions. Please do not hesitate to contact me outside of regular business hours if that is more convenient for you. If you get my voicemail, please leave your telephone number and the best time for me to return your call.

Very truly yours,



Leslie A. Cadwell

Enclosure



STATE OF VERMONT
PUBLIC UTILITY COMMISSION

Docket No. 8887

Petition of Dairy Air Wind, LLC for a certificate of)
public good, pursuant to 30 V.S.A. § 248, for the)
installation of a single turbine, 2.2 MW wind-)
powered electric generation facility located on the)
Dairy Air Farm in Holland, Vermont)

DAIRY AIR WIND'S RESPONSES TO
THE THRESHERS' FIRST SET OF INFORMATION REQUESTS

Question

Response

Response by:

A1 Please provide the date of Holland grand list from which the adjoining property owners were derived from? (section 248 Rule 5.400 and 5.402 filing requirements (B)(3) requirement grand list less than 60 days old include date of certified list).

Objection to the request on grounds that it seeks information not relevant to nor within the scope of the requester's intervention and fails to provide a complete statement of the rule to which it refers.

Objection by counsel.

Question

Response

Response by:

A2 Please provide whom is the property owner (host owner) of Holland Vermont land parcel ID 000TH16007 by the Holland grand list?

Objection to the request on the grounds that (1) it is not relevant to, and not reasonably calculated to lead to the discovery of admissible evidence on , any issue raised by Dairy Air Wind's petition that the PUC must decide pursuant to applicable law (namely 30 V.S.A. sec. 248, PUC Rule 5.400, and the PUC's Section 8007(b) Order dated August 31, 2010), and is therefore beyond the scope of this proceeding. Further objection on grounds that the request seeks information not relevant to nor within the scope of the requester's intervention.

Objection by counsel.

Question

Response

Response by:

A3 Please provide information how the project ranger Martha N. Staskus came to the conclusion in her testimony she stated: Question five asks Ms. Staskus what her role in the development of this project is to which she answers "I am the Project Manager for the Dairy Air Wind Project" In her answer to question six Ms. Staskus states that the 450 acre Dairy Air Farm located in Holland VT is owned by Brian and Linda Champney?

Objection on the grounds that the question is overly vague and entirely unclear.

Objection by counsel.

Question	Response	Response by:
A4 How was the application for an Industrial Wind Turbine in Holland, Vermont on the 450 acre parcel signed by Brian and Kimberly Champney, not the host landowners processed for docket 8887? Please see rule 5.402 (board may determine application not complete or does not sufficiently address requirements and not constitute a determination that the petitioner has met its burden of proof or burden of production)	Objection to the request on the grounds that (1) it is not relevant to, and not reasonably calculated to lead to the discovery of admissible evidence on any issue raised by Dairy Air Wind's petition that the PUC must decide pursuant to applicable law (namely 30 V.S.A. sec. 248, PUC Rule 5.400, and the PUC's Section 8007(b) Order dated August 31, 2010), and is therefore beyond the scope of this proceeding. Further objection on the grounds of vagueness as "Industrial Wind Turbine" is not a defined term.	Objection by counsel.

Question

Response

Response by:

A5 Ms. Staskus states that this project "may require use of water for dust control". When asked if the Project would have any undue adverse impact on the use of natural resources in question fifteen line twelve through fourteen; Ms., Staskus states "using water for dust control, especially for a Project with a relatively limited area of disturbance will not be unreasonable", Ms. Staskus fails to acknowledge where and how much the water will come from and if it will impact resources for the fire department or harm local wells or streams for wildlife? (10 V. S. A. water conservation 6086 (a)(1)(c) and/or may burden the water supply 6086 (a)(2)and (3).

Objection on the grounds that this question is argumentative and unclear, and beyond the scope of the issues on which the Threshers' intervention was allowed under the relevant Order in this matter. Notwithstanding and without waiver of the objection, water for dust control is typically provided by a water truck under contract with the Project's Balance of Plant contractor.

Objection by counsel
Martha Staskus, VERA

Question

Response

Response by:

A6 Ms. Staskus stated that this Project is considered to be clean renewable and environmentally friendly, but on page two sub paragraph four of the decommissioning plan it states that all underground infrastructure at depths greater than two feet below existing grade would be abandoned in place. This should be treated as running a landfill without obtaining a permit, it is unacceptable and we recommend that they must remove ALL infrastructures that were brought in as a result of this Project to truly be considered environmentally clean and friendly. What allows materials greater than 2 feet below existing grade to remain on site without landfill permits?

Objection on the grounds that the question is argumentative, overly vague and seeks a legal opinion.

Objection by counsel.

Question

Response

Response by:

B1 Why did the Environmental assessment of the 450 Acre parcel not identify an International water pipe or two fire hydrants located on the property?

Objection on the grounds that the request is beyond the scope of the issues on which the Threshers sought and were granted intervention. See Thresher Motion to Intervene dated 02-14-2017.

Objection by counsel.

Question

Response

Response by:

B2 Arrowwood Environmental states the water body to the North of the site is not named? When I contacted USDA in Newport Vermont they provided me with a map that does have the water stream named with #38427.

Objection to the request on the grounds that (1) it is not relevant to, and not reasonably calculated to lead to the discovery of admissible evidence on any issue raised by Dairy Air Wind's petition that the PUC must decide pursuant to applicable law (namely 30 V.S.A. sec. 248, PUC Rule 5.400, and the PUC's Section 8007(b) Order dated August 31, 2010), and is therefore beyond the scope of this proceeding. Further objection on grounds that the request is beyond the scope of the issues on which the Threshers sought and were granted intervention. See Thresher Motion to Intervene dated 02-14-2017. Further objection on grounds that the request is a statement and not an interrogatory, request to produce or request to admit within the meaning of V.R.C.P. 26, 33, 24, 36.

Objection by counsel.

Question

Response

Response by:

B3 Admit the comprehensive study that Arrowwood Environmental did was not complete and should be accomplished? (It states that this survey included remote mapping, remote data collecting and field inventory resources were documented with standardized GPS based data collection forms, photographs and field notes. Therefore we believe the assessment must be re administered be a reputable company to be accurate.

Objection on the grounds that the request is beyond the scope of the issues on which the Threshers sought and were granted intervention. See Thresher Motion to Intervene dated 02-14-2017.

Objection by counsel.

Question

Response

Response by:

B4 Will any blasting be done to anchor the Turbine that will disrupt the natural order of streams or the International water pipeline? (Any damage or disruption to this water resource from blasting will prove to be detrimental to the communities of Holland, VT and Stanstead Canada.)

Objection on the grounds that the request is beyond the scope of the issues on which the Threshers sought and were granted intervention. See Thresher Motion to Intervene dated 02-14-2017.

Objection by counsel.

Question	Response	Response by:
C1 Admit that the following Holland viewpoints 6-8 where inaccurate and taken from Prairie Road not Lyon Road as listed?	Admitted that viewpoints 6-8 were mistakenly labeled as being taken from Lyon Road.	Michael J. Buscher, TJ Boyle Associates

Question	Response	Response by:
C2 Admit that viewpoint 19 points East from the center of Holland and the wrong location, the Turbine would not even be in this viewpoint?	Objection on the grounds that the request is unclear and vague. Notwithstanding and without waiver of the objection, the request is denied. The referenced image does in fact look toward the northwest and towards the Project location.	Objection by counsel Michael J. Buscher, TJ Boyle Associates

Question

Response

Response by:

C3 Admit that viewpoints 24 and 41 are of the projects location and are not marked correctly?

Admitted. The arrows indicating the direction towards the project in Viewpoint 24 on page 36 and Viewpoint 41 on page 45 of Exhibit DAW-MJB-2, appear to have been inadvertently shifted. The arrow for both Viewpoint 24 and Viewpoint 41 should be further to the left in these images.

Objection by counsel
Michael J. Buscher, TJ
Boyle Associates

Question

Response

Response by:

C4 Admit that viewpoint 27 does not point in the direction of the proposed Turbine but rather to far to the East?

Denied.

Objection by counsel
Michael J. Buscher, TJ
Boyle Associates

Question

Response

Response by:

C5 Admit that Michael Buscher did not take into account the FAA warning light in hours of darkness in his aesthetics assessment? (The average obstruction light otherwise known as a beacon light has a red or white beam that projects 360 degrees and can either be a steady rotating light or flash at an average of twenty to forty flashes per minute. The FAA (Federal Aviation Administration) requires the light to be two thousand candolas to passing aircraft. This alone is out of character and not compatible to the surrounding landscape)

Denied.

Objection by counsel
Michael J. Buscher, TJ
Boyle Associates

Question

Response

Response by:

C6 Admit that one wind powered 499 foot turbine (three times the height of the Statute of liberty in New York at 151 feet from the base to the torch) sitting prominently in a cornfield is not compatible and out of character with any activities or existing elements in the local landscape?

Objection on the grounds that this request is vague, argumentative and seeks a legal conclusion.

Objection by counsel

Question

Response

Response by:

C7 Admit that Michael Buscher's aesthetic assessment was not complete and very inaccurate and should be accomplished?

Objection on the grounds that the request is argumentative, vague and overly ambiguous in that it does not define what is meant by either "very inaccurate" or "should be accomplished."

Objection by counsel

Question

Response

Response by:

D1 Admit that an article and email from January 2000, Mr. Zimmerman had previously stated and provided testimony as an expert on ice throw from turbines in other states?

Objection on the grounds that this request is vague and ambiguous as well as compound contrary to the requirements of V.R.C.P. 36. Notwithstanding and without waiver of the objection, admitted that John Zimmerman has testified as an expert witness on ice drop.

Objection by counsel
John Zimmerman,
VERA

Question	Response	Response by:
D2 Please explain why Mr., Zimmerman did not provide testimony on ice throw for Holland Vermont? (It could be that Mr. Zimmerman stated in his previous testimonies that ice throw setbacks should be .5 miles or 2640 feet.)	Objection on the grounds that this question seeks confidential and privileged attorney work product and legal strategy. Further objection on grounds that Mr. Zimmerman presents Dairy Air Wind's commitment relative to a winter operating protocol that will stop the turbine during certain weather conditions. See Exhibit DAW-JZ-4.	Objection by counsel John Zimmerman, VERA

Question

Response

Response by:

D3 Admit that Mr. Zimmerman has previously testified that "ski areas were not good places for wind turbines because of the danger to the public from ice throw"?

Objection on the grounds that this question is vague and ambiguous, as it offers no indication as to what previous testimony it refers. Notwithstanding and without waiver of the objection, Mr. Zimmerman does not recall when or what precise words he used, but it is his opinion that ski areas, with their cleared man-made infrastructure designed and operated to host hundreds of skiers are generally not attractive locations for wind turbines.

Objection by counsel
John Zimmerman,
VERA

Question

Response

Response by:

D4 Admit that the Company (DNV GL - Energy, a company located in San Diego California) providing expert testimony on ice throw has never been to the project site in Holland Vermont?

Objection to the request on grounds that it is compound and does not meet the requirement of V.R.C.P. 36 to set forth separately each matter for which an admission is sought. Further objection on ground that "the Company (DNV GL - Energy, a company located in San Diego California)" is not "providing expert testimony on ice throw" in this case.

Objection by counsel.

Question	Response	Response by:
D5 Admit that Mr. John Zimmerman has previously claimed that he personally witnessed a piece of ice off a turbine so large it couldn't be lifted?	Objection on the grounds that this question is vague and ambiguous, as it offers no context or indication of when the asserted "claim" was made. Notwithstanding and without waiver of the objection, Mr. Zimmerman has seen a piece of ice that came off of a turbine.	Objection by counsel John Zimmerman, VERA

Question

Response

Response by:

D6 Admit that the weather data from Newport Vermont cannot be used as data for Holland Vermont days of icing potential could be more than 25 per year?

Objection on the grounds that this question is overly vague and ambiguous and is not a complete sentence.

Objection by counsel

Question	Response	Response by:
D7 Admit that wind speed or orientation direction of the rotor was not taken in consideration of ice throw?	Denied. The analysis in Exh DAW-JZ-4 addresses ice drop, not ice throw. The analysis does not consider wind direction or the orientation of the rotor which is the most conservative analysis.	John Zimmerman, VERA

Question	Response	Response by:
D8 Admit that based on wind speed, temperature and orientation of rotor direction ice throw could be much worse than listed in the assessment?	Objection on the grounds that the request is vague and ambiguous in that it offers no definition or context as to what is meant by "much worse." Notwithstanding and without waiver of the objection, the request is denied.	Objection by counsel John Zimmerman, VERA

Question	Response	Response by:
D9 Admit that vehicles than a length of 7 meters (22,96 feet) travel School Road on a daily bases?	Objection on the grounds that the request is vague and ambiguous in that it offers no definition or context as to any number of vehicles, or whether the question is intended to ask about vehicles of greater or lesser length than that referenced.	Objection by counsel.

Question

Response

Response by:

D10 Admit that the most recent odds of winning the Megabucks lottery was 1 in 292,000,000,000? (1 in 292 Billion as reported by WCAX television news) People still played and bought tickets assuming they could potentially win. (there was one winner)

Objection to the request on the grounds that it is not relevant to, and not reasonably calculated to lead to the discovery of admissible evidence on , any issue raised by Dairy Air Wind's petition that the PUC must decide pursuant to applicable law (namely 30 V.S.A. sec. 248, PUC Rule 5.400, and the PUC's Section 8007(b) Order dated August 31, 2010), and is therefore beyond the scope of this proceeding. Further objection on grounds that the request on grounds that it is compound and does not meet the requirement of V.R.C.P. 36 to set forth separately each matter for which an admission is sought.

Objection by counsel.

Question	Response	Response by:
D11 Based on the odds of getting hit by ice throw (1 in every ten million according to the testimony in letter DAW-JZ-4 DNV-GL dated 22 Dec 2016) it will only be a matter of time before an incident occurs?	Objection on the grounds that the request is argumentative, vague and ambiguous in that it does not define what is meant by "just a matter of time." Further objection on grounds that the Exhibit DAW-JZ-4 addresses ice drop, not ice throw, because the turbine will be programmed to stop operating when weather conditions are conducive to the accretion of ice.	Objection by counsel.

Question

Response

Response by:

D12 Admit that the assessment was inaccurate and an impact is extremely likely to happen?

Objection on the grounds that the request is argumentative, vague and ambiguous in that it does not define what is meant by "extremely likely to happen."

Objection by counsel.

Question

Response

Response by:

D13 What are the procedures and who will perform them before returning a Turbine back to operational status after shut down for icing?

This procedure will include a visual inspection of both meteorological data and the wind turbine to ensure that returning the turbine to operation will not present a danger to the public. As stated in Exhibit DAW-JZ-4. This will be conducted by the plant operator.

John Zimmerman,
VERA

Question	Response	Response by:
E1 Admit that not all houses were identified that will be affected by shadow flicker?	Objection on the grounds that this request is vague, ambiguous and unclear. Notwithstanding and without waiver of the objection, please refer to the answer to Question 2 of the Department of Public Service's second set of discovery requests wherein DAW stated: "According to the Vermont Center for Geographic Information E911 data available at the time of study in 2016, there were 74 residences located within 2,000 meters of the proposed wind turbine. The "20160715 Flicker Model Results Vegetation Expected" included 29 residences located in the areas most likely to experience shadow flicker. The map attached as Attachment DPS.DAW 2-2 Expected Annual Shadow Flicker (produced at DPS-DAW_2-2_000) depicts the locations of all 74 residences and the areas where shadow flicker is expected to occur. The term "residence" is defined as an E-911 point with a site type of "mobile home", "multi-family dwelling", "other residential" or "single-family dwelling.""	Objection by counsel John Zimmerman, VERA

Question

Response

Response by:

E2 Please provide the name of who performed the shadow flicker analysis?

The shadow flicker model was run by Jeff Synder and the report was prepared by Ryan Darlow under the supervision of John Zimmerman for DAW.

Objection by counsel
John Zimmerman,
VERA

Question

Response

Response by:

E3 Admit that the shadow flicker analysis is incomplete and inaccurate and should be accomplished?

Objection on the grounds that this request is overly vague, ambiguous, and unclear. The meaning of "in incomplete" and "should be accomplished" is not apparent on the face of the request.

Objection by counsel

Question

Response

Response by:

F1 Admit that the noise assessment cannot be provided as a Turbine type has not yet been selected? Mr. Kaliski then goes on to say in his answer to question twelve on page six that the project will operate at a sound power level no greater than 109 dBA, and emit no tonal sound under the PSB standard. How does he know this if they have not obtained documentation, testing or guarantee from the turbine manufacture? We formally request in writing a guarantee that the proposed wind turbine will have no tonal sound under the new proposed puc standard.

Objection to the request on grounds that it is overly vague, ambiguous, unclear and compound. The request does not meet the requirements of V.R.C.P. 36 to set forth separately each matter for which an admission is sought. Further objection to the request to the extent that it asks DAW to produce a document not yet in existence or makes a demand that is properly addressed to the Commission in prefiled testimony than in a discovery.

Objection by counsel

Question	Response	Response by:
G1 What are the coordinates the Turbine will be located? (please provide exactly and not an approximation.)	Objection to the request on grounds that it is overly vague and ambiguous as the request does not provide a standard for exactness.. Without waiving such objection, the coordinates shown on the site plan are: Horizontal Coordinates based on NAD83 Vermont State Plane 4400 (US Survey Foot) Northing: 907,674.56 feet Easting: 1,766,520.26 feet Longitude and Latitude Long: W -72° 00' 45.3338" Lat: N 44° 59' 20.6616"	Objection by counsel Ian A. Jewkes, Krebs & Lansing

	Question	Response	Response by:
G2	Admit that the 8887 site visit was not at the correct grid location for the industrial turbine?	Objection as the request is vague, argumentative and ambiguous. "Industrial turbine" is not a defined term, and it is unclear what is meant by "grid location."	Objection by counsel.

Question

Response

Response by:

G3 Admit that any deviation in location will have an adverse impact to public safety by changing times that the public is in the strike zone by ice throw?

Objection on the grounds that the request is vague and ambiguous, as it does not make clear what is meant by "changing times" and the relationship of that concept to turbine location.

Objection by counsel.

Question

Response

Response by:

H1 Admit that based on production data from Georgia mountain wind (<http://georgiamountainwind.com/production-data/>) (shows that the wind turbines have never exceeded 60% of capacity) rule 4.304 A(2) wind power is not efficient for Holland Vermont? (section 248 (b)(4) the DAW wind project will not be an economic benefit to the state nor its residents.)

Objection on the grounds that the request is beyond the scope of the issues on which the Threshers sought and were granted intervention. See Thresher Motion to Intervene dated 02-14-2017.

Objection by counsel

Question	Response	Response by:
H2 Admit that the energy produced from DAW Turbine will not provide an economic benefit to residence of Vermont?	Objection on the grounds that the request is beyond the scope of the issues on which the Threshers sought and were granted intervention. See Thresher Motion to Intervene dated 02-14-2017.	Objection by counsel.

Question

Response

Response by:

I1 Please clarify Holland question #23. Admit that DAW is aware of many, town Holland locations (in addition to the town clerk's office the Church and School) as they have pictures and documented the location of the Historical Society, drove by the Holland town garage and recycling center during the site visit.

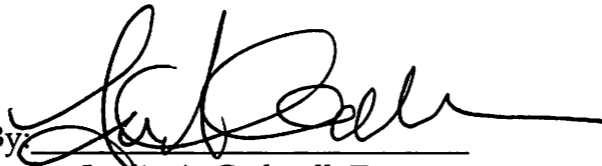
Objection to the request on grounds that it is overly vague, ambiguous as it is not clear what is meant by "clarify Holland question #23." Further objection on grounds that the request is compound and does not meet the requirement of V.R.C.P. 36 to set forth separately each matter for which an admission is sought.

Objection by counsel.

Question	Response	Response by:
I2 Department of Public Services question #8 Admit that weather data from Newport Vermont may not be used as data for Holland Vermont, by checking weather data from WCAX the weather conditions (generally 10 degrees colder and more wind in Holland wind chill factors) all be that 13.64 miles apart due to elevation weather is completely different in these locations?	Objection on the ground that the request is compound contrary to V.R.C.P. 36, and is vague and unclear and ambiguous as to what Petitioner is being asked to admit.	Objection by counsel.

Dated at Castleton, Vermont this 5th day of October, 2017.

DAIRY AIR WIND, LLC

By: 

Leslie A. Cadwell, Esq.
Alison Milbury Stone, Esq.
Legal Counselors & Advocates, PLC
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STATE OF VERMONT
PUBLIC UTILITY COMMISSION

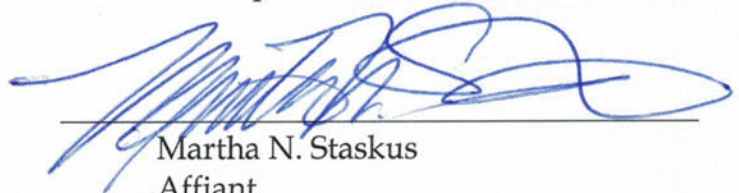
Docket No. 8887

Petition of Dairy Air Wind, LLC for a certificate of)
public good, pursuant to 30 V.S.A. § 248, for the)
installation of a single turbine, 2.2 MW wind-)
powered electric generation facility located on the)
Dairy Air Farm in Holland, Vermont)

DISCOVERY AFFIDAVIT

I, Martha N. Staskus, testify that on behalf of Dairy Air Wind, LLC, I am responsible for the following discovery responses to the second set of information requests on Petitioner in the above-referenced docket, which responses are true and accurate to the best of my knowledge and belief:

- Department of Public Service Second Set of Information Requests Questions 1, 5 and 6.
- Citizens for Responsible Energy in Holland Second Set of Information Requests Questions 2 and 4.
- Agency of Natural Resources First Set of Information Requests Questions 9 through 13.
- NVDA First Set of Information Requests Questions 2a, 2b, 3 through 5.
- Shawn Bickford's First Set of Information Requests Questions 12, 13, 31, 32, 38, and 49.
- Hollis and Angela Thresher First Set of Information Requests Question A5.
- Hartley First Set of Information Requests Question 2.
- Town of Holland Second Set of Information Requests Questions 2a, 3, and 6.


Martha N. Staskus
Affiant

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STATE OF VERMONT

COUNTY OF Washington, SS

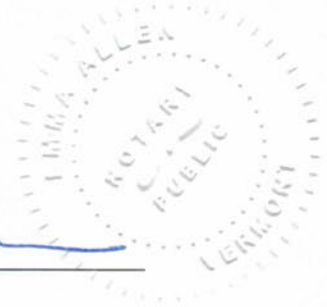
On this 5th day of October, 2017, personally appeared Martha N. Staskus known to me or satisfactorily proven to be the person who is the signatory to the foregoing, and swore to the truth of the foregoing statements.

Before me,

Emma R. Allen

Notary Public

My commission expires 2/10/19



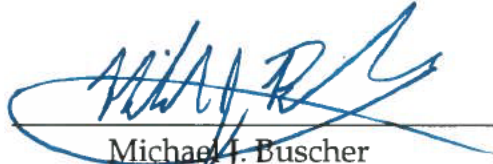
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powered electric generation facility located on the)
Dairy Air Farm in Holland, Vermont)

DISCOVERY AFFIDAVIT

I, Michael J. Buscher, testify that on behalf of Dairy Air Wind, LLC, I am responsible for the following discovery responses, which are true and accurate to the best of my knowledge and belief: NVDA Question 10; Ville de Stanstead Question 5; and Hollis and Angela Thresher Questions C2 through C5.



Michael J. Buscher
Affiant

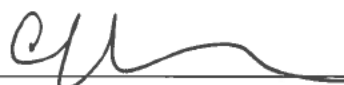
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STATE OF VERMONT

COUNTY OF Chittenden, SS

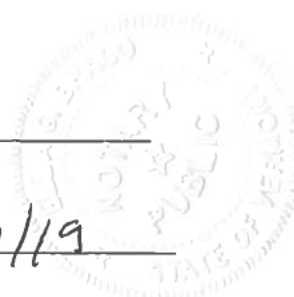
On this ___th day of October, 2017, personally appeared Michael J. Buscher known to me or satisfactorily proven to be the person who is the signatory to the foregoing, and swore to the truth of the foregoing statements.

Before me,



Notary Public

My commission expires 2/10/19



STATE OF VERMONT
PUBLIC UTILITY COMMISSION

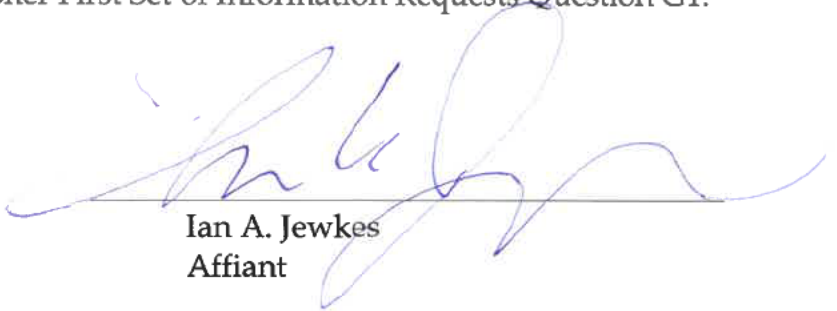
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powered electric generation facility located on the)
Dairy Air Farm in Holland, Vermont)

DISCOVERY AFFIDAVIT

I, Ian A. Jewkes, testify that on behalf of Dairy Air Wind, LLC, I am responsible for the following discovery responses, which are true and accurate to the best of my knowledge and belief:

- Agency of Agriculture Food & Markets Second Set of Information Requests Questions 1 through 6, and requests to admit 1 and 2.
- Ville de Stanstead First Set of Information Requests Questions 1 and 3.
- Hollis and Angela Thresher First Set of Information Requests Question G1.



Ian A. Jewkes
Affiant

<<NOTARY ON FOLLOWING PAGE>>

STATE OF VERMONT

COUNTY OF CHITTENDEN, SS

On this 5th day of October, 2017, personally appeared Ian A. Jewkes known to me or satisfactorily proven to be the person who is the signatory to the foregoing, and swore to the truth of the foregoing statements.



Before me,



Notary Public

My commission expires 2/10/2019

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

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DISCOVERY AFFIDAVIT

I, John Zimmerman, testify that on behalf of Dairy Air Wind, LLC, I am responsible for the following discovery responses to the second set of information requests on Petitioner in the above-referenced docket, which responses are true and accurate to the best of my knowledge and belief:

CREH Second Set of Information Requests Questions 9 and 10.

Department of Public Service Second Set of Information Requests Questions 2 and 3.

Holland Second Set of Information Requests Question 1.

NVDA Information Requests Question 1.

Hollis Thresher and Angela Thresher Information Requests Questions D1 through D3, D5, D7, D8, D13, E1, and E2.



John Zimmerman
Affiant

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STATE OF VERMONT

COUNTY OF Washington, SS

On this 5th day of October, 2017, personally appeared John Zimmerman known to me or satisfactorily proven to be the person who is the signatory to the foregoing, and swore to the truth of the foregoing statements.

Before me,

Emma R. Allen

Notary Public

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