

**STATE OF VERMONT
PUBLIC UTILITY COMMISSION**

Petition of Chelsea Solar LLC, pursuant	)	
to 30 V.S.A. § 248, for a certificate of public	)	Case No. 17-5240
good authorizing the installation and	)	
operation of the “Chelsea Solar Project,” a 2.0	)	
MW solar electric generation facility located off	)	
Willow Road in Bennington, Vermont	)	
	)	

ANR’s SECOND SET OF INFORMATION REQUESTS ON PETITIONER

The Agency of Natural Resources (“Agency” or “ANR”) by undersigned counsel, hereby serves the following Second Set of Information Requests upon Petitioner Chelsea Solar LLC, (“Petitioner” or “Chelsea”) in accordance with Public Utility Commission Rule 2.214 and V.R.C.P. 33 and 34, and requests that Petitioner answer the requests in accordance with V.R.C.P. 33 and 34 and deliver its answers and all requested documents and materials to the Agency’s offices as soon as possible but in no case later than June 13, 2018. Petitioner is requested to provide a copy of its answers in electronic format, that is, Microsoft Word or another format readable by the Agency.

INSTRUCTIONS AND DEFINITIONS

1. Reproduce the request being responded to before the response. Provide one complete hard copy of your responses and an electronic copy on disk. Provide one complete hard copy of all documents produced. All spreadsheets and computer data should also be provided on disk.
2. Responses to any and all Agency requests that are contained herein or that may be filed later should be supplied to the Agency as soon as they become available to PETITIONER. That is, PETITIONER should not hold answers to any requests for which it does have responsive data, documents, etc., until responses to any or all other requests are compiled.
3. The response to each request should be made under oath by a person competent to testify concerning the response and all documents and exhibits produced as part of the response. With respect to each request, please state (1) the name(s) and title(s) of the person or persons responsible for preparing the response; and (2) the administrative unit which maintains the records being produced or maintains the data from which the answer was prepared; and (3) the date on which each question was answered.
4. Where information requested is not available in the precise form described in the question or is not available for all years (or other periods or classifications) indicated in a series of years (or other periods or classifications), please provide all information with respect to the subject matter of the question that can be identified in PETITIONER work papers and files or that is otherwise available.
5. These requests shall be deemed continuing. PETITIONER is directed to change, supplement and correct its answers to conform to all information as it becomes available, including the substitution of actual data for estimated data. Responses to requests for information covering a period not entirely in the past (or for which complete actual data are not yet available) should include all actual data available at that time and supplementary data as it becomes available.

6. Wherever responses include estimated information, include an explanation (or reference to a previous explanation) of the methods and calculations used to derive the estimates.
7. Some of the Agency's requests may make particular reference to a portion of a filing in this matter. Notwithstanding this specific direction, these items should be understood to seek discovery of all information available to PETITIONER that is responsive to the questions stated.
8. "Identify," when used in connection with natural person(s) or legal entities, shall mean the full name and current business address of the person or entity.
9. "Document," as used herein, shall be construed as broadly as possible to include any and all means and media, by which information can be recorded, transmitted, stored, retrieved or memorialized in any form, and shall also include all drafts, versions or copies which differ in any respect from the original. The term specifically includes and is not limited to written communications such as letters and e-mails.
10. Documents produced pursuant to these requests shall be organized and labeled in correspondence with the paragraph number to which they are alleged to respond. With respect to each document produced by PETITIONER, identify the person who prepared the document and the date on which the document was prepared.
11. If any request to admit is responded to by a denial or an objection, explain in detail the reason for such denial or objection.
12. If in response to any request for information, the responding party asserts attorney client privilege, attorney work product, or any other privilege, please provide in addition to the basis of the privilege the date of the allegedly privileged communication(s), the identity of all persons who were party to the allegedly privileged communication(s) or who received photocopies of such

communication(s), and the subject matter of the allegedly privileged communication.

13. If any interrogatory or request is objected to in whole or in part, please describe the complete legal and factual basis for the objection and respond to all parts of the interrogatory or request to the extent it is not objected to. If an objection is interposed as to any requested documents, please identify the document by author, title, date and recipient(s), and generally describe the nature and subject matter of the document as well as the complete legal and factual basis for the objection.

14. "Project" "proposed facilities" "project site" "project area" means the installation and decommissioning of the Chelsea Solar Project, included all associated distribution upgrades, to be located in Bennington, Vermont, as described in Petitioner's filings, including all supplemental filings, in this docket.

15. "You" or "Your" refers to Chelsea.

Interrogatories, Requests to Produce, and Requests to Admit

Q.ANR:Chelsea.2-1. Brad Wilson, in his response to the Agency's first set of questions concerning an alternate O&M access drive, indicated that access "would be obtained by traveling over the adjacent property in its current condition," and that construction of an improved access drive "is not proposed." Please answer the following with respect to the alternate O&M access:

- a. Explain how rutting will be prevented if the vehicles described in Mr. Wilson's responses need to cross the adjacent property under wet (i.e., saturated soils) or muddy conditions?
- b. Explain how vehicles described in Mr. Wilson's responses will gain access across the adjacent property when the ground is snow covered?
- c. Will snow plowing be performed on the adjacent property to allow for O&M access? If so, how will you ensure that the ground surface (including vegetation and roots) will not be disturbed?
- d. Have you considered whether an improved access drive across the adjacent property might be proposed at some time in the future? If yes, explain.

- e. Describe how the Project would be accessed for O&M activities if, after the Project is built, you discover that the vehicles described by Mr. Wilson are unable to access the O&M gate located along the eastern fence year-round under all weather and ground conditions without an improved access drive.

Requests to Produce

1. Please produce all documents requested in the preceding questions.
2. Please produce any and all documents identified, referenced, relied upon, or referred to in responding to these information requests.
3. Please produce any and all documents you expect to offer as exhibits at the technical hearings of these proceedings.

Dated this 30th day of May, 2018, at Montpelier, Vermont.

STATE OF VERMONT
AGENCY OF NATURAL RESOURCES



By: _____

Donald J. Einhorn, Esq.