

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

Case No. 8585

Investigation into Meteorological Tower at 700 Kidder Hill Road in Irasburg, Vermont	
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Order entered: 11/12/2019

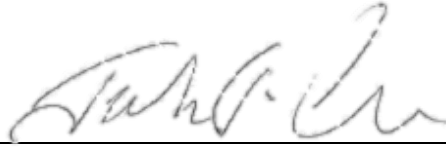
PROCEDURAL ORDER RE: PENALTY PHASE SCHEDULE

On November 6, 2019, the Vermont Public Utility Commission issued an order denying a request by the respondent, David Blittersdorf, for interlocutory review of the September 12, 2019, order on motions for summary judgment filed by the Department of Public Service (“Department”) and Mr. Blittersdorf. The September 12 order granted in part the Department’s motion, finding liability on the part of Mr. Blittersdorf for the construction and operation of a meteorological tower without first obtaining a certificate of public good, and denied Mr. Blittersdorf’s motion. As a result, it is necessary to proceed with the second phase of this investigation to determine what amount of civil penalty, if any, should be imposed on Mr. Blittersdorf for this failure.

To that end, the parties are directed to file scheduling proposals for the penalty phase of this proceeding no later than Friday, November 22, 2019. The parties should consider to what extent they believe discovery is needed to develop their positions or whether it is possible to simply proceed to their recommendations based on prefiled testimony, whether an evidentiary hearing will be required, and proposed intervals for briefing. To the extent it is possible, the parties should file a jointly proposed schedule.

SO ORDERED.


Dated at Montpelier, Vermont, this 12th day of November, 2019.



John J. Cotter, Esq.
Hearing Officer

OFFICE OF THE CLERK

Filed: November 12, 2019

Attest: 
Deputy Clerk of the Commission

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

PUC Case No. 8585 - SERVICE LIST

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