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December 7, 2021

Ms. Holly Anderson, Clerk
Vermont Public Utility Commission
112 State Street, 4th Floor
Montpelier, VT 05620-2701

Re: Case No. 21-2939-NMP - Petition of Randolph Davis Solar LLC

Dear Ms. Anderson:

On November 30, 2021, the Hearing Officer issued a procedural order instructing intervenors Joan Allen and Michael Binder (the “Landowners”) to clarify whether they are requesting an evidentiary hearing in this matter and to submit such information by December 14, 2021. The procedural order also instructed Randolph Davis Solar LLC (the “Petitioner”) to provide a response to all filings received in this proceeding by December 22, 2021, stating that the Petitioner is requested to specifically address the questions and comments raised in the Landowners’ October 25, 2021 filing.

The Petitioner respectfully requests clarification of the process if the Landowners request an evidentiary hearing. Specifically, if the Landowners request a hearing, we understand that the Hearing Officer will convene a status conference to establish a schedule for the submission of the Landowners’ testimony, discovery, Petitioner’s rebuttal, and a hearing date. If this is to be the process, and in consideration of efficiency for all parties, Petitioner would request that the Hearing Officer consider having the Petitioner wait until it submits its rebuttal testimony to respond to all comments, including the Landowners’ October 25, 2021 and December 14, 2021 filings, Landowners’ prefiled testimony, and all agency comments.

Thank you for your attention to this matter.

Cordially yours,

PAUL FRANK + COLLINS P.C.



Kimberly K. Hayden

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