

**STATE OF VERMONT
PUBLIC UTILITY COMMISSION**

Petition of Randolph Davis Solar LLC for a	)	
certificate of public good pursuant to 30 V.S.A.	)	
§§ 248 and 8010, authorizing installation and	)	Case No. 21-2939-NMP
operation of a 500 kW (AC) photovoltaic group	)	
net-metering system in Randolph, Vermont	)	

**PETITIONER’S RESPONSE TO LANDOWNERS’
COMMENTS ON MOTION TO STRIKE**

NOW COMES Randolph Davis Solar LLC (the “Petitioner”) and responds to Ms. Allen’s and Mr. Binder’s (“Landowners”) June 20, 2022 Response to Petitioner’s Motion to Strike.

Landowners contend that Mr. Binder’s testimony regarding the Preferred Site Letter is relevant because it relates to the “due consideration” standard applicable under the Section 248(b)(1) orderly development criterion. The Preferred Site Letter is not relevant under Section 248(b)(1). Rather, it is relevant to Commission Rule 5.103 (definitions of Category III and Preferred Site) and 5.127 (determination of applicable rates and adjustors), and the net metering compensation available for the Project. Nowhere in Section 248(b)(1) does the statute address net metering compensation or preferred site designation. Net metering compensation and preferred site designation are irrelevant to the Section 248(b)(1) criterion, and therefore Mr. Binder’s testimony regarding the Preferred Site Letter is also irrelevant with respect to that criterion.

Dated at Burlington, Vermont, this 21st day of June, 2022.

Respectfully submitted,

Randolph Davis Solar LLC



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