

**STATE OF VERMONT
PUBLIC UTILITY COMMISSION**

Petition of Randolph Davis Road Solar LLC for a
Certificate of public good, pursuant to 30
V.S.A. §§ 248 and 8010, authorizing the
Installation and operation of a 500kW group
Net-metered solar electric generation system in
Randolph, Vermont

Case No. 21-2939-NMP

**NEIGHBOR INTERVENORS' MOTION TO STRIKE PETITIONER'S RESPONSE TO
INTERVENORS' COMMENTS ON THE SECOND PROPOSAL FOR DECISION**

May 22, 2024

Now come Neighbor Intervenors Joan Allen and Michael Binder, *pro se*, and respectfully request the Commission strike from the record the Petitioners' May 21, 2024 response to Neighbor Intervenors' Comments on the 2nd Proposal for Decision (PFD).

Background

In response to the Commission's October 11, 2023 Remand Order, a 2nd PFD was filed on May 3, 2023. Neighbor Intervenors then filed Comments on the 2nd PFD on May 17, 2024 as provided for in the Schedule. No Comments on the 2nd PFD were filed by the Petitioner or any other Parties. Yesterday, on May 21, 2024 the Petitioner filed a response to the Intervenors' Comments on the 2nd PFD.

Motion to Strike

Intervenors respectfully request the Commission strike from the record the Petitioner's May 21, 2024 response to the Intervenors' Comments on the 2nd PFD because there are no provisions in the Schedule for a Party to respond to other Parties' Comments on the PFD. The Petitioner seeks, in effect, to unilaterally modify the schedule. The Petitioner should have submitted a Motion to Modify the Schedule and then waited to see if the Motion was granted before submitting a response to the Intervenors' Comments on the 2nd PFD.

Conclusion

The Commission should strike from the record the Petitioner's May 21, 2024 Response to the Intervenors' May 17, 2024 Comments on the 2nd PFD.

Dated at Randolph, Vermont this
22nd day of May, 2024

/s/ Joan Allen

Joan Allen, *pro se*

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Dated at Randolph, Vermont this
22nd day of May, 2024

/s/ Michael Binder

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