

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

CASE NO. 25-0895-PET

PETITION OF ER DUNSMORE, LLC FOR A CERTIFICATE
OF PUBLIC GOOD, PURSUANT TO 30 V.S.A. SECTION
248, AUTHORIZING THE INSTALLATION AND OPERATION
OF A 4.95 MW SOLAR ELECTRIC GENERATION FACILITY
IN THE TOWN OF ST. ALBANS, VERMONT --

June 2, 2025
11:30 a.m.

Via videoconference

Scheduling Conference held before the
Vermont Public Utility Commission, via videoconference, on
June 2, 2025, beginning at 9:30 a.m.

P R E S E N T

HEARING OFFICER: Wesley Skidmore, Staff Attorney

STAFF: Elizabeth Schilling, Staff Attorney

CAPITOL COURT REPORTERS, INC.
P.O. BOX 329
BURLINGTON, VERMONT 05402-0329
(802) 863-6067
EMAIL: info@capitolcourtreporters.com

A P P E A R A N C E S

HENRY MAUCK, ESQUIRE

Appearing for the Vt. Department of Public Service
112 State Street
Montpelier, VT 05620
henry.mauck@vermont.gov

SRH LAW

Appearing for ER Dunsmore, LLC
91 College Street, P.O. Box 545
Burlington, VT 05402

BY: VICTORIA M. WESTGATE, ESQUIRE

ZACHARY BERGER, ESQUIRE

vwestgate@srhlaw.com

zberger@srhlaw.com

RANDY MILLER, II, ESQUIRE

Appearing for Vermont Agency of Natural Resources
1 National Life Drive, Davis 2
Montpelier, VT 05620-3901
randy.miller@vermont.gov

1 HEARING OFFICER SKIDMORE: So good
2 morning. This is a scheduling conference in Case No.
3 25-0895-PET, the petition of ER Dunsmore, LLC for a
4 Certificate of Public Good pursuant to 30 V.S.A. 248
5 authorizing the installation and operation of a 4.95
6 megawatt solar electric generation facility in the
7 Town of St. Albans, Vermont.

8 My name is Wes Skidmore. I'm a Staff
9 Attorney at the Public Utility Commission. And I
10 have been appointed to be the hearing officer for
11 this case. With me today is Elizabeth Schilling,
12 Deputy General Counsel, at the commission.

13 I would like to start by taking
14 appearances. I'll ask each party to go in turn, and
15 I'll start with the Department.

16 MR. MAUCK: Good morning everyone.
17 Henry Mauck for the Department of Public Service.
18 I'm the special counsel at the Department. Thanks.

19 HEARING OFFICER SKIDMORE: Thanks, Mr.
20 Mauck. For the Petitioner?

21 MS. WESTGATE: Good morning. Victoria
22 Westgate and Zach Berger from SRH Law on behalf of
23 Petitioner, ER Dunsmore, LLC.

24 HEARING OFFICER SKIDMORE: Good
25 morning. And ANR?

1 MR. MILLER: Randy Miller -- Randy
2 Miller on behalf of the Agency of Natural Resources.
3 Good morning.

4 HEARING OFFICER SKIDMORE: Thanks, Mr.
5 Miller. Good morning.

6 And it doesn't look like we have anyone
7 else.

8 Okay. So the primary purpose of this
9 conference is to discuss the schedule for this
10 proceeding. I saw that the parties filed a proposed
11 schedule on May 29th, and I did not see any
12 objections to that proposal.

13 Do any of the parties have anything
14 they would like to discuss now related to that
15 proposed schedule?

16 (No response)

17 HEARING OFFICER SKIDMORE: Okay. So a
18 couple notes about it from my perspective. I would
19 like to conduct a site visit in this proceeding and
20 hold a remote non evidentiary public hearing. That's
21 subject to 30 V.S.A. 248(a)(4)(A). Because of the
22 notice requirements for our -- for the PUC clerk, we
23 will need to have a bit of time between now and that
24 site visit. So I just had in my notes here sort of
25 end of June, two dates I jotted down were Thursday

1 the 26th or Friday the 27th. But open to alternative
2 suggestions if those don't work for folks.

3 MS. WESTGATE: So sorry. I thank you
4 for that. I have a couple of questions. I will need
5 to check on the dates for the proposed site visit
6 with the client to make sure that, you know, the --
7 and the landowner, that that works for them. But I
8 don't see any immediate conflicts for those dates.

9 But I think -- did you say remote
10 evidentiary hearing, or were you thinking of remote
11 public meeting?

12 HEARING OFFICER SKIDMORE: I said
13 remote non evidentiary public meeting.

14 MS. WESTGATE: Non evidentiary. Got
15 it. Okay. Public meeting. Sorry. I didn't hear
16 the "non" there.

17 Great. Okay. So we would have the
18 site visit and the public hearing on the same day
19 or --

20 HEARING OFFICER SKIDMORE: I think that
21 would be the idea if that's okay with the parties.
22 Happy to be flexible on that, if needed.

23 MS. WESTGATE: I think as long as the
24 site visit was earlier in the day with enough time to
25 sort of get back so that we could be prepared for it

1 to be remote, that will be fine with us.

2 HEARING OFFICER SKIDMORE: Yeah.

3 Thanks, Ms. Westgate. I was thinking morning as well
4 just to put a time out there. 10 a.m. would be fine
5 with me. But again, we can tweak that, as needed.

6 So a question related to all this for
7 the Department. Mr. Mauck, would the Department be
8 able to conduct an informational session right before
9 that public hearing?

10 MR. MAUCK: Yeah. I think that would
11 be ideal. We leave it up to the commission, but
12 typically I think 30 minutes before the public
13 hearing starts we would start our information session
14 just using the same GoToMeeting platform link, if
15 that sounds like a good plan.

16 HEARING OFFICER SKIDMORE: Yes, I think
17 so. My understanding is typically we aim for a 6:30
18 start time for the info session and around 7 for the
19 public hearing. Is that acceptable?

20 MR. MAUCK: Yeah. That sounds good to
21 me. And I think the Petitioner would probably be
22 present for that as well if it works for them as
23 well.

24 MS. WESTGATE: Yeah. I think the 26th
25 or the 27th for the evening -- I can speak to our

1 availability and say that's fine. I just -- I'll
2 need to follow up again with respect to the site
3 visit, and I'm open to however you would like us to
4 do that. We can just email to confirm that those
5 dates are available if that -- email Holly or however
6 you want us to convey that to you. We can get that
7 to you quickly.

8 HEARING OFFICER SKIDMORE: I think
9 emailing Ms. Anderson would be perfect. Thanks for
10 that.

11 So the last point on this topic with
12 regard to the proposed schedule, I would propose
13 pushing the deadline for motions to intervene to one
14 week after the date we have the public hearing. Just
15 to give folks who may be interested in participating
16 in the process a chance. And then responses would --
17 I think I would propose just be due one week after
18 that deadline, if that's acceptable.

19 So looking at the schedule, you know,
20 obviously it sort of depends on the day we hold the
21 public hearing, but let's just say it's the 26th of
22 June. My suggestion would be pushing the deadline
23 for motions to intervene to the third of July and the
24 deadline for responses to the 10th of July. And
25 again, that's subject to change based on input

1 received from Petitioner. Any objections to that
2 idea?

3 MS. WESTGATE: That's fine with the
4 Petitioner. Would we be able to keep the first round
5 of discovery starting on the second? And then it
6 could be rolling -- I think we have done that in the
7 past. We would certainly accept, as it says in the
8 footnote, we would accept discovery from anyone whose
9 motion is pending.

10 HEARING OFFICER SKIDMORE: I'm
11 comfortable with that. Ms. Schilling, does that
12 sound all right from your perspective?

13 MS. SCHILLING: Yes. I don't see any
14 problem with that.

15 HEARING OFFICER SKIDMORE: Thanks. And
16 other parties?

17 MR. MILLER: That works for the Agency.

18 MR. MAUCK: It's fine with the
19 Department as well.

20 HEARING OFFICER SKIDMORE: Okay.
21 Thanks. I'll make a note of that. So that's
22 everything I had on the proposed schedule. Obviously
23 when we have a date and time picked out for both the
24 site visit and the public hearing, we will issue a
25 scheduling order. So just keep Ms. Anderson posted

1 on that.

2 Is there anything further that the
3 parties wish to discuss today?

4 MS. WESTGATE: Just one follow up --
5 quick follow-up question on the public hearing. Oh,
6 it's remote. Never mind. Sorry. I was going to ask
7 if we should find a location. So no. No further
8 questions from us.

9 HEARING OFFICER SKIDMORE: Sounds good.
10 And I think Ms. Anderson will handle scheduling a
11 GoToMeeting and providing a link to everybody. And
12 to your point, Mr. Mauck, understood that you'll need
13 to use that same link for the info session. So
14 anything further?

15 (No response)

16 HEARING OFFICER SKIDMORE: Great. Well
17 thanks so much for your time. And we are adjourned.
18 Have a great day.

19 (Whereupon, the proceeding was
20 adjourned at 11:39 a.m.)
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C E R T I F I C A T E

I, Kim U. Sears, do hereby certify that I recorded by stenographic means the Scheduling Conference re: Case No. 25-0895-PET, via videoconference, on June 2, 2025, beginning at 11:30 a.m.

I further certify that the foregoing testimony was taken by me stenographically and thereafter reduced to typewriting and the foregoing 9 pages are a transcript of the stenograph notes taken by me of the evidence and the proceedings to the best of my ability.

I further certify that I am not related to any of the parties thereto or their counsel, and I am in no way interested in the outcome of said cause.

Dated at Williston, Vermont, this 3rd day of June, 2025.

A rectangular box containing a handwritten signature in cursive script that reads "Kim U. Sears". The signature is written in dark ink on a light-colored background.

0 05402 - 2:7 05402-0329 - 1:23 05620 - 2:4 05620-3901 - 2:11 1 1 - 2:11 10 - 6:4 10th - 7:24 112 - 2:3 11:30 [2] 1:7, 10:6 11:39 - 9:20 2 2 [4] 1:7, 1:11, 2:11, 10:5 2025 [4] 1:7, 1:11, 10:6, 10:16 248 [2] 1:5, 3:4 248(a)(4)(a - 4:21 25-0895-PET [3] 1:2, 3:3, 10:5 26th [3] 5:1, 6:24, 7:21 27th [2] 5:1, 6:25 29th - 4:11 3 30 [4] 1:4, 3:4, 4:21, 6:12 329 - 1:22 3rd - 10:15 4 4.95 [2] 1:5, 3:5 5 545 - 2:6 6 6:30 - 6:17 7 7 - 6:18 8 802 - 1:23 863-6067 - 1:23 9 9 - 10:9 91 - 2:6	9:30 - 1:11 A a.m [5] 1:7, 1:11, 6:4, 9:20, 10:6 ability - 10:11 able [2] 6:8, 8:4 accept [2] 8:7, 8:8 acceptable [2] 6:19, 7:18 adjourned [2] 9:17, 9:20 Agency [3] 2:10, 4:2, 8:17 aim - 6:17 Albans [2] 1:6, 3:7 alternative - 5:1 Anderson [3] 7:9, 8:25, 9:10 ANR - 3:25 appearances - 3:14 Appearing [3] 2:3, 2:6, 2:10 appointed - 3:10 Attorney [3] 1:14, 1:15, 3:9 authorizing [2] 1:5, 3:5 availability - 7:1 available - 7:5 B beginning [2] 1:11, 10:6 behalf [2] 3:22, 4:2 Berger [2] 2:8, 3:22 best - 10:11 bit - 4:23 Box [2] 1:22, 2:6 Burlington [2] 1:23, 2:7 C CAPITOL - 1:22 case [4] 1:2, 3:2, 3:11, 10:5 cause - 10:14 certainly - 8:7 Certificate [2] 1:4, 3:4 certify [3] 10:3, 10:7, 10:12 chance - 7:16 change - 7:25 check - 5:5 clerk - 4:22 client - 5:6 College - 2:6 comfortable - 8:11 commission [5] 1:1, 1:11, 3:9, 3:12, 6:11 conduct [2] 4:19,	6:8 conference [4] 1:10, 3:2, 4:9, 10:4 confirm - 7:4 conflicts - 5:8 convey - 7:6 counsel [3] 3:12, 3:18, 10:13 couple [2] 4:18, 5:4 COURT - 1:22 D date [2] 7:14, 8:23 Dated - 10:15 dates [4] 4:25, 5:5, 5:8, 7:5 Davis - 2:11 deadline [4] 7:13, 7:18, 7:22, 7:24 Department [7] 2:3, 3:15, 3:17, 3:18, 6:7, 6:7, 8:19 depends - 7:20 Deputy - 3:12 discovery [2] 8:5, 8:8 discuss [3] 4:9, 4:14, 9:3 Drive - 2:11 due - 7:17 Dunsmore [4] 1:4, 2:6, 3:3, 3:23 E earlier - 5:24 electric [2] 1:5, 3:6 Elizabeth [2] 1:15, 3:11 email [3] 1:24, 7:4, 7:5 emailing - 7:9 ER [4] 1:4, 2:6, 3:3, 3:23 ESQUIRE [4] 2:2, 2:7, 2:8, 2:10 evening - 6:25 everybody - 9:11 everyone - 3:16 everything - 8:22 evidence - 10:11 evidentiary [4] 4:20, 5:10, 5:13, 5:14 F facility [2] 1:5, 3:6 filed - 4:10 fine [5] 6:1, 6:4, 7:1, 8:3, 8:18 flexible - 5:22 folks [2] 5:2, 7:15 follow [2] 7:2, 9:4	follow-up - 9:5 footnote - 8:8 foregoing [2] 10:7, 10:9 Friday - 5:1 G General - 3:12 generation [2] 1:5, 3:6 GoToMeeting [2] 6:14, 9:11 H handle - 9:10 Happy - 5:22 hear - 5:15 hearing [27] 1:14, 3:1, 3:10, 3:19, 3:24, 4:4, 4:17, 4:20, 5:10, 5:12, 5:18, 5:20, 6:2, 6:9, 6:13, 6:16, 6:19, 7:8, 7:14, 7:21, 8:10, 8:15, 8:20, 8:24, 9:5, 9:9, 9:16 held - 1:10 Henry [2] 2:2, 3:17 henry.mauck@verm - 2:4 hereby - 10:3 hold [2] 4:20, 7:20 Holly - 7:5 however [2] 7:3, 7:5 I idea [2] 5:21, 8:2 ideal - 6:11 II - 2:10 immediate - 5:8 info [2] 6:18, 9:13 info@capitolcour - 1:24 information - 6:13 informational - 6:8 input - 7:25 installation [2] 1:5, 3:5 interested [2] 7:15, 10:14 intervene [2] 7:13, 7:23 issue - 8:24 J jotted - 4:25 July [2] 7:23, 7:24 June [6] 1:7, 1:11, 4:25, 7:22, 10:5, 10:16	K Kim - 10:3 L landowner - 5:7 Law [2] 2:5, 3:22 leave - 6:11 let's - 7:21 link [3] 6:14, 9:11, 9:13 LLC [4] 1:4, 2:6, 3:3, 3:23 location - 9:7 looking - 7:19 M Mauck [9] 2:2, 3:16, 3:17, 3:20, 6:7, 6:10, 6:20, 8:18, 9:12 means - 10:4 meeting [3] 5:11, 5:13, 5:15 megawatt - 3:6 Miller [6] 2:10, 4:1, 4:1, 4:2, 4:5, 8:17 mind - 9:6 minutes - 6:12 Montpelier [2] 2:4, 2:11 morning [7] 3:2, 3:16, 3:21, 3:25, 4:3, 4:5, 6:3 motion - 8:9 motions [2] 7:13, 7:23 MW - 1:5 N National - 2:11 Natural [2] 2:10, 4:2 needed [2] 5:22, 6:5 non [4] 4:20, 5:13, 5:14, 5:16 note - 8:21 notes [3] 4:18, 4:24, 10:10 notice - 4:22 O objections [2] 4:12, 8:1 obviously [2] 7:20, 8:22 officer [17] 1:14, 3:1, 3:10, 3:19, 3:24, 4:4, 4:17, 5:12, 5:20, 6:2, 6:16, 7:8, 8:10, 8:15, 8:20, 9:9, 9:16 open [2] 5:1, 7:3	operation [2] 1:5, 3:5 order - 8:25 outcome - 10:14 P P.O [2] 1:22, 2:6 pages - 10:9 participating - 7:15 parties [6] 4:10, 4:13, 5:21, 8:16, 9:3, 10:13 party - 3:14 past - 8:7 pending - 8:9 perfect - 7:9 perspective [2] 4:18, 8:12 petition [2] 1:4, 3:3 Petitioner [5] 3:20, 3:23, 6:21, 8:1, 8:4 picked - 8:23 plan - 6:15 platform - 6:14 point [2] 7:11, 9:12 posted - 8:25 prepared - 5:25 present - 6:22 primary - 4:8 probably - 6:21 problem - 8:14 proceeding [3] 4:10, 4:19, 9:19 proceedings - 10:11 process - 7:16 proposal - 4:12 propose [2] 7:12, 7:17 proposed [5] 4:10, 4:15, 5:5, 7:12, 8:22 providing - 9:11 public [19] 1:1, 1:4, 1:11, 2:3, 3:4, 3:9, 3:17, 4:20, 5:11, 5:13, 5:15, 5:18, 6:9, 6:12, 6:19, 7:14, 7:21, 8:24, 9:5 PUC - 4:22 purpose - 4:8 pursuant [2] 1:4, 3:4 pushing [2] 7:13, 7:22 Q quick - 9:5 quickly - 7:7 R Randy [3] 2:10, 4:1, 4:1
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