

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

Case No. 25-2607-INV

Investigation into the City of Burlington Electric Department's operations and management practices	
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VERMONT DEPARTMENT OF PUBLIC SERVICE'S
RESPONSE TO MOTION TO INTERVENE

On October 22, 2025, the Vermont Public Utility Commission ("Commission") issued an Order Opening an Investigation pursuant to Commission Rule 2.304 in the above-referenced proceeding. The Vermont Department of Public Service ("Department" and "DPS") requested the investigation to conduct a business process audit on internal quality controls at the Burlington Electric Department ("BED").

On October 23, 2025, a motion was filed by Pike Porter requesting permissive intervention pursuant Commission Rule 2.209(B), which allows intervention where "an applicant's claimed interest shares a question of law or fact in common with the matters that must be resolved in the proceeding." In deciding on such motions "the Commission must consider whether intervention will unduly delay the proceeding or prejudice the interests of existing parties or of the public." In support of his motion, Mr. Porter alleges that "DPS and the Commission are less able to facilitate an investigation at the municipal level" and he seeks intervenor status to assist with his "knowledge of municipal BED documents and meetings," citing to allegedly misleading statements by BED regarding emissions and the cost of the McNeil plant.

The origin of this investigation was a letter issued by the Commission in Case No. 25-1584-INV regarding how to improve BED's regulatory engagement. The Department's objectives in this investigation are to conduct a root-cause analysis and financial audit to get to

the bottom of BED's regulatory engagement issues. Mr. Porter's stated reasons for intervention are not related to the stated objectives of this investigation. The Department is concerned that Mr. Porter's intervention would cause undue delays by distracting from the Department's objectives. Furthermore, Mr. Porter's motion does not describe why his interests require the privileges granted by party status. While the Department encourages strong public participation, Mr. Porter's interests would be better served in this proceeding by submitting public comments as any concerns arise regarding obscured facts or inconsistent information.

Dated at Montpelier, Vermont this 6th day of November 2025.

VERMONT DEPARTMENT OF PUBLIC SERVICE

By: /s/ James Porter
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Dated at Montpelier, Vermont this 6th day of November 2025.

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