

**STATE OF VERMONT
PUBLIC UTILITY COMMISSION**

Case No. 25-0257-PET

Second Amended Petition of Rising Tide Towers II, LLC pursuant to 30 V.S.A. § 248a requesting a Certificate of Public Good for an installation of a wireless telecommunications facility in Pownal, Vermont	
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MOTION TO AMEND SCHEDULING ORDER

NOW COMES Rising Tide Towers II, LLC (“RTT”), together with Wireless Partners FN, LLC (“WP”, and together with RTT, “Rising Tide” or “Petitioner”), and hereby moves that the Hearing Officer amend the current Scheduling Order in the above-referenced case to allow additional time to hold depositions of five witnesses of Petitioner (none whom are available prior to the current deadline) and of Intervenors Tanya and Jesse Hart, and to afford additional time for the parties to explore a potential visibility demonstration on the subject property. The net result is to move the scheduled hearings to the end of March, 2026.

Friday, January 16, 2026	Revised deadline for conducting depositions (with expectation that counsels will work to reschedule all depositions via Zoom deposition for the week of Jan. 12 th)
Monday, February 9, 2026	Deadline for non-Petitioner testimony and exhibits
Monday, February 23, 2026	Deadline for Petitioner’s rebuttal testimony and exhibits
Monday, March 2, 2026	Deadline for third-party aesthetics assessment testimony
Monday, March 9, 2026	Deadline for discovery on Petitioners’ rebuttal testimony
Friday, March 20, 2026	Deadline for responses to discovery on rebuttal testimony
Week of March 30, 2026	Evidentiary hearing

The requested schedule change also accounts for the undersigned's unexpected need to appear in federal court on Tuesday, December 16, 2025, which was not foreseen at the time the schedule was issued. It also allows further time for all parties to complete written discovery prior to the depositions taking place (which may include motions). It was designed to take into account travel schedules provided by both counsel for the Department as well as Intervenor's counsel. And the change is all the more appropriate given that the Intervenor's are no longer pro se litigants, but represented by counsel (as confirmed in yesterday's notice of appearance).


Petitioner's counsel requested confirmation from newly-appearing counsel to Intervenor's Tanya and Jesse Hart that the Amended Schedule is acceptable, as well as the Town of Pownal. Intervenor's counsel did not provide consent, and the Town did not respond. Petitioner's also solicited consent from the Department of Public Service, which has consented to this Motion. (The Agency of Natural Resources has not yet entered an appearance in the case.)

Dated at Burlington, Vermont, this 10th day of December, 2025.

Respectfully submitted,

DOWNS RACHLIN MARTIN PLLC
Attorneys for Petitioner

By: _____


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