

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

Case No. 25-1679-PET

Application of Industrial Tower and Wireless, LLC For a Certificate of Public Good, pursuant to 30 V.S.A. § 248a, authorizing the construction of a telecommunications facility in Tinmouth, Vermont	
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**TOWN OF TINMOUTH'S FIRST SET OF INFORMATION REQUESTS SERVED ON
INDUSTRIAL TOWER AND WIRELESS, LLC**

Pursuant to PUC Rules 2.214 and 2.230, Town of Tinmouth, through counsel, DesMeules Olmstead & Ostler, hereby request that Petitioner Industrial Tower and Wireless, LLC answer the following interrogatories, requests to produce, and requests to admit, under oath, and produce copies of the documents described herein.

DEFINITIONS

The following definitions apply to the following discovery requests:

DEFINITIONS AND INSTRUCTIONS

1. The terms “You”, “Yours” or “Petitioner” or “Applicant” shall mean the applicant designated in the caption of this action, including their agents or representatives, if any.
2. The term “Petition” means the Petition filed in this action by the Applicant on July 29, 2025.
3. The term “Industrial Tower and Wireless, LLC” and “ITW” means the Applicant and/or Petitioner, including any officers, employees, or agents acting on its behalf.
4. These requests shall be deemed continuing and must be supplemented in accordance with PUC Rule 2.230(D). Petitioner is directed to change, supplement and correct its answers to conform to all information as it becomes available to Petitioner, including the substitution of

actual data for estimated data. Responses to requests for information covering a period not entirely in the past (or for which complete actual data are not yet available) should include all actual data available at that time and supplementary data as it becomes available. Wherever responses include estimated information, include an explanation (or reference to a previous explanation) of the methods and calculations used to derive the estimates.

5. The term “Project” or “Site” means the precise location of the tower, including the curtilage, which is the subject matter Petitioner’s application, and the “Premises” shall refer to the entire leased property there.

6. If you are asked to identify or state the identity of a person, you are to state his or her name, employer, job description or title, business address, business telephone number, and home address.

7. If you are asked to identify or state the identity of a document, you are to describe the document with particularity sufficient to require its production if such description were used to request production.

8. Where knowledge or information in the possession or control of Petitioner is requested or inquired of, such request or inquiry includes knowledge or information, possession or control of or by its agents, servants, representatives, and unless privileged, its attorneys.

9. If a claim of privilege is made with respect to an interrogatory or document request, a document or any part thereof, specify the exact ground or grounds of the privilege claimed and give sufficient particulars concerning the response or document to allow the PUC to rule on the claim, including the author, all recipients, date and subject matter of the document.

10. To the extent any interrogatory may be construed to call for either a narrow or comprehensive response, the comprehensive response should be provided. To the extent any

interrogatory may be construed to call for either a general or detailed response, the detailed response should be provided.

11. The term “concerning” means, without limitation, relating to, referring to, describing, evidencing, computing, analyzing and constituting.

12. The term “communication” means any transfer or exchange between two or more persons or entities of any information in the form of facts, ideas, inquiries or otherwise including, but not limited to, personal conversations, correspondence, telephone calls, telegrams, telexes, telefaxes, texts, electronic mail, oral statements or other transmission.

13. The term “identify,” when used in reference to any person other than a natural person, means to state to the fullest extent possible the full name and present or last known address of the principal place of business of the corporation, partnership, proprietorship, association, or other organization to be identified.

14. As used in these discovery requests the term “documents” shall be defined in a comprehensive sense and means any kind of internal and/or external written, typewritten, hand-printed, electronic or recorded material whatsoever, including any records, papers, correspondences, emails, texts, or notes which relate in any manner to the subject matter of the litigation, and includes originals, drafts, and non-identical copies. “Writings” and “documents” shall be interchangeable.

15. All other terms are to be given their plain, ordinary meaning unless specifically directed otherwise hereinabove or below.

16. Pursuant to Rule 2.230(M), reproduce the request you are answering.

17. Pursuant to Rule 2.230(M)(3), each request must be answered under oath by a person competent to testify to the request, as well as all documents, tangible things, and exhibits

produced in response to the request. Please state the name of each person responding to the request, the title of each person responding to the request, the department, unit, or division that maintains any records being produced and/or the data from which the answer is based, and the date the request was answered.

18. Where requested information is unavailable in the exact format requested, or the information is not available for the entire range requested in a series, please provide all available information that is responsive to the subject matter of the question.

19. Whenever and wherever responses include estimated information please include an explanation, or reference to a previous explanation, of the methodology and calculations used to derive the estimates.

20. If any request is objected to in whole or in part, please describe the complete legal and factual basis for the objection and respond to all parts of the interrogatory or request to the extent to which it is not objected. If an objection is made regarding any requested document(s), please identify the document by author, title, date, recipient(s), if any, and describe the nature and subject matter of the document(s), and provide a complete legal and factual basis for the objection.

21. The Town reserves its right to serve additional requests on Petitioner.

Q.TINMOUTH:PETITIONER.1.1: Identify each person with whom you consulted with in preparing answers, responsive productions, and admissions to Tinmouth's discovery requests herein.

Q.TINMOUTH:PETITIONER.1.2: Identify each person you consulted with or from whom you obtained analysis or opinions but determined not to use as a witness.

Q.TINMOUTH:PETITIONER.1.3: Identify all members of Industrial Tower and Wireless, LLC.

Q.TINMOUTH:PETITIONER.1.4: Identify and produce any and all leases, rights-of-way or other agreements by which ITW has site control of any portion of the location at which the Project is proposed for construction.

Q.TINMOUTH:PETITIONER.1.5: The Direct Prefiled Testimony of Kevin Delaney, page 3, indicates that “Existing and proposed communications support structures in and near the Town of Tinnmouth cannot serve the area proposed to be served.” In regards to this statement:

- a. Explain all sources, strength, and extent of currently existing radio frequency coverage in Tinnmouth.
- b. Explain with specificity the number of ITW customers in Tinnmouth that will be served by the proposed radio tower.
- c. Produce all correspondence with any governmental agency, including but not limited to emergency service providers or road crews, with respect to ITW’s proposed radio tower.

Q.TINMOUTH:PETITIONER.1.6: Please describe all measures ITW has taken to collocate the proposed tower. In regards to this statement:

- a. Explain and identify all currently existing sites that ITW considered to collocate the facility.
- b. Provide any and all data ITW collected relating to each site, including, but not limited to, propagation maps, coverage maps, and analysis.

Q.TINMOUTH:PETITIONER.1.7: Please produce a Certificate of General Good issued by the PUC to ITW pursuant to 30 V.S.A. § 102.

Q.TINMOUTH:PETITIONER.1.8: With respect to the Project location and its geospatial coordinates:

- a. Describe with specificity how the location was chosen.
- b. State whether the landowners determined the specific location.
- c. Identify and produce all documentation supporting or referencing your responses to subparts a and b.

Q.TINMOUTH:PETITIONER.1.9: Admit that the proposed tower needs line-of-sight with other towers or antennas to operate in a manner consistent with 30 V.S.A. § 248a(a).

Q.TINMOUTH:PETITIONER.1.10: Admit that this will be ITW’s only Tower in Tinnmouth.

Q.TINMOUTH:PETITIONER.1.11: Admit that ITW has no plans to build other towers with which the proposed tower will communicate.

Q.TINMOUTH:PETITIONER.1.12: Please describe with specificity following with respect to the propagation plot marked as KD-1:

- a. Identify the colors used
- b. Identify the source of the data used to populate the plot
- c. Identify the software used to create the plot
- d. Identify the person(s) involved in the plot's creation

Q.TINMOUTH:PETITIONER.1.13: With respect to Exhibit KD-3:

- a. Describe what is meant by “needed coverage” on page 1;

Q.TINMOUTH:PETITIONER.1.14: Admit that the proposed tower lies within the Town of Tinmouth's Conservation Zoning District.

Q.TINMOUTH:PETITIONER.1.15: Admit that the proposed tower has no current customers for collocating services on the proposed tower.

Q.TINMOUTH:PETITIONER.1.16: Admit that ITW will not lower the height of the tower because doing so will diminish opportunities for future collocation agreements.

Q.TINMOUTH:PETITIONER.1.17: State with specificity whether any alternative sites were considered. If yes, provide the geospatial location for such sites, propagation plots for such sites, and any communications related to the decision-making related to those potential sites.

Q.TINMOUTH:PETITIONER.1.18: Provide any and all correspondence with the Town of Tinmouth, persons or entities acting on behalf of the Town of Tinmouth, relating to this petition by any person acting on behalf of ITW.

Q.TINMOUTH:PETITIONER.1.19: Provide any and all correspondence between any person acting on behalf of ITW and any person acting on behalf of Dubois & King relating to this petition.

Q.TINMOUTH:PETITIONER.1.20: Provide any and all correspondence with the Department of Public Service relating to this petition by any person acting on behalf of ITW or ITW's counsel.

Q.TINMOUTH:PETITIONER.1.21: Please explain with specificity what the entity called Industrial Wireless Technologies, Inc.'s relationship with this petition is, and why the Advance Notice was filed by that entity?

Q.TINMOUTH:PETITIONER.1.22: Produce a Certificate of General Good issued by the PUC pursuant to 30 V.S.A. § 102 for Industrial Wireless Technologies, Inc.

Q.TINMOUTH:PETITIONER.1.23: Identify each and every person, including by name, title, relevant experience or qualifications, and employer, who conducted the balloon float test and who Louis Hodgett refers to as “our staff” in the Direct Prefiled Testimony of Louis Hodgett at page 8.

Q.TINMOUTH:PETITIONER.1.24: State whether Louis Hodgett was present at the visibility analysis in on December 31, 2024.

Q.TINMOUTH:PETITIONER.1.25: State who took each photo in Exhibit LH-6.

Q.TINMOUTH:PETITIONER.1.26: Identify who created Exhibit LH-6, and describe with specificity the method by which it was created, including the identification of any and all software.

Q.TINMOUTH:PETITIONER.1.27: State with specificity each person who worked on the “photosimulations” referenced in the Direct Prefiled Testimony of Louis Hodgett at page 8.

Q.TINMOUTH:PETITIONER.1.28: State the reasons for choosing to take photos from each location in Exhibit LH-6.

Q.TINMOUTH:PETITIONER.1.29: State the make and model of camera or device, including any lenses, film, and support device (such as a tripod) that was used to capture the images used in LH-6.

Q.TINMOUTH:PETITIONER.1.30: Identify each and every person, including by name, title, relevant experience or qualifications, and employer, who created each image depicted in Exhibit LH-1.

Q.TINMOUTH:PETITIONER.1.31: Produce all correspondence, contracts or agreements in relation to this Project among or between Applicant and its agents or employees and any cellular antenna providers, including but not limited to cell phone companies, and public and emergency service providers.

Q.TINMOUTH:PETITIONER.1.32: Produce all photos, videos, field notes and documentation including communications and analysis regarding each balloon test, including those not included in any exhibit or prefiled materials. This specifically includes the balloon test conducted on December 31, 2024 and the test in March 2025 referenced in Louis Hodgetts’ Direct Prefiled Testimony at page 21. For each test provide the following:

- a. Any written communications or evidence of oral communications with the Town of Tinmouth regarding the balloon test.
- b. Any communication regarding why no photographs of the March 2025 balloon test were included.
- c. Geospatial location data.
- d. Weather data at the site for the duration of the test.
- e. Model, color, and size of each balloon used.

Q.TINMOUTH:PETITIONER.1.33: Produce any and all data sets used by Kevin Delaney to produce the propagation plot in KD-1.

Q.TINMOUTH:PETITIONER.1.34: Produce all documents and other communications created by or on behalf of Applicant, its employees, agents, or contractors, relating to site visits to the proposed project site, visits to municipal meetings about this project, and the balloon tests conducted on December 31, 2024 and March 2025.

Q.TINMOUTH:PETITIONER.1.35: State Louis Hodgett's total compensation for his services as an expert witness in this matter, including his hourly rate.

Q.TINMOUTH:PETITIONER.1.36: State why Petitioner has not included depictions of the proposed tower with depictions of additional antenna arrays given Mike Delaney's sworn statements that the proposed tower will "attract the major wireless communications carriers to the area to improve upon their wireless communications networks, and that "national wireless carriers, such as AT&T and Verizon, do not commit to col-locating their antennas and equipment until the tower has been permitted." Mike Delaney Direct Prefiled Testimony, pp. 6, 8.

Q.TINMOUTH:PETITIONER.1.37: Admit that the tower as proposed would fall onto Route 140 if it fell in a southerly direction due to its height and proximity to Route 140. If denied, explain in detail why not.

Q.TINMOUTH:PETITIONER.1.38: Produce any and all data, including but not limited to ANSI/TIA standards, relating to the ice, wind, risk category, exposure category, topographic category, seismic design standards, and limit state load combination reactions for which the proposed tower is rated.

Q.TINMOUTH:PETITIONER.1.39: Please state in detail how the structure will be anchored to the ground given that the site is a sand-and-gravel pit. If ledge is determined to be present, or some other impediment, will Petitioner use explosive charges or similar method to complete the proposed tower?

Q.TINMOUTH:PETITIONER.1.40: Admit that no traffic safety analysis of any kind has been completed. If denied, identify and produce all such analyses, data, and conclusions, and the person(s) or entity(ies) involved.

Q.TINMOUTH:PETITIONER.1.41: Admit that ITW would support safety measures along Route 140, such as, but not limited to, installation of signage and road widening. If denied, please state in detail why ITW would not support safety measures along Route 140.

Q.TINMOUTH:PETITIONER.1.42: Identify and produce all data, propagation plots, analyses, and conclusions regarding the repeaters located at "Grandpa's Knob" and "Mount Equinox."

Q.TINMOUTH:PETITIONER.1.43: Admit that another two-way radio communications provider is using the repeaters located at "Grandpa's Knob" and "Mount Equinox" to obtain current coverage in Tinmouth. If denied, state in detail on what bases such request to admit is denied.

Q.TINMOUTH:PETITIONER.1.44: Provide all written communications by and between employees, agents, or any other persons acting under the color of, or on behalf of, the Petitioner about the Town of Tinmouth's Town Plan, The Town's Zoning Bylaws, the Town's Wireless Telecommunications Facilities Bylaw, or other Town planning document.

Q.TINMOUTH:PETITIONER.1.45: Admit that the ITW Tower in Ira, Vermont along Route 133 has no antennas affixed to it as of February 6, 2026. If denied, state in detail on what bases such request to admit is denied.

Dated at Norwich, Vermont this 12th day of February, 2026.

BY: DesMeules, Olmstead & Ostler

Signed: /s/ Andrew D. Cliburn
Andrew D. Cliburn, Esq.
DesMeules Olmstead & Ostler
P.O. Box 1090
Norwich, VT 05055
Acliburn@doolaw.com
(802) 649-2001