

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

Case No. 26-0574-PET

Petition of Industrial Tower and Wireless, LLC
Requesting a certificate of public good pursuant
to 30 VSA §248a authorizing the installation of
wireless telecommunications equipment off of
Bordoville Road in Enosburgh, Vermont

MOTION TO APPLY VRCP 79.1(h)(1)(B) PER COMMISSION RULE 2.103

NOW COMES Chris and Sandra Bruhn, through counsel, DesMeules, Olmstead & Ostler, and hereby move to apply Vermont Rule of Civil Procedure 79.1(h)(1)(B) and permit the undersigned to appear in the above-referenced matter for the sole purpose of filing and arguing a motion to dismiss this action and, if necessary, a motion for interlocutory appeal.

Pursuant to Commission Rule 2.103 “any party may request the application of the Vermont Rules of Civil Procedure (in whole or in part) to a particular case, and the Commission may exercise its discretion to grant or deny that request.” The Commission Rules do not contain a provision for limited appearances by attorneys. Parties have previously appeared on a limited basis before this Commission. See, e.g., In re Morrisville Water & Light Dep’t, 134 Vt. 428, 430 (1976).

The undersigned has engaged Petitioner’s counsel on the subject matter of the dismissal motion, and intends to file it in the near future. Given the extraordinary history of this petition, a brief delay in the discovery schedule for the completion of the motion practice has virtually no prejudice to Petitioner.

Wherefore, Intervenors Chris and Sandra Bruhn respectfully move the Commission to permit counsel to appear in this petition on a limited basis in the form attached hereto.

Dated at Norwich, Vermont this 20th day of July 2026.

/s/Andrew D. Cliburn
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