

**STATE OF VERMONT
PUBLIC UTILITY COMMISSION**

Case No. 26-1459-PET

Petition of Randolph Davis Solar LLC)
requesting an extension of the project)
commissioning deadline in)
Case No. 21-2939-NMP)

COMMENTS OF THE VERMONT DEPARTMENT OF PUBLIC SERVICE

On July 22, 2026, Randolph Davis Solar, LLC (“CPG Holder”) filed the above-referenced petition requesting that the Vermont Public Utility Commission (“Commission”) extend the commissioning deadline for a 500kW net-metered solar electric generation facility located in Randolph, Vermont (“Project”). The Project received a Certificate of Public Good (“CPG”) on August 12, 2024, in Case No. 21-2939-NMP, with an initial commissioning deadline of August 12, 2025. The CPG Holder filed for the automatic one-year extension pursuant to Commission Rule 5.110(C), moving the deadline to August 12, 2026. The CPG Holder now seeks an additional extension of less than two months to September 30, 2026.

Commission Rule 5.110(C) provides that commissioning deadline extensions beyond the routine one-year extension, “will only be granted upon written request and for good cause shown before the expiration of the CPG.” The CPG Holder’s request, filed approximately three weeks before the expiration of the CPG, indicates that it has continued to pursue construction and commissioning but has faced additional delays outside of its control.¹ Specifically, the CPG Holder explains that litigation surrounding the Project’s CPG was not complete until December of 2025, and the impact of that delay was further compounded by the timing of the final approval in

¹ See Affidavit of Charles Van Winkle at ¶¶ 5–9, filed 7/22/26.

the winter season.² The CPG Holder also explains that Davis Road, a dirt road providing site access, was restricted for heavy construction vehicles from March to May of 2026.³ According to the CPG Holder's affidavit:

Physical, on-site, installation of the Facility's solar equipment – such as racking, electrical wiring work and panels - only was able to get underway sporadically over the last two months, also hampered by heavy rainstorms, particularly during the month of June.⁴

“The Commission has found good cause to grant requests for extensions when they are timely filed and when the CPG holder has shown that the need for an extension has arisen from circumstances outside of the CPG holder's control.”⁵ The Vermont Department of Public Service (“Department”) finds that the request is timely, and the CPG Holder has provided a supporting affidavit explaining the delays outside of its control. The affidavit also describes the steps taken toward commissioning thus far, and it appears that the CPG Holder has actively worked to move the Project forward. The limited nature of the request, seeking an extension to September 30 of this year, also weighs in its favor. Based on the foregoing, the Department respectfully recommends that the Commission find good cause to grant the requested extension pursuant to Rule 5.110(C).

DATED at Montpelier, Vermont this 21st day of August, 2026.

VERMONT DEPARTMENT OF PUBLIC SERVICE,

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² See *id.* ¶¶ 5–7.

³ See *id.* ¶ 8.

⁴ *id.* ¶ 9.

⁵ See, e.g., *Request of Middle Road Solar LLC*, Case No. 19-4688-PET, Order of 2/27/21 at 4.