

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	
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Order entered: 10/20/2026

ORDER GRANTING EXTENSION OF COMMISSIONING DEADLINE

In today’s order, we adopt the following proposal for decision recommending the extension of the commissioning deadline for Randolph Davis Solar LLC (the “Petitioner”) to commission a net-metering facility.

**PROPOSAL FOR DECISION RECOMMENDING EXTENSION
TO COMMISSIONING DEADLINE**

I. INTRODUCTION

This case involves a petition filed by the Petitioner with the Vermont Public Utility Commission (“Commission”) for an extension to the commissioning deadline for a 500 kW net-metering facility in Randolph, Vermont (the “Facility”). The Petitioner requests that the Commission extend the commissioning deadline by two months to September 30, 2026.

In this proposal for decision, I recommend that the Commission grant the Petitioner’s request to extend its commissioning milestone.

II. PROCEDURAL HISTORY

On August 12, 2024, the Commission issued the Petitioner a certificate of public good (“CPG”) for the Facility in Case No. 21-2939-NMP. In accordance with Commission Rule 5.110, the deadline to commission the Facility was August 12, 2025.

On June 30, 2025, the Petitioner filed a notice of automatic one-year extension to the commissioning deadline pursuant to Commission Rule 5.110(C), which extended the commissioning deadline to August 12, 2026.

On July 22, 2026, the Petitioner filed a petition requesting an extension of the Facility’s

commissioning deadline until September 30, 2026.

On August 21, 2026, the Department filed comments stating it supported the Petitioner's request.

No party has requested a hearing. The following documents are admitted into the evidentiary record as if they were offered at a hearing: the Petition; the Affidavit of Charles Van Winkle ("Van Winkle Aff."); and the Department's comments.

III. FINDINGS

Pursuant to 30 V.S.A. § 8(c), and based on the record and evidence before me, I present the following proposed findings of fact to the Commission.

1. On August 12, 2024, the Commission issued a CPG for the Facility. The deadline to commission the Facility was August 12, 2025. Van Winkle Aff. at 1.

2. On June 30, 2025, the Petitioner filed a notice extending the deadline to commission the Facility until August 12, 2026, pursuant to Commission Rule 5.110(C). Van Winkle Aff. at 1.

3. After a CPG was deemed issued for the Facility, adjoining landowners filed a motion for reconsideration with the Commission, which the Commission denied. Van Winkle Aff. at 1.

4. The adjoining landowners appealed the Commission's decision to issue a CPG for the Facility to the Vermont Supreme Court. Van Winkle Aff. at 1.

5. The Supreme Court denied the adjoining landowner's appeal on December 5, 2025.

6. On March 2, 2026, due to muddy conditions on Davis Road, the access road for the Facility, the Town of Randolph closed the road to heavy vehicles until May 2026. Van Winkle Aff. at 1-2.

7. The Petitioner has expended over \$923,000 to date toward commissioning the Facility. Van Winkle Aff. at 2.

IV. DISCUSSION AND CONCLUSION

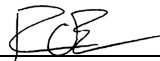
Commission Rule 5.110(C) states that after an automatic one-year extension has been granted, "further extensions will only be granted upon written request and for good cause shown

before expiration of the CPG.” In previous cases, “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.”¹ In the present case, the request was timely filed, and we find that good cause exists to grant an extension.

The CPG for the Facility was involved in extended litigation that was not resolved until December of 2025, during winter weather season. The Petitioner could not begin construction until Davis Road was opened for heavy construction vehicles in May 2026. The Petitioner has demonstrated that it has pursued construction of the Facility diligently and in good faith and that the extension is necessary due to factors outside the Petitioner’s control. Therefore, I recommend that the Commission grant the Petitioner’s request to extend the commissioning deadline. Because the Commission did not rule on that request until after the Petitioner’s requested extension date of September 30, 2026, had passed, I recommend that the Commission extend the commissioning deadline until 30 days from the date of this order, or November 19, 2026.

This proposal for decision has not been circulated to the parties pursuant to 3 V.S.A. § 811 because it is not adverse to any party.

Dated at Montpelier, Vermont, this 20th day of October, 2026.



Rowan Cornell-Brown
Hearing Officer

¹ *Request of Middle Road Solar LLC for extension of CPG# 18-0901-NMP*, Case No. 19-4688-PET, Order of 2/27/21 at 4.

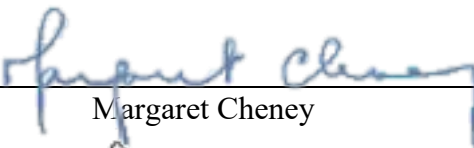
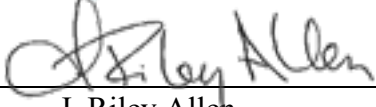
V. ORDER

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED by the Public Utility Commission of the State of Vermont that:

1. The findings, conclusions, and recommendations of the hearing officer are adopted. All other findings proposed by parties, to the extent that they are inconsistent with this order, were considered and not adopted.

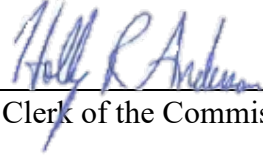
2. The commissioning deadline for the 500 kW net-metering facility located at Davis Road in Randolph, Vermont is extended to November 19, 2026.

Dated at Montpelier, Vermont, this 20th day of October, 2026.

 _____	)	
Edward McNamara	)	PUBLIC UTILITY
	)	
 _____	)	COMMISSION
Margaret Cheney	)	
	)	
 _____	)	OF VERMONT
J. Riley Allen	)	

OFFICE OF THE CLERK

Filed: October 20, 2026

Attest: 

Clerk of the Commission

Notice to Parties: Appeal of this decision to the Supreme Court of Vermont must be filed with the Commission within 30 days. Appeal will not stay the effect of this order, absent further order by this Commission or appropriate action by the Supreme Court of Vermont. Motions for reconsideration or stay, if any, must be filed with the Commission within 28 days of the date of this order.

PUC Case No. 26-1459-PET - SERVICE LIST

Parties:

Anson Tebbetts, Secretary
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