

**STATE OF VERMONT  
PUBLIC SERVICE BOARD**

Docket No. 8816

Petition of Swanton Wind, LLC for a )  
certificate of public good, pursuant to )  
30 V.S.A. § 248, for the construction of an up )  
to 20 MW wind-powered electric generation )  
plant powered by up to 7 turbines located )  
along Rocky Ridge in Swanton, Vermont )

**CHRISTINE AND DUSTIN LANG’S RESPONSE  
TO PETITIONER’S 06 06 2017  
MOTION TO LIMIT DISCOVERY PROCEDURES**

By Motion dated June 6, 2017, Petitioner has proposed to limit the second round of information requests to Petitioner and the second round of information requests to non-petitioners to 50 questions, and also seeks to preclude depositions.

By Order of June 7, 2017, this Board permitted responses to be filed until close of business on June 14th.

The Langs oppose and object to the institution of any limitations on discovery procedures at this point in the proceedings. The Langs repeat their support for the 06 02 2017 filing of the Department of Public Service proposing a limited schedule which first resolves defects and insufficiencies in the Petitioner’s filings prior to setting a comprehensive litigation schedule. It is premature to engage in discovery process limitations until these foundational issues are resolved and supplemental testimony and evidence, if any, is filed.

To the extent that this Board may impose the limitations requested by Petitioner, the Langs reiterate the request reflected in their previously submitted proposed schedule for a time period of at least 90 days from the imposition of said schedule to the deadline on which second round discovery requests must be served on Petitioner. Sufficient time to analyze the responses to the first round of discovery, and for the non-Petitioner parties to coordinate their requests, will result

in more efficient and less duplicative information requests. The ability to engage in additional fact-gathering such as through the site visit and public hearing process will also help to inform more succinct and focused information requests, and thus should be scheduled well ahead of the next round of discovery on Petitioner.

The Langs furthermore do not waive any right to file for a protective order should Petitioner's first round of discovery requests to the non-Petitioners prove unduly expensive or otherwise inappropriate under the terms prescribed in the Vermont Rules of Civil Procedure.

Respectfully Submitted,

*Cindy Ellen Hill, Esq.*

Cindy Ellen Hill, Esq. DATE: 14 June 2017  
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