

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

Case No. 17-5024-PET

Petition of Chelsea Solar LLC, pursuant to 30 V.S.A. § 248, for a certificate of public good authorizing the installation and operation of the “Chelsea Solar Project,” a 2.0 MW solar electric generation facility on Willow Road in Bennington, Vermont	
-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--

Order entered: 09/13/2018

ORDER RE HEARING SCHEDULE

An evidentiary hearing is scheduled in this case for Thursday, September 20, 2018 at 9:30 A.M. The parties are hereby directed to confer with Chelsea Solar LLC (“Chelsea”) by no later than the close of business on Tuesday, September 18, 2018, in order that Chelsea may file a proposed schedule for the evidentiary hearing, including estimated times for the parties to conduct cross-examination of the witnesses. Time estimates should represent good faith estimates, rather than placeholders for potential cross-examination.

Prior to beginning the hearing, Chelsea shall file as an exhibit in ePUC a stipulated joint list of all the pre-filed testimony and exhibits for which there is no objection into the evidentiary record such that it is available for viewing in ePUC by 8 A.M. on the day during which the exhibits are intended to be used. Included in the stipulated joint list and any other proposed evidentiary filing shall be a link to the ePUC document for that proposed evidence, if the exhibit has been pre-filed in ePUC. Any deposition testimony to be introduced by the parties at the hearing shall also be pre-filed in ePUC. The stipulated joint list and all referenced exhibits will be pre-admitted as a group at the evidentiary hearing so that the parties will not have to individually identify exhibits and pre-filed testimony for admission at the evidentiary hearing.

A party that plans to use or seek admission of any exhibit that was not previously filed as an exhibit in ePUC should prepare and bring to the hearing room sufficient copies of such cross-exhibits for distribution to the hearing officer, the representatives of the other parties, the court reporter, and, as applicable, the witness(es). Parties should distribute copies of any cross-exhibits to other parties prior to the commencement of hearings on that day. Parties should mark for identification any exhibits that they plan to introduce into evidence that were not previously

filed in ePUC. Parties should mark each document as a separate exhibit, rather than introducing all of a witness’s exhibits or a collection of different documents as a single exhibit.

The parties are also reminded that: (1) witnesses should arrive at the hearing at least one-half hour prior to their estimated starting time, unless the witness is the first witness of the day; (2) parties must provide the hearing officer with a copy of any corrected pre-filed testimony that they move to admit (with corrections clearly marked in ink on a pre-filed copy); (3) the hearing officer will not permit witnesses to orally summarize their testimony; (4) the time used to introduce witnesses, pre-filed testimony, and exhibits should be kept to a minimum; and (5) parties should provide copies of any admitted pre-filed testimony or deposition testimony to their testifying witnesses and have relevant exhibits on hand to facilitate cross-examination and redirect; and (6) their cross-examination of witnesses will be strictly limited to issues that are within the scope of their intervention.

The hearing on Thursday will commence at 9:30 A.M. and conclude at 5:00 P.M. unless it is extended by the agreement of the parties. A one-hour lunch break will occur during the noon hour. On Friday, the hearing will begin at 9:00 A.M. This is both to ensure completion of the evidentiary hearing by 2:30 P.M. when the hearing officer is scheduled for another event in the hearing room and because the Vermont Public Utility Commission is hosting visiting Chinese administrative law judges who may step into the hearing room as part of their visit that morning.

SO ORDERED.

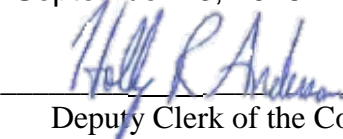
Dated at Montpelier, Vermont this 13th day of September, 2018



Michael E. Tousley, Esq.
Hearing Officer

OFFICE OF THE CLERK

Filed: September 13, 2018

Attest: 

Deputy Clerk of the Commission

Notice to Readers: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Commission (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: puc.clerk@vermont.gov)

PUC Case No. 17-5024-PET - SERVICE LIST

Parties:

Sarah L. J. Aceves (for Vermont Department of Public Service)
Vermont Department of Public Service
112 State Street
Montpelier, VT 05620
sarah.aceves@vermont.gov

Merrill E Bent (for Town of Bennington)
Woolmington, Campbell, Bernal & Bent, P.C.
PO Box 2748
Manchester Center, VT 05255
merrill@greenmtlaw.com

Lora Block (for Apple Hill Homeowners Assoc)
AppleHill Homeowners Association
34 McIntosh La
Bennington, VT 05201
lblock@sover.net

**Jake Clark, Esq. (for Vermont Department of Public Service)
Vermont Department of Public Service
Vermont Public Service Department
112 State Street
Montpelier, VT 05620-2601
jake.clark@vermont.gov

L. Brooke Dingedine, Esq. (for Apple Hill Homeowners Assoc)
Valsangiacomo, Detora & McQuesten, P.C.
P.O. Box 625
Barre, VT 05641
lbrooke@vdmlaw.com

Donald J. Einhorn, Esq. (for Vermont Agency of Natural Resources)
Vermont Agency of Natural Resources
1 National Life Drive, Davis 2
Montpelier, VT 05602-3901
donald.einhorn@vermont.gov

Kimberly K. Hayden, Esq. (for Chelsea Solar LLC)
Paul Frank + Collins PC
One Church Street 05402
P.O. Box 1307
Burlington, VT 05401
khayden@pfclaw.com

Maru Leon
Mt. Anthony Country Club
180 Country Club Rd
Bennington, VT 05201
maru@mtanthonycc.com

(for Mt. Anthony Country Club)

Michael Melone, Esq.
Allco Renewable Energy Limited
1740 Broadway
15th Floor
New York, NY 10019
mjmelone@allcous.com

(for Chelsea Solar LLC)

Thomas Melone, Esq.
Allco Renewable Energy Limited
1740 Broadway
15th Floor
New York, NJ 10019
thomas.melone@gmail.com

(for Chelsea Solar LLC)

James Porter, Esq.
Vermont Department of Public Service
Vermont Public Service Department
112 State St
Montpelier, VT 05620
james.porter@vermont.gov

(for Vermont Department of Public Service)

Alison Milbury Stone, Esq.
Vermont Attorney General's Office
109 State Street
Montpelier, VT 05609-1001
alison.stone@vermont.gov

(for Vermont Agency of Agriculture, Food and Markets)

Robert E. Woolmington, Esq.
Woolmington, Campbell, Bernal & Bent, P.C.
P.O. Box 2748
4900 Main Street
Manchester Center, VT 05255
rob@greenmtlaw.com

(for Town of Bennington)