

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

Case No. 21-1107-PET

Petition of GlobalFoundries U.S. 2 LLC requesting a certificate of public good, pursuant to 30 V.S.A. § 231, to operate a Self- Managed Utility	
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Case No. 21-1109-PET

Petition of Green Mountain Power Corporation for approval to modify service territory pursuant to 30 V.S.A. § 249	
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Order entered: 04/16/2021

SCHEDULING CONFERENCE ORDER

These cases concern GlobalFoundries U.S. 2 LLC's ("GlobalFoundries") petition for a certificate of public good, pursuant to 30 V.S.A. § 231, to operate an independent, self-managed utility beginning October 1, 2022, under *de minimis* regulation appropriate to its function and Green Mountain Power Corporation's ("GMP") petition for approval to modify its service territory, pursuant to 30 V.S.A. § 249.

On April 9, 2021, the Commission held a scheduling conference in these matters. Appearances were entered by Justin B. Barnard, Esq., and Shapleigh Smith, Jr., Esq., Dinse P.C., and Dale Rocheleau, Esq., and on behalf of GlobalFoundries; Geoffrey Hand, Esq., and Victoria M. Westgate, Esq., Dunkiel Saunders Elliot Raubvogel & Hand, PLLC, and Elizabeth Miller, Esq., on behalf of Green Mountain Power Corporation; Daniel C. Burke, Esq., and James Porter, Esq., Vermont Department of Public Service; and S. Mark Sciarrotta, on behalf of Vermont Electric Power Company, Inc. and Vermont Transco LLC. In addition, the scheduling conference was attended by William Ellis, Esq., on behalf of the City of Burlington Electric Department and Vermont Public Power Supply Authority; David Mullett, Esq., on behalf of AllEarth Renewables; David Carpenter, Esq., on behalf of Green Lantern Development; and Olivia Campbell-Andersen, on behalf of Renewable Energy Vermont.

While the Commission is not consolidating these cases, the proceedings and hearings in the two cases will be scheduled jointly pursuant to Vermont Rule of Civil Procedure 42(a), per the parties' request.

At the scheduling conference, the parties developed the following proposed procedural schedule, which we adopt, except that we have declined to include a workshop in these proceedings as the Commission has instead included opportunities for written information requests coincident with the other discovery deadlines in the schedule.

April 9, 2021	Scheduling Conference
April 26, 2021	Information Session at 6:00 p.m. and Public Hearing to follow, beginning no earlier than 6:15 p.m.
April 30, 2021	Discovery requests served on GlobalFoundries and GMP; Commission information requests on GlobalFoundries and GMP
May 3, 2021	Deadline for Motions to Intervene
May 5, 2021	Deadline for responses to Motions to Intervene
May 17, 2021	GlobalFoundries and GMP responses to discovery requests and Commission information requests
June 7, 2021	Deadline for direct testimony from the Department and Intervenors
June 15, 2021	Discovery requests served on the Department and Intervenors; Commission information requests on the Department and Intervenors
July 9, 2021	Department and Intervenor responses to discovery requests and Commission information requests
July 23, 2021	Deadline for rebuttal testimony from GlobalFoundries and GMP
July 30, 2021	Rebuttal discovery requests served on GlobalFoundries and GMP; Commission information requests on GlobalFoundries and GMP
August 12, 2021	GlobalFoundries and GMP responses to rebuttal discovery requests and Commission information requests
August 24, 2021	Deadline for surrebuttal testimony from the Department and Intervenors
August 31, 2021	Surrebuttal discovery requests served on the Department and Intervenors; Commission information requests on the Department and Intervenors

September 8, 2021	Department and Intervenor responses to surrebuttal discovery requests and Commission information requests
September 16-17, 2021	Evidentiary Hearings
October 4, 2021	Deadline for initial briefs
October 18, 2021	Deadline for reply briefs

Because it is possible that motions to intervene may still be pending on April 30, 2021 (the date that the first round of discovery is scheduled to be served on GlobalFoundries and GMP), individuals and entities with motions to intervene still pending at that time may serve discovery on GlobalFoundries and GMP. If any such discovery is served and the corresponding motion is granted, then GlobalFoundries and GMP shall respond to that discovery. If such a motion is denied, then GlobalFoundries and GMP do not need to respond to that discovery. For any intervenors who are not able to submit discovery by April 30, 2021, the Commission will request that the parties propose a revised schedule that provides those intervenors an opportunity to conduct a total of two rounds of discovery.

The Office of the Clerk will send out separate notice confirming the dates and times for the information session, public hearing, and evidentiary hearing, and the notice will provide the specific locations or login information for those events.

When motions are filed in these cases, consistent with Vermont Rule of Civil Procedure 78 and unless different deadlines are established by the Commission, (1) responses shall be due 14 days after the motion is filed; and (2) replies to any responses shall be due 14 days after the responses are filed.

Parties are reminded that documents submitted in .pdf format should be in an “unlocked” format, i.e., searchable and extractable, rather than in an image format.

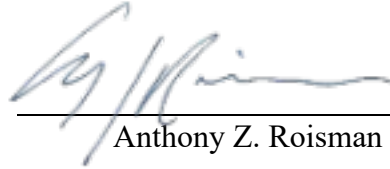
Members of the public interested in these proceedings may participate by submitting public comments or by intervening as a formal party to the case. Members of the public may also simply monitor the Commission’s actions in a specific case. Guidance on how to monitor, comment on, or actively participate in Commission proceedings is available in the document “Public Participation and Intervention in Proceedings before the Public Utility Commission,”

which is available on the Commission's website at: <https://puc.vermont.gov/document/public-participation-and-intervention-proceedings-public-utility-commission>.

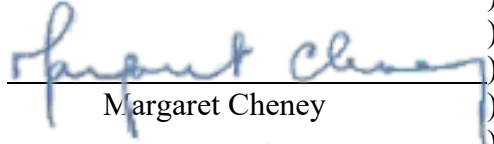
Pursuant to 30 V.S.A. §§ 20 and 21, petitioners are responsible for court reporter costs incurred by the Commission during the course of these proceedings and billed back. Unless the parties inform the Commission otherwise, the Commission will mail the invoice for these costs to the attorney of record or the official representative for GlobalFoundries.

SO ORDERED.

Dated at Montpelier, Vermont, this 16th day of April, 2021.


_____))
Anthony Z. Roisman)

PUBLIC UTILITY


_____))
Margaret Cheney)

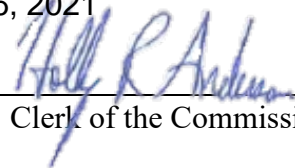
COMMISSION


_____))
Sarah Hofmann)

OF VERMONT

OFFICE OF THE CLERK

Filed: April 16, 2021

Attest: 

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 Nos. 21-1107-PET & 21-1109-PET – JOINT SERVICE LIST

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