

**STATE OF VERMONT
PUBLIC UTILITY COMMISSION**

Petition of Chelsea Solar LLC, pursuant to)
30 V.S.A. §248, for a certificate of public)
good authorizing the installation and) Case No. 17-5024-PET
operation of the "Chelsea Solar Project,")
a 2.0 MW solar electric generation facility)
on Willow Road in Bennington, Vermont)

**INTERVENORS' RESPONSE TO
MOTION TO REOPEN PROCEEDINGS**

NOW COME Intervenors Apple Hill Homeowners Association ("AHHA") and Mount Anthony Country Club ("MACC")(jointly referred to as the "Intervenors"), by and through counsel, and hereby respond that the Commission should Deny the Ex-Petitioner's Motion to Reopen the Chelsea Solar (Willow Road) Proceedings as follows:

- 1. Apple Hill Solar, LLC's Petition for a CPG is on Appeal to the Vermont Supreme Court so it WAS and IS a single plant UNLESS Petitioner is Withdrawing its Appeal and Abandoning its Petition and Standard Offer Contract for Apple Hill.**

Chelsea Solar LLC's (Willow Road) Petition for a Certificate of Public Good ("CPG") to construct and operate a solar facility adjacent to the Apple Hill Solar LLC site was denied by the PUC and the Vermont Supreme Court because it was deemed to be a single plant with Apple Hill Solar facility. The Petitioner now seeks to reopen this matter, claiming that the Apple Hill CPG was "vacated," so there is no longer a single plant issue for the Chelsea Solar Petition. That assertion is totally false.

The Petitioner's appeal of the PUC's Order of May 7, 2020 (which was a decision on remand) was docketed at the Vermont Supreme Court as *In re: Apple Hill Solar, LLC*, Docket 2020-232, and is currently awaiting decision by the high Court. The Petitioner's appeal of Apple Hill Solar itself evidences that the Petitioner is continuing to prosecute its application (petition)

