

**STATE OF VERMONT
PUBLIC UTILITY COMMISSION**

Petition of GLOBALFOUNDRIES U.S. 2 LLC)
for a Certificate of Public Good pursuant to 30) Case No. 21-1107-PET
V.S.A. § 231 to operate a Self-Managed Utility.)

Petition of Green Mountain Power Corporation)
for approval to modify service territory) Case No. 21-1109-PET
pursuant to 30 V.S.A. § 249)

**GLOBALFOUNDRIES U.S. 2 LLC’S OPPOSITION TO
ALLEARTH RENEWABLES, INC.’S MOTION TO DISMISS**

Petitioner GLOBALFOUNDRIES U.S. 2 LLC (“GLOBALFOUNDRIES”), by and through counsel, hereby opposes Intervener AllEarth Renewables, Inc.’s (“AER”) motion to dismiss for lack of subject matter jurisdiction and failure to state a claim upon which relief can be granted. In support of its opposition, GLOBALFOUNDRIES incorporates by reference its November 8, 2021 Initial Brief on Jurisdiction and Provision of Electricity to Tenants and its November 22, 2021 Reply Brief on Jurisdiction and Provision of Electricity to Tenants (together, “Jurisdictional Briefs”).

As explained in full in GLOBALFOUNDRIES’ Jurisdictional Briefs, the Commission has both express and implied jurisdiction to entertain GLOBALFOUNDRIES’ Petition for a Certificate of Public Good pursuant to 30 V.S.A. § 231. Accordingly, the Commission should deny AER’s Motion to Dismiss and allow GLOBALFOUNDRIES’ Petition to proceed to final technical hearings.

Dated at Burlington, Vermont this 22nd day of November, 2021.

By /s/ Shapleigh Smith, Jr.

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