

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

Case No. 17-3550-INV

Investigation pursuant to 30 V.S.A. §30 and 209 regarding the alleged failure of Vermont Gas Systems, Inc. to comply with the certificate of public good in Docket 7970 by burying the pipeline at less than required depth in New Haven, Vermont	
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Case No. 18-0395-PET

Notice of Probable Violations of Vermont Gas Systems, Inc. for certain aspects of the construction of the Addison natural gas pipeline	
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Order entered: 09/14/2021

SECOND PENALTY PHASE SCHEDULING ORDER

This proceeding concerns an investigation into whether Vermont Gas Systems, Inc. (“Vermont Gas” or “Respondent”) violated the final order and certificate of public good issued in Docket 7970, which authorized the construction of the Addison natural gas pipeline (the “Project”).¹ This proceeding also addresses a Notice of Probable Violation filed by the Vermont Department of Public Service (the “Department”) with the Vermont Public Utility Commission (the “Commission”) for alleged violations of pipeline safety regulations by Vermont Gas during the construction of the Project.²

On June 7, 2021, I issued the first scheduling order for the penalty phase of this investigation.

On September 7, 2021, Vermont Gas filed a motion to change that schedule. Vermont Gas represented Vermont Electric Power Company, Inc., and Vermont Transco LLC (collectively, “VELCO”) and the Vermont Agency of Natural Resources support the motion.

On September 8, 2021, the Department responded stating that it did not object to the proposed changes in the Vermont Gas motion.

¹ *Petition of Vermont Gas Systems, Inc. for a certificate of public good authorizing the construction of the “Addison Natural Gas Project,”* Docket 7970, Order of 12/23/13.

² *Notice of Probable Violations of Vermont Gas Systems, Inc. for certain aspects of the construction of the Addison natural gas pipeline,* Case No. 18-0395-PET, filed

On September 10, 2021, the Intervenors³ filed a response stating that they did not object to the Vermont Gas motion.

In this Order I grant the Vermont Gas motion and alter the schedule for the penalty phase of this proceeding.

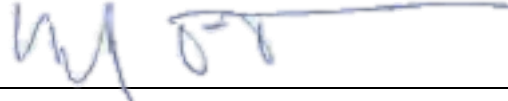
Based on the foregoing, I establish the following schedule for the remainder of this proceeding:

DATE	EVENT
September 24, 2021	Discovery requests on non-Respondent party testimony including any requests for deposition
October 8, 2021,	Non-Respondent parties respond to discovery
October 12, 2021	Depositions to be completed
October 22, 2021	Parties file any rebuttal testimony and exhibits
October 29, 2021	Parties serve discovery requests on rebuttal testimony and exhibits
November 12, 2021	Parties respond to discovery requests
November 19, 2021	Parties jointly file a hearing logistics memo addressing exhibits to be admitted and schedule of cross-examination to be heard at an evidentiary hearing
November 23, 2021	Evidentiary hearing is conducted by video teleconference beginning at 9:30 A.M. and ending no later than 5:30 P.M.
December 10, 2021	Parties submit proposed findings and conclusions
December 23, 2021	Parties submit replies to proposed findings and conclusions
TBD	Proposal for decision issued for party comments and requests for oral argument, if any
TBD	Oral argument, if any
TBD	Commission issues final order

SO ORDERED.

³ Kristin Lyons, Lawrence Shelton, Nathan Palmer, Jane Palmer, and Rachel Smolker.

Dated at Montpelier, Vermont, this 14th day of September, 2021.



Michael E. Tousley, Esq.
Hearing Officer

OFFICE OF THE CLERK

Filed: **September 14, 2021**

Attest: Pamela Lenahan
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. 17-3550-INV & 18-0395-PET- JOINT SERVICE LIST

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