

STATE OF VERMONT  
PUBLIC UTILITY COMMISSION

Case No. 17-3550-INV

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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

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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: 10/19/2021

**THIRD 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”).<sup>1</sup> 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.<sup>2</sup>

On September 14, 2021, I issued the second scheduling order for the penalty phase of this investigation.

On October 19, 2021, Vermont Gas filed a motion to change that schedule representing that the motion that had been stipulated to by the Vermont Electric Power Company, Inc., and Vermont Transco LLC (collectively, “VELCO”), the Department, the Vermont Agency of Natural Resources, and the Intervenors.<sup>3</sup>

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<sup>1</sup> *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.

<sup>2</sup> *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

<sup>3</sup> Kristin Lyons, Lawrence Shelton, Nathan Palmer, Jane Palmer, and Rachel Smolker.

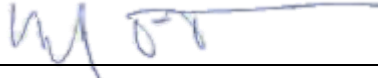
In this Order I grant the Vermont Gas motion and alter the schedule for the penalty phase of this proceeding as requested.

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

<b>DATE</b>	<b>EVENT</b>
October 20, 2021	Depositions to be completed
November 1, 2021	Parties file any rebuttal testimony and exhibits
November 8, 2021	Parties serve discovery requests on rebuttal testimony and exhibits
November 22, 2021	Parties respond to discovery requests
November 29, 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
December 8, 2021	Evidentiary hearing is conducted by video teleconference beginning at 9:30 A.M. and ending no later than 5:30 P.M.
December 23, 2021	Parties submit proposed findings and conclusions
January 10, 2022	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.**

Dated at Montpelier, Vermont, this 19th day of October, 2021.



Michael E. Tousley, Esq.  
Hearing Officer

OFFICE OF THE CLERK

Filed: October 19, 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](mailto:puc.clerk@vermont.gov))*

PUC Case No. 17-3550-INV & 18-0395-PET- JOINT SERVICE LIST

Parties:

Andrew N. Raubvogel, Esq.  
Dunkiel Saunders Elliott Raubvogel & Hand, PLLC  
91 College Street  
P.O. Box 545  
Burlington, VT 05402-0545  
araubvogel@dunkielsaunders.com

(for Vermont Electric  
Power Company, Inc.)  
(for Vermont Transco  
LLC)

Zoë Sajor  
Dunkiel Saunders Elliott Raubvogel & Hand, PLLC  
91 College Street, P.O. Box 545  
Burlington, VT 05402-0545  
zsajor@dunkielsaunders.com

(for Vermont Electric  
Power Company, Inc.)  
(for Vermont Transco  
LLC)

S Mark Sciarrotta  
Vermont Electric Power Company, Inc.  
366 Pinnacle Ridge Road  
Rutland, VT 05701  
msciarrotta@velco.com

(for Vermont Transco  
LLC)

James Dumont  
PO Box 229  
Bristol, VT 05443  
dumont@gmavt.net

(for Rachel Smolker)  
(for Lawrence Shelton)  
(for Kristin Lyons) (for  
Jane & Nathan Palmer)

Randy J. Miller, Esq.  
Vermont Agency of Natural Resources  
1 National Life Drive, Davis 2  
Montpelier, VT 05620-3901  
randy.miller@vermont.gov

(for Vermont Agency of  
Natural Resources)

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

(for Vermont  
Department of Public  
Service)

Eric B. Guzman  
Vermont Department of Public Service  
112 State Street  
Montpelier, VT 05620  
eric.guzman@vermont.gov

(for Vermont  
Department of Public  
Service)

Owen McClain, Esq.  
Sheehey Furlong & Behm P.C.  
30 Main Street  
P.O. Box 66  
Burlington, VT 05402  
omclain@sheeheyvt.com

(for Vermont Gas  
Systems, Inc.)

R. Jeffrey Behm  
30 Main Street, 6th Fl  
Burlington, VT 05401  
aschrader@sheeheyvt.com

(for Vermont Gas  
Systems, Inc.)

Debra L. Bouffard, Esq.  
Sheehey Furlong & Behm  
30 Main Street, 6th Floor  
P.O. Box 66  
Burlington, VT 05402-0066  
dbouffard@sheeheyvt.com

(for Vermont Gas  
Systems, Inc.)

S. Mark Sciarrotta  
Vermont Electric Power Company, Inc.  
366 Pinnacle Ridge Road  
Rutland, VT 05701  
msciarrotta@velco.com

(for Vermont Electric  
Power Company, Inc.)

Participants:

E.M. Allen  
Stetler, Allen & Kampmann  
95 St. Paul Street  
Burlington, VT 05401  
budallenlaw@aol.com

(for Town of Hinesburg  
Planning & Zoning)

Claudia Ambrose, *pro se*  
175 Plank Road  
Vergennes, VT 05491  
David.ambrose1@gmail.com

David Ambrose, *pro se*  
175 Plank Road  
Vergennes, VT 05491  
David.ambrose1@gmail.com

Dale Azaira  
Conservation Law Foundation  
15 East State St., Suite 4  
Montpelier, VT 05602  
dazaria@clf.org

(for Conservation Law  
Foundation)

Matthew T. Baldwin, *pro se*  
2188 Baldwin Road  
Hinesburg, VT 05461  
Mattinv7@aol.com

Lowell E. Blackham  
International Paper Company  
International Place II  
6400 Poplar Avenue  
Memphis, TN 38197  
lowell.blackham@ipaper.com

(for International Paper  
Company)

Matt Bloomer  
City of Rutland  
PO Box 969  
1 Strongs Avenue  
Rutland, VT 05702  
mattb@rutlandcity.org

(for City of Rutland)

William Bryant  
Town of Bristol  
PO Box 249  
Bristol, VT 05443  
bristoltown@gmavt.net

(for Town of Bristol)

W.R. Byrd  
RCP, Inc.  
wrb@rcp.com

(for RCP, Inc.)

David Cain  
International Business Machines Corporation  
1000 River Street  
Mailstop 967-P  
Essex Junction, VT 05452  
david.cain@globalfoundries.com

(for International  
Business Machines)

Toni H. Clithero, Esq.  
Vermont Agency of Transportation  
Office of the Attorney General  
One National Life Drive  
Montpelier, VT 05633-5001  
toni.clithero@vermont.gov

(for Vermont Agency of  
Transportation)

Matt Cota  
Vermont Fuel Dealers Association  
963 Paine Turnpike North  
Berlin, VT 05602  
matt@vermontfuel.com

(for Vermont Fuel  
Dealers Association)

Thomas L. Donahue  
Rutland Region Chamber of Commerce  
50 Merchants Row  
Rutland, VT 05701  
chamber@rutlandvermont.com

(for Rutland Region  
Chamber of Commerce)

Elizabeth Egan  
Vermont Housing and Conservation Board  
58 East State Street  
Montpelier, VT 05602  
eeegan@vhcb.org

(for Vermont Housing  
and Conservation Board)

William F. Ellis  
McNeil, Leddy & Sheahan  
271 South Union Street  
Burlington, VT 05401  
wellis@mcneilvt.com

(for Town of Monkton)

Paul S Gillies  
Tarrant, Gillies, Richardson & Shems  
P.O. Box 1440  
Montpelier, VT 05601  
pgillies@tarrantgillies.com

(for Town of Williston)

Catherine Gjessing  
Vermont Fish & Wildlife Department  
1 National Life Drive, Davis 2  
Montpelier, VT 05620-3702  
catherine.gjessing@vermont.gov

(for Vermont Fish &  
Wildlife Department)

Cindy Ellen Hill, Esq.  
Hill Attorney PLLC  
144 Mead Lane  
Middlebury, VT 05753  
hillattorneypllc@gmail.com

(for Town of New  
Haven)

Lyle Jepson  
Rutland Economic Development Corporatino  
100 Merchants Row, Suite 312  
Rutland, VT 05701  
lyle.jepson@castleton.edu

(for Rutland Economic  
Development  
Corporation)

John W Kessler  
Agency of Commerce and Community Development  
National Life Building, Drawer 20  
Montpelier, VT 05620-0501  
john.kessler@vermont.gov

(for Vermont Division  
for Historic Preservation)

Adam G. Lougee, Esq.  
Addison County Regional Planning Commission  
14 Seminary Street  
Middlebury, VT 05753  
alougee@acrpc.org

(for Addison County  
Regional Planning  
Commission)

Wm. Andrew MacIlwaine  
Dinse, Knapp & McAndrew, P.C.  
PO Box 988  
Burlington, VT 05402-0988  
amacilwaine@dinse.com

(for Middlebury College)

Joseph S. McLean, Esq.  
Stitzel, Page & Fletcher, P.C.  
171 Battery Street  
P.O. Box 1507  
Burlington, VT 05402-1507  
jmclean@firmspf.com

(for Monkton Central  
School)

Christine McShea  
Vermont Land Trust, Inc.  
8 Bailey Avenue  
Montpelier, VT 05602  
christine@vlt.org

(for Vermont Land  
Trust)

Thomas Melloni  
Burak, Anderson & Melloni, PLC  
PO Box 787  
Burlington, VT 05402-0787  
tmelloni@vtlaw1.com

(for Chittenden Solid  
Waste District)

Jeffrey M. Messina  
Bergeron, Paradis & Fitzpatrick, LLP  
34 Pearl Street  
Essex Junction, VT 05453  
jmessina@bpflegal.com

(for Dr. Robert Johnson)

Randy J. Miller, Esq.  
Vermont Agency of Natural Resources  
1 National Life Drive, Davis 2  
Montpelier, VT 05620-3901  
randy.miller@vermont.gov

(for Vermont Fish &  
Wildlife Department)

Karl W. Neuse  
Neuse, Duprey & Putnam, P.C.  
One Cross Street  
Middlebury, VT 05753  
karl@ndp-law.com

(for Town of  
Middlebury)

James H. Ouimette  
Ouimette & Runcie  
257 Main Street  
Vergennes, VT 05491  
jho@orlaw-vt.com

(for City of Vergennes)

Robin P. Scheu  
Addison County Economic Development Corporation  
1590 Route 7 South  
Suite 8  
Middlebury, VT 05753  
rpscheu@addisoncountyedc.org

(for Addison County  
Economic Development  
Corporation)

Thea Schwartz, Esq.  
Office of Attorney General, AAFM  
109 State Street  
Montpelier, VT 05609-1001  
thea.schwartz@vermont.gov

(for Vermont Agency of  
Agriculture, Food and  
Markets)

Leonard H. Singer  
Couch, White, LLP  
PO Box 22222  
Albany, NY 12201-2222  
lsinger@couchwhite.com

(for International  
Business Machines)

Aldo E. & Mary L. Speroni, *pro se*  
4840 St. George Road  
Williston, VT 05495  
asperoni@aol.com

(for Conservation Law  
Foundation)

Chase Whiting, Esq.  
CLF 15 East State Street, Suite 4  
Montpelier, VT 05602  
cwhiting@clf.org