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March 14, 2014

Mrs. Susan M. Hudson, Clerk
Vermont Public Service Board
112 State Street
Montpelier, Vermont 05620

Re: Docket 7970 –VGS Addison Expansion Phase I

Dear Mrs. Hudson:

In its Order of December 23, 2013 granting a CPG in the above-referenced matter, the Board ordered a re-route at Old Stage Road in Monkton. In a subsequent Order on January 17, 2014, the Board notified landowners impacted by the re-route and directed Vermont Gas Systems, Inc. (“VGS”) to provide certain documents to these landowners. The January 17 Order also provided a comment period for these affected landowners.

In response to the January 17 Order, on February 28, 2014, Ms. Kristin Lyons submitted Comments And Motions To Intervene, For A Brief Additional Hearing And To Alter And Amend (the “Lyons Motion”). Thereafter, on March 6, 2014, the Board issued a Memorandum requesting responsive comments on the Lyons Motion from the parties. On March 11, 2014, VGS filed its response to the Lyons Motion (the “VGS Response”). This letter constitutes the response of the Department to the Lyons Motion.

The Board’s March 6 Memorandum requested comments on two specific questions: (1) whether Ms. Lyons should have received notice as an adjoining property owner identified in the original Old Stage Road route plan, and (2) how the Board should proceed in response to her request for a hearing as an adjacent landowner provided notice under the Old Stage Road re-route plan. In answering these questions, the Department has reviewed the Lyons Motion and the VGS Response.

The Lyons Motion alleges that Ms. Lyons did not receive the notice to which she was entitled as an adjoining landowner in advance of the filing of the Phase I petition in December 2012. She is, however, on the list of adjoining landowners to whom VGS sent the notice and



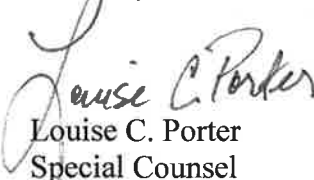
counsel for VGS has represented that Ms. Lyons' name is on the mailing label document used for that mailing. VGS Response, Exhibit A. The record of the filings made in this docket also reflects that Ms. Lyons was notified of the February 2013 re-route. VGS Response, Exhibit B. In any event, it is undisputed that Ms. Lyons received notice, via certified mail, of the December 2013 Board ordered re-route, which does impact her property. Accordingly, the record reflects that Ms. Lyons has been provided notice on each occasion she was entitled to notice.

The Lyons Motion includes a request to intervene—both as of right and, in the alternative, on a permissive basis. Consistent with the Department's position and the Board's Order with respect to the other intervening landowners in this docket, the Department supports Ms. Lyons' permissive intervention, limited, however, to those particularized interests that affect Ms. Lyons as a landowner. The Department concurs with the scope of intervention and supporting rationale set forth in the VGS Response.

Ms. Lyons also requests that she be afforded a hearing followed by an opportunity to submit briefing to the Board. The Department supports Ms. Lyons request for a hearing on issues within the scope of her intervention. Additionally, the Department endorses the VGS proposal that any other newly affected landowner who wishes to participate do so in this same proceeding.

Thank you for this opportunity to comment. Please let me know if you have any questions.

Sincerely,



Louise C. Porter
Special Counsel

cc: Service List

PSB Docket Nos. 7970 - SERVICE LIST

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