

**STATE OF VERMONT
PUBLIC SERVICE BOARD**

Joint Petition of NorthStar Decommissioning)
Holdings, LLC, NorthStar Nuclear Decommissioning)
Company, LLC, NorthStar Group Services, Inc., LVI)
Parent Corporation, NorthStar Group Holdings, LLC,)
Entergy Nuclear Vermont Investment Company, LLC,) Docket No. 8880
and Entergy Nuclear Operations, Inc., and any other)
necessary affiliated entities to transfer ownership of)
Entergy Nuclear Vermont Yankee, LLC and for)
certain ancillary approvals, pursuant to 30 V.S.A.)
§§ 107, 231, and 232)

**DEPARTMENT OF PUBLIC SERVICE’S MOTION FOR EXTENSION
OF SECOND DISCOVERY REQUEST DEADLINE**

The Department of Public Service (“Department”) respectfully moves to extend the current May 10, 2017 deadline for second-round discovery requests. Such an extension is needed to facilitate review by the Department and other parties of documents currently being withheld by Joint Petitioners pending an order from the Vermont Public Service Board (the “Board”) on the Protective Agreement proposed in this docket. The Department requests that the deadline for second-round discovery requests be set at a date three weeks after all parties who have executed the Protective Agreement receive the last document designated as confidential by Joint Petitioners. Upon production of the last document so designated, the Department suggests that Joint Petitioners notify all parties who have executed the Protective Agreement that the last confidential document has been produced. The Department will promptly confirm its receipt of all such documents, consult with other relevant parties to confirm the same, and submit a letter to the Board notifying it of that date, so that the Board and all parties to this docket will be aware of a proposed date certain for submittal of second-round discovery requests.

Joint Petitioners have indicated that a significant majority of the documents they identified as responsive to first-round discovery requests are confidential and cannot be produced

until a Protective Order is issued. Without that information, the Department cannot meaningfully review Joint Petitioners' first-round discovery responses or prepare further discovery requests or pre-filed testimony. The requested extension will facilitate issuance of a Protective Order, production by Joint Petitioners of documents identified as confidential, and sufficient review of those documents such that second-round discovery can be tailored and meaningful.

The Department respectfully suggests that issuance of the so-called "standard" Protective Order should proceed expeditiously and need not await resolution of NorthStar's Motion for Special Protocol. Although the Department anticipates the need to review the documents characterized as Highly Confidential in NorthStar's motion, it is not necessary to delay production of all regular confidential documents during the pendency of that Motion.

The Department respectfully requests that the Board decide this motion, and issue an Order regarding the so-called "standard" Protective Agreement, at the Board's earliest convenience. The Department commits to initial the Averments associated with the documents identified as confidential pursuant to the Protective Agreement within one (1) business day of issuance of the Protective Order, with the Department reserving all rights under the Protective Agreement to contest confidentiality.

The Department will confer with Petitioners and non-Petitioner parties on a schedule to govern the remainder of the proceeding, and will propose such schedule to the Board as soon as reasonably practicable.

Dated at Montpelier, Vermont, this 10th day of May 2017.

VERMONT PUBLIC SERVICE DEPARTMENT

/s/ Stephanie Hoffman

Geoffrey Commons

Special Counsel

Stephanie Hoffman

Special Counsel

Vermont Public Service Department

112 State Street

Montpelier, VT 05620

geoff.common@vermont.gov

steph.hoffman@vermont.gov

(802) 828-4010

Of Counsel:

Robert C. Kirsch

Felicia H. Ellsworth

Bonnie L. Heiple

WILMER CUTLER PICKERING HALE AND DORR, LLP

60 State Street

Boston, MA 02109

robert.kirsch@wilmerhale.com

felicia.ellsworth@wilmerhale.com

bonnie.heiple@wilmerhale.com

(617) 526-6000