

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

Docket No. 8880

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,)
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)

**TOWN OF VERNON PLANNING & ECONOMIC DEVELOPMENT COMMISSION’S
RESPONSE TO STATE PARTIES’
“JOINT MOTION TO CONTINUE EVIDENTIARY HEARINGS”**

The Town of Vernon Planning and Economic Development Commission (“the Town”), by and through its Attorneys, respectfully files this response to the “Joint Motion To Continue Evidentiary Hearings” filed on January 10, 2018 by the Department of Public Service, Agency of Natural Resources, and Attorney General’s Office (“State Parties”).

The Town recognizes the need for adequate time to negotiate a potential settlement comprising the agreement of as many parties on as many issues as possible, and does not oppose a short additional window of time to accomplish that. Clearly much progress has been made to date, and indefinitely postponing the hearings may inject uncertainty into the process, thereby actually hindering rather than encouraging settlement.

The Town, therefore, respectfully suggests that if the Commission does decide to alter the schedule, that it simply eliminate the first scheduled week of the technical hearings and move the start of the technical hearing to January 29, 2018. Given that negotiations between the Joint

Petitioners and the State Agencies have clearly been going on behind the scenes for some time, the heavy lifting on many of the most significant issues appears to have been done already, well in advance of January 29. Three weeks seems like ample time for the parties and their counsel to get the deal to either a “go” or “no go” decision point in advance of January 29. If a settlement seems likely, a bilateral rather than a unilateral motion to continue or postpone the hearing would certainly seem preferable.

As to the public hearing date, the Town does not have a strong position, but would simply point out that it has already been rescheduled once due to weather, and the Town does not necessarily see a reason to reschedule it again. However, if it is to be rescheduled, the Joint Petitioners’ proposal, filed earlier today, seems reasonable. From the Town’s perspective, it is vital to not allow the overall process to suffer unneeded delays.

DATED: January 12, 2018

Respectfully submitted,

FACEY GOSS & MCPHEE P.C.

*Attorneys for the Town of Vernon Planning
and Economic Development Commission*



David G. Carpenter, Esq.
71 Allen Street, Suite 401
PO Box 578
Rutland, VT 05702
Telephone: (802) 773-3300
dcarpenter@fgmvt.com