

August XX, 2015

By Hand Delivery

Mrs. Susan Hudson, Clerk
Vermont Public Service Board
112 State Street, Drawer 20
Montpelier, VT 05620-2701

**Re: Docket No. 8400 - New England Clean Power Link Project
Petitioner TDI New England's Proposed Revision to Schedule**

Dear Mrs. Hudson:

On behalf of Petitioner Champlain VT, LLC d/b/a TDI New England ("TDI-NE"), I am writing to request a change to the proposed schedule in this matter.

As the Board is aware, TDI-NE has entered into stipulations/agreements with a number of parties in this docket: Department of Public Service, Agency of Natural Resources, Division for Historic Preservation, Conservation Law Foundation, Vermont Agency of Transportation, Vermont Electric Power Company, Green Mountain Power Corporation, Burlington Electric Department, and the Town of Benson.¹ In addition, TDI-NE has entered into host town agreements with two other towns (not parties in the docket) in which the project route will traverse their town roads – the Towns of Ludlow and Alburgh.

The next milestone in the current docket schedule is for TDI-NE to file with the Board on August 26th its rebuttal testimony and exhibits. TDI-NE intends to do so by filing supplemental direct testimony² that will explain the stipulations/agreements and formally file them as exhibits. TDI-NE will also provide minor revisions to certain project plans and other prior exhibits that are necessitated by the settlements or by refinements in the project design.

In light of the settlement agreements reached and the resulting absence of contested issues in this case, TDI-NE respectfully proposes the following revised schedule (also attached hereto):

¹ See TDI-NE's letters to the Board dated 6/12/15, 7/17/15, 7/24/15, and 7/28/15.

² TDI-NE will be referring to this testimony as Supplemental Direct rather than Rebuttal testimony, given that settlements were reached with all parties who previously prefiled direct testimony.

- August 26th – TDI-NE submits supplemental testimony/exhibits (including all agreements)
- Week of September 28th (except 10/1) – technical hearings (1 to 2 days, as needed)
- Post-hearing Initial Briefs – 2 weeks after hearings
- Post-hearing Reply Briefs – 1 week after
- Issuance of PSB decision (proposed) – no later than mid-December

As indicated above, TDI-NE believes that it would be appropriate to go right to technical hearings in late September, i.e., there would not be a need for the additional rounds of discovery and testimony that are presently called for in the schedule adopted by the Board in February 2015.

TDI-NE has consulted with all 18 docket parties concerning its proposed revised schedule. We are pleased to report that 17 of the 18 parties have responded back to TDI-NE and indicated that the proposed revised schedule is acceptable. The one remaining party – Chittenden County Regional Planning Commission – informed TDI-NE that it must seek the input of its member towns before it can take a position.

TDI-NE thanks the Board in advance for its consideration of the above. In light of the deadlines in the existing schedule that will be arising shortly,³ and given the desire by all parties to avoid the unnecessary expenditure of resources and time, TDI-NE requests a ruling on this request as soon as possible.

Sincerely,

Andrew N. Raubvogel, Esq.
DUNKIEL SAUNDERS ELLIOTT RAUBVOGEL & HAND, PLLC
Attorneys for TDI New England

Enclosure

Cc: Service List

³ For example, parties are to file discovery on TDI-NE's supplemental testimony by September 11th.