

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

Case 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	
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Order entered: 01/25/2018

PROCEDURAL ORDER RE PARTY NEGOTIATIONS AND RELATED MATTERS

On January 12, 2018, the Vermont Public Utility Commission (“Commission”) issued an Order postponing the evidentiary hearings scheduled in this case in response to a request that additional time be allowed for negotiations among the parties related to an amended proposal made by the joint petitioners. This request was made in a motion for continuance filed by the Vermont Department of Public Service, the Agency of Natural Resources, and the Attorney General’s Office (collectively, the “State Parties”).

On January 24, 2018, the joint petitioners, the State Parties, and the New England Coalition (“NEC”) each provided status updates and proposed schedules for the remainder of this proceeding as requested in the Commission’s January 12 Order. The joint petitioners stated that “no MOU or settlement agreement has yet been signed,” but that the joint petitioners “are hopeful that such a signing will occur within a short period of time,” and also noted the possibility that negotiations may break down. The State Parties reported that negotiations concerning an amended proposal of the joint petitioners “have proceeded in earnest” and are continuing. NEC disclosed that it has participated in two negotiation sessions regarding possible resolution of issues among the parties and that its representative “is scheduled to meet next week with NorthStar’s principal representative in order to see if further progress is possible.”

Each of the filing parties provided alternative schedules for the remainder of this case depending on whether an agreement is reached. The joint petitioners and the State Parties each presented two alternate proposals, and NEC presented three (one in the event of an agreement involving all parties, one in the event of an agreement involving some of the parties, and one in the event of the absence of any agreement). In the event of an agreement among some, but not all, parties, NEC additionally expressed concerns about the discovery process and the filing of information “under seal when sealing has not been necessary” and made proposals for addressing its concerns.

Based on a review of the filings of the parties, the Commission concluded that it was premature to establish a new schedule for the remainder of this proceeding and notified the parties that the status conference that had been scheduled for January 25 would be postponed until February 5, 2018. The Commission directs the joint petitioners and the State Parties (and any other parties who wish to do so) to file another status update on or before February 1, 2018. If there is a signed agreement by that date, the settling parties shall include it with the status update. The February 1 filing should also include a joint scheduling proposal or responses to the scheduling proposals and motion filed on January 24, as well as a response to any other proposals made by the parties in the January 24 filings that are not then moot.

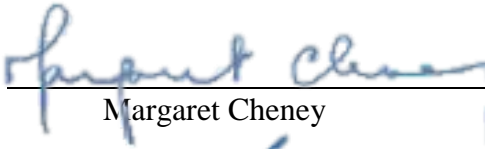
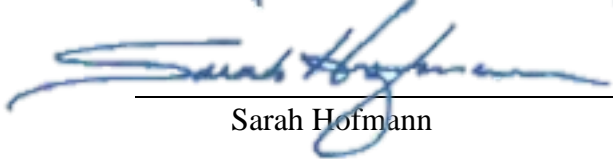
The Commission appreciates that the February 5 date for a status conference may not be convenient for representatives of all parties and will consider any filed motion to reschedule the status conference to a later date. In addition, the Commission will allow any party representative to participate in the status conference through a conference call number.¹

Finally, in its January 12 Order, the Commission advised the parties as to a tentative date for a public hearing (February 8, 2018). Based on the party filings, the Commission will not hold a public hearing on February 8, but instead will wait until after the February 5 status conference to set a date for the public hearing.

SO ORDERED.

¹ The Clerk’s office will provide by e-mail a conference call number and participant code to any interested party as well as to reporters for news media organizations that wish to listen in.

Dated at Montpelier, Vermont, this 25th day of January, 2018.

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)	PUBLIC UTILITY
)	
)	COMMISSION
Margaret Cheney)	
)	
)	OF VERMONT
Sarah Hofmann)	

OFFICE OF THE CLERK

Filed: January 25, 2018

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)

PSB Case No. 8880 - SERVICE LIST

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