



# The Commonwealth of Massachusetts

## DEPARTMENT OF PUBLIC UTILITIES

TO: Cape Light Compact, D.P.U. 14-69 Service List

FROM: Jonathan Goldberg, Hearing Officer  
Elizabeth Lydon, Hearing Officer  
Sarah Bresolin, Hearing Officer

RE: Procedural Schedule

DATE: October 16, 2014

CC: Mark D. Marini, Department Secretary

---

### I. INTRODUCTION

On April 3, 2014, the Towns of Aquinnah, Barnstable, Bourne, Brewster, Chatham, Chilmark, Dennis, Edgartown, Eastham, Falmouth, Harwich, Mashpee, Oak Bluffs, Orleans, Provincetown, Sandwich, Tisbury, Truro, West Tisbury, Wellfleet, and Yarmouth, and the Counties of Barnstable and Dukes, acting together as the Cape Light Compact (“Compact”), filed with the Department of Public Utilities (“Department”) a petition seeking approval of a revised municipal aggregation plan. On May 14, 2014, the Department held a public hearing. On May 29, 2014, the Department issued a procedural schedule establishing the deadlines for discovery, requests for evidentiary hearings, and briefs. On July 22, 2014, the Department issued a Hearing Officer Memorandum scheduling a technical session on August 6, 2014, and suspending the May 29, 2014 procedural schedule. On August 20, 2014, the Compact filed a revised municipal aggregation plan (“Revised Plan”) incorporating some of the suggested edits discussed during the August 6, 2014 technical session.

On October 15, 2014, the Department issued an Interlocutory Order denying the Attorney General’s June 20, 2014 and July 29, 2014 motions to compel discovery, and discovery is now complete. The Department is prepared to resume the procedural schedule.

### II. EVIDENTIARY HEARINGS

After review of the Revised Plan and the Compact’s responses to discovery, the Department has determined that we do not require evidentiary hearings in this matter. An Intervenor may file a request for evidentiary hearings no later than the close of business Wednesday, October 22, 2014. Any request must identify the specific issue(s) on which the Intervenor wishes to ask questions, and describe the relevancy of the issue to the Department’s findings in these proceedings. G.L.c. 164, § 134; see also G.L. 30A, § 11.

Please note the Department addressed the scope of this proceeding in its Interlocutory Order on the Attorney General’s Motions to Compel Discovery. Cape Light Compact, D.P.U. 14-69, Interlocutory Order on the Attorney General’s Motions to Compel Discovery (October 15, 2014).<sup>1</sup>

III. PROCEDURAL SCHEDULE

<u>ACTION</u>	<u>DATE</u>
Intervenor Request for Evidentiary Hearings	October 22, 2014
Evidentiary Hearings ( <i>if necessary</i> )	Week of November 10, 2014

If no evidentiary hearing is held, the following schedule will apply to this proceeding:

<u>ACTION</u>	<u>DATE</u>
Intervenor Initial Briefs	November 5, 2014
Petitioner Initial Brief	November 13, 2014
Intervenor Reply Briefs	November 18, 2014
Petitioner Reply Brief	November 21, 2014

---

<sup>1</sup> Pursuant to 220 C.M.R. § 1.06(6)(d), any rulings and decisions of the Hearing Officer or the Commission remain in full force and effect unless and until set aside or modified by the Commission.