

**STATE OF VERMONT  
PUBLIC UTILITY COMMISSION**

Petition of GLOBALFOUNDRIES U.S. 2 LLC    )  
for a Certificate of Public Good, pursuant to 30    )  
V.S.A. § 231 to operate a Self-Managed Utility    )            Case No. 21-1107-PET

**Motion to Intervene of Green Mountain Power Corporation**

NOW COMES Green Mountain Power Corporation (“GMP”), by and through its attorneys Dunkiel Saunders Elliott Raubvogel & Hand, PLLC, and requests that the Hearing Officer grant GMP party status to participate as of right in this proceeding pursuant to Public Utility Commission Rule 2.209(A), or in the alternative, by permission pursuant to Rule 2.209(B). GMP is filing testimony from Josh Castonguay and Scott R. Anderson along with this Motion, which outlines GMP’s position in this proceeding.

Commission Rule 2.209(A) provides for intervention as of right where a party submits a timely application and “demonstrates a substantial interest which may be adversely affected by the outcome of the proceeding, where the proceeding affords the exclusive means by which the applicant can protect that interest and where the applicant’s interest is not adequately represented by existing parties.”

GMP has a substantial interest in the outcome of this proceeding, which involves a petition by GMP’s largest customer and sole transmission class member, GLOBALFOUNDRIES U.S. 2 LLC (“GF”), for a Certificate of Public Good (“CPG”) to operate an independent Self-Managed Utility (“SMU”). In operating an SMU, GF will take over its own electric supply and GMP will cease providing service to the GF Essex Campus, which will have a financial impact on GMP and its customers. GF’s filing includes a Memorandum of Understanding (“MOU”) between GF, Vermont Electric Power Company, Inc. (“VELCO”), and

GMP (the “Transmission MOU”)<sup>1</sup> that contains a number of commitments by GF to GMP in order to offset these financial impacts and mitigate the transition for GMP’s customers, and on which GMP’s support of the petition is predicated. Furthermore, GF’s transition to an SMU will require transfer of certain facilities between GMP, GF, and Vermont Transco LLC, which is also covered under the MOU. Finally, if the CPG is granted, GMP’s service territory will require adjustment (upon approval by the Commission).<sup>2</sup> The Commission’s review of GF’s proposal and the MOU will therefore have a significant potential impact on GMP and its other customers. As this proceeding is the only place where the Commission will review GF’s proposal, determine whether to approve the MOU, and decide whether to impose certain conditions impacting GMP in any CPG issued herein, it is the exclusive means for GMP to protect its interests and the interests of its other customers with respect to GF’s proposal. Additionally, because of GMP’s unique position as GF’s current electric service provider and a necessary party to the transfer of certain infrastructure GF will acquire if the CPG is issued, GMP’s interests cannot be represented by any other party. For these reasons, GMP should be granted intervention as of right under Rule 2.209(A).

In the alternative and based on the same interests stated above, GMP requests permission to intervene pursuant to Rule 2.209(B). GMP’s participation in this proceeding will not delay or prejudice the interests of the existing parties or of the public, and GMP’s interests cannot be represented by other parties or protected through alternative means.

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<sup>1</sup> The Transmission MOU has been submitted in this proceeding by GF as Exh. GF-GR-1 and by GMP as Exh. GMP-JC-1.

<sup>2</sup> Concurrent with GF’s petition, GMP is filing a petition for Commission approval to modify its service territory under 30 V.S.A § 249 to remove the GF Essex Campus to accommodate GF’s operation of an SMU.

For these reasons, GMP respectfully requests that it be granted intervention as of right under Commission Rule 2.209(A), or in the alternative, by permission of the Commission pursuant to Commission Rule 2.209 (B). GMP is authorized to represent that GF supports its request for intervention in this proceeding.

Dated this 17<sup>th</sup> day of March, 2021 in Burlington, Vermont.

By:   
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