

**STATE OF NEW HAMPSHIRE
BEFORE THE
PUBLIC UTILITIES COMMISSION**

Valley Green Natural Gas, LLC

Docket No. DG 15-155

**PARTIALLY ASSENTED TO
MOTION TO SUBSTITUTE WITNESS**

NOW COMES Valley Green Natural Gas, LLC (“Valley Green”) and hereby moves the New Hampshire Public Utilities Commission (“Commission”) to allow Valley Green to substitute Mr. Adam Bernstein as the sponsoring witness for the testimony and discovery responses previously sponsored by Mr. Scott Brown. In support of its Motion, Valley Green states as follows:

1. Scott Brown, in his capacity as CEO of New Energy Capital Partners, L.L.C. (“NECP”) prepared direct testimony that was filed in this proceeding on May 15, 2015. Mr. Brown also prepared responses to discovery requests in this proceeding.
2. Mr. Brown is unavailable to attend the hearing on May 5 and 6, 2016, and NECP desires to substitute Mr. Adam Bernstein in Mr. Brown’s place. Mr. Bernstein is a managing partner of NECP and is familiar with the Valley Green project and proceeding.
3. Mr. Bernstein is prepared to adopt the substantive portion of Mr. Brown’s testimony and discovery responses in their entirety so that Valley Green may present live witness testimony. The only change in the testimony previously filed would relate to the identity of the witness and the educational and professional background. As stated above, Mr. Bernstein is a managing partner of NECP and is familiar with Mr. Brown’s testimony and discovery responses, as well as the facts and positions set forth therein.

4. No party would be prejudiced by allowing Mr. Bernstein to adopt Mr. Brown's testimony because the parties have had a full opportunity to conduct discovery regarding the substance of the testimony and discovery. Mr. Bernstein would be testifying only as to the issues and facts raised in the testimony and discovery.

5. Valley Green has provided the parties with Mr. Bernstein's biography (Attachment B). Valley Green has contacted the parties in this docket and the following parties concur with the request: Commission Staff and the Office of Consumer Advocate. The other parties either took no position or did not respond.

WHEREFORE, Valley Green respectfully requests that the Commission:

A. Allow Mr. Adam Bernstein to adopt as his testimony the pre-filed testimony of Scott Brown and all discovery responses authored by Mr. Brown in this proceeding; and

B. Grant such other relief as is just and equitable.

Respectfully submitted,

VALLEY GREEN NATURAL GAS, LLC.

By its Attorneys,

Date: May 2, 2016

By:



Charles G. Willing, Jr., Esquire

Marcia A. Brown, Esquire

RATH, YOUNG AND PIGNATELLI, P.C.

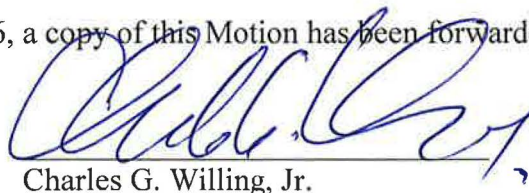
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CERTIFICATE OF SERVICE

I hereby certify that on May 2, 2016, a copy of this Motion has been forwarded to the Commission's service list for this docket.



Charles G. Willing, Jr.