

NEW YORK STATE BOARD ON ELECTRIC  
GENERATION SITING AND THE ENVIRONMENT

CASE 15-F-0122 - Application of Baron Winds, LLC for a  
Certificate of Environmental Compatibility and  
Public Need to Construct a Wind Energy  
Facility.

RULING ESTABLISHING REVISED POST-HEARING BRIEFING SCHEDULE

(Issued August 11, 2023)

MAUREEN F. LEARY, Presiding Examiner:

This ruling establishes the revised briefing schedule in this proceeding, as proposed and agreed to by the parties, other than Intervenor Chad Zigenfus, at the August 10, 2023 telephonic conference.<sup>1</sup> The following is the revised briefing schedule for submission of initial and reply briefs:

<b>Initial Briefs</b>	<b>Tuesday, September 12, 2023</b>
<b>Reply Briefs</b>	<b>Friday, September 29, 2023</b>

Briefs shall follow the uniform table of contents issued with the June 26, 2023 Ruling Establishing Post-Hearing Briefing Schedule (Attachment A), as appropriate to each party.<sup>2</sup> The uniform table of contents is not intended to limit the issues that parties may address in their respective briefs and parties should be guided by the provisions and required findings in Public Service Law § 168.

Briefs shall contain a table of contents and be properly paginated. All references in the initial and reply

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<sup>1</sup> Intervenor Zigenfus did not appear at the August 10, 2023 conference.

<sup>2</sup> As noted in recent rulings, the prior briefing schedule established in the June 26, 2023 Ruling was suspended following post-hearing motions and other filings.

briefs to factual information must be in the record and shall be supported by citations to documents identified in the official Exhibit List<sup>3</sup> or in the transcripts of the evidentiary hearing, both of which have been filed in the Document and Matter Management System. Briefs shall not append factual or other information. The parties shall serve by email each party and the Presiding and Associate Examiners with initial and reply briefs, and shall file same with the Secretary, **by no later than 4:30 p.m.** on the deadlines noted above.

Any request to change or extend the foregoing briefing schedule shall be made to the Presiding and Associate Examiners in writing, on notice to all parties, at least five days prior to the deadlines noted above. The request shall identify the parties that consent or do not object to the change/extension and the parties opposing same. Any party opposing the request shall do so in writing within two business days of receipt of the request to change or extend the briefing schedule.

(SIGNED)

MAUREEN F. LEARY

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<sup>3</sup> Ruling Admitting Evidence to the Record and Issuing Final Exhibit List (August 1, 2023).