

STATE OF NEW HAMPSHIRE

DEPARTMENT OF STATE

IN THE MATTER OF:)
)
)
Local Government Center, Inc. et al) Case No.: 2011000036
)
RESPONDENTS)
)

SCHEDULING ORDER

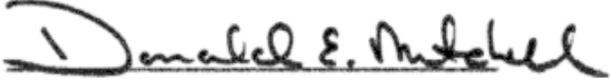
In furtherance to the recent decision and remand from the Supreme Court and pursuant to RSA 5-B and RSA 421-B:26-a, XIV and XV, on June 13, 2016 the presiding officer convened an informal conference of counsel representing all parties. The first purpose of the informal conference was to expedite discussions among counsel regarding pre-hearing matters relating to settlement prospects; document production and exploration of differences in financial calculations reported by the BSR and HT. The second purpose was to review procedural aspects of these proceedings, discuss specific actions to be undertaken by the parties and intervenors to conclude discovery deemed necessary to an evidentiary hearing to comply with the scope of the remand, and reach agreement on the scheduling of procedural steps in this matter that would allow it to proceed in an orderly manner, failing settlement, to an evidentiary hearing.

After substantial discussion of the factual and scheduling issues attendant to the hearing on remand, a consensus of counsel was achieved regarding the scheduling of the exchange of any additional data, methods of financial calculations, exchange of witness lists to include any experts and the submission of an agreed statement of facts and that consensus is incorporated among the following orders:

1. The BSR shall provide their financial calculations and explanation of the same regarding HT's member distribution of the ordered \$17.1 million to HT and the Intervenors on or before June 17, 2016.
2. The HT shall provide their responsive explanation and necessary data used for proportional calculations to the BSR and Intervenors on or before June 24, 2016.
3. All parties, including the Intervenors, shall confer for the purpose of stipulating to certain facts, as agreed, and submit a Statement of Stipulated Facts to the forum on or before June 24, 2016.
4. All parties, including the Intervenors, shall exchange witness, including any experts, and exhibit lists with other participating counsel and submit copies of the same to the forum on or before June 24, 2016.
5. Any conflict among the parties regarding the full and fair disclosure or provision of information requested by another party shall be reported immediately to the presiding officer through the official submission electronic address. The presiding officer shall thereafter convene an expedited telephonic conference with counsel for all parties.
6. If necessary, any further discovery shall be completed on or before July 15, 2016.
7. Any motion, including dispositive motions motions shall be filed no later than July 15, 2016. Any objections thereto shall be filed within ten (10) days thereafter.
8. Upon consideration of counsels' estimates regarding the number of testimonial days necessary for the presentation of evidence, the presiding officer determines that two (2) testimonial days are sufficient for a full and fair hearing, absent a relevant extenuating circumstance. An

evidentiary hearing shall commence in Concord, NH at a specific location and date to be noticed to the parties in a subsequent order following submission by the parties of witness and exhibit lists. All memoranda of law anticipated by counsel shall be filed three (3) days prior to the commencement of the evidentiary hearing.

So ordered, this 17th day of June, 2016


Donald E. Mitchell, Esq. NH Bar#1773
Presiding Officer

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