

STATE OF VERMONT  
GREEN MOUNTAIN CARE BOARD

In re: The University of Vermont Medical Center, ) GMCB-004-23con  
Development of Outpatient Surgery Center )  
on Tilley Drive )  
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**SCHEDULING ORDER**

The Green Mountain Care Board (GMCB) orders the following schedule in the above-captioned matter:

1. Status Conference: A status conference will be held on July 7, 2023, from XX to XX. The conference will be held remotely. GMCB staff shall provide notice of the conference to the parties.
2. Project Financial Review: The GMCB may within its discretion schedule a meeting, to be held no later than July 21, 2023, with the UVM Medical Center (the applicant), the Office of the Health Care Advocate (HCA) and other interested parties, to help facilitate the resolution of GMCB pre-hearing questions pertaining to the Financial Framework submitted by the applicant in this matter. The meeting shall be transcribed and/or recorded which shall be included in the record of this CON proceeding.
3. Disclosure of Expert Witnesses: No later than July 26, 2023, the parties shall disclose the identity of each witness it may use at the hearing to present expert testimony.

If the witness is retained or specially employed to provide expert testimony with respect to this CON application, the party shall also provide:

- a. The witness's qualifications as an expert, including disclosure of relevant publications authored by the witness and the instances, including date and forum, where the witness has provided expert opinion or testimony over the past four years; and
- b. A brief description of the subject matter, facts and opinions on which the witness is expected to testify.

If the witness was not retained or specially employed to provide expert testimony with respect to this CON application, the party shall provide a brief description of the subject matter on which the witness is expected to present expert testimony.

4. Interested Parties' Proposed Questions: No later than August 1, 2023, the Office of the HCA and other interested parties may submit to the GMCB proposed questions for the

applicant. The GMCB shall review these questions and within 10 days of their receipt forward any of the proposed questions it deems appropriate to the applicant for response. The applicant shall respond to the forwarded questions within 45 days of their receipt.

5. Non-Expert Witnesses: No later than September 22, 2023, the parties shall disclose the non-expert witnesses it may call at hearing.
6. Pre-filed Testimony: The parties may, but are not required to, file pre-filed testimony no later than September 29, 2023. Any objections to the admissibility of a witness's pre-filed testimony shall be submitted in writing within 7 days of such filings.
7. GMCB Final Written Questions and Applicant Responses: The GMCB shall provide the applicant with any final, pre-hearing questions regarding the CON application as soon as practicable, but not later than October 6, 2023. The applicant shall, no later than October 13, 2023, respond fully to any such questions and may also, pursuant to GMCB Rule, supplement its application "by presenting further evidence at a public hearing." GMCB Rule 4.302(2).
8. Application Complete: Within one week following receipt of the applicant's responses to the GMCB final set of questions, but no later than October 20, 2023, the GMCB shall deem the application complete and issue public notice identifying the proposed project, and the date, time and location of a public hearing.
9. Pre-hearing conference: On October 30, 2023, at XX a pre-hearing conference will be held to discuss the stipulation of evidentiary materials, the order of and time allocation of witness testimony, the potential submission of pre-hearing motions, and any other matters relevant to the conduct and content of the hearing.
10. Public Hearing: A public hearing shall be held on November 13, 2023, at PLACE AND TIME.
11. Post Hearing Memoranda: The parties shall submit any post-hearing memoranda no later than November 20, 2023.

All submissions of documents or materials required in this order shall be filed no later than 4:00 p.m. on the date due.

The GMCB may alter or extend the deadlines outlined in this Order. If necessary, the GMCB will schedule additional conferences to resolve any issues that may arise in this matter.