

No. _____

IN THE SUPREME COURT OF VIRGINIA AT RICHMOND

Loudoun County, Virginia,

Appellant,

v.

Virginia State Corporation Commission,

Appellee.

**On Appeal of the Final Order of the State Corporation Commission
In Case No. PUR-2025-00056**

PETITION FOR APPEAL

COMES NOW the Petitioner, Loudoun County, Virginia (the “County”), by counsel, pursuant to Rule 5:21(a)(6), and hereby submits the following as and for its Petition for Appeal from the Final Order of the Virginia State Corporation Commission (the “Commission”):

The County appeals from the Commission’s Final Order, entered on June 29, 2026, in Case No. PUR-2025-00056, *Application of Virginia Electric and Power Company for approval and certification of electric transmission facilities: 500 kV and 230 kV Golden-Mars Lines, Lockridge 230 kV Loop, Sojourner 230 kV Loop, and Related Projects* (the “Final Order”).

On July 22, 2026, the County filed a Notice of Appeal with the Commission.

ASSIGNMENTS OF ERROR

Pursuant to Rule 5:21(a)(6)(ii) and 5:21(a)(7), the County hereby submits its Assignments of Error to the Final Order:

1. The Commission erred as a matter of law in concluding that Code § 56-46.1(B)'s verification requirement was satisfied and, based on that conclusion, rejecting underground placement of the Golden-Mars Lines and approving overhead Route 3A, on the basis of an urgent reliability need when the asserted urgent need depended on load from uncommitted, speculative, or nonexistent potential delivery points. (Issue preserved at: County Post-Hearing Brief § II (at 6–7), § III.A–B (at 7–11) & Prayer ¶¶ 1–3 (at 31–32); Tr. 1093:14–17, 1105:6–11, 2002:15–24, 2019:5–22, 2021:3–25, 2028:1–18, 2037:7–2038:9 (Lowe); Tr. 1916:8–13, 1920:22–1921:6, 1922:2–5, 1933:11–1934:10, 1935:14–19 (Cizenski); Tr. 2268:4–19 (Anderson); Ex. 58 at 8–12.)

2. The Commission abused its discretion, and its finding is without evidence to support it, in finding an urgent need for the Golden-Mars Lines, and on that basis rejecting underground placement and approving overhead Route 3A, when the asserted urgent need depended on load from uncommitted, speculative, or nonexistent potential delivery points. (Issue preserved at: County Post-Hearing Brief § II (at 6–7), § III.A–C (at 7–12), § V (at 17) & Prayer ¶¶ 1–2, 7 (at 31–32); Tr. 1093:14–17, 1105:6–11, 1113:12–16, 2002:15–24, 2019:5–22, 2021:3–25, 2028:1–18, 2037:7–2038:9 (Lowe); Tr. 1914:9–19, 1916:8–13, 1920:22–1921:6, 1922:2–5, 1927:22–1928:15, 1933:11–1934:10, 1935:14–19 (Cizenski); Tr. 2268:4–19 (Anderson); Ex. 58 at 8–12.)

CONCLUSION

The County respectfully requests this Court grant the Petition, vacate the Final Order, and remand this case to the Commission for further proceedings consistent with any opinion to issue from this Court.

Date: October 27, 2026

Respectfully submitted,

LOUDOUN COUNTY, VIRGINIA

By Counsel

/s/ Adam B. Winston

Andrew R. McRoberts, Esquire (VSB No. 31882)

Adam B. Winston, Esquire (VSB No. 97293)

Rebecca J. Powers, Esquire (VSB No. 88644)

SANDS ANDERSON PC

919 East Main Street, Suite 2300

P.O. Box 1998

Richmond, Virginia 23218-1998

Telephone: (804) 783-7211

Facsimile: (804) 783-7291

amcroberts@sandsanderson.com

awinston@sandsanderson.com

OFFICE OF THE LOUDOUN COUNTY ATTORNEY

Leo P. Rogers, Esquire (VSB No. 28906)

Jonathan M. Zator, Esquire (VSB No. 98470)

LOUDOUN COUNTY ATTORNEY

1 Harrison Street, S.E.

Leesburg, Virginia 20177

Telephone: (703) 777-0307

Facsimile: (703) 771-5025

leo.rogers@loudoun.gov

Counsel for Loudoun County, Virginia

CERTIFICATE

Loudoun County, Virginia includes with this Petition for Appeal the certificate required by Rule 5:17(i) and as prescribed by Rule 5:21 of the Rules of the Supreme Court.

I, Adam B. Winston, Counsel of Record for Loudoun County, Virginia,
hereby certify that:

1. The name and address of counsel for Appellant is:

Andrew R. McRoberts, Esquire (VSB No. 31882)
Adam B. Winston, Esquire (VSB No. 97293)
Rebecca J. Powers, Esquire (VSB No. 88644)
SANDS ANDERSON PC
919 East Main Street, Suite 2300
P.O. Box 1998
Richmond, Virginia 23218-1998
Telephone: (804) 783-7211
Facsimile: (804) 783-7291
amcroberts@sandsanderson.com
awinston@sandsanderson.com
rpowers@sandsanderson.com

OFFICE OF THE LOUDOUN COUNTY ATTORNEY
Leo P. Rogers, Esquire (VSB No. 28906)
Jonathan M. Zator, Esquire (VSB No. 98470)
LOUDOUN COUNTY ATTORNEY
1 Harrison Street, S.E.
Leesburg, Virginia 20177
Telephone: (703) 777-0307
Facsimile: (703) 771-5025
leo.rogers@loudoun.gov
Jonathan.zator@loudoun.gov
Counsel for Loudoun County, Virginia

2. The names, addresses and telephone numbers of counsel for Applicant are:

Vishwa B. Link, Esquire (VSB No. 36316)
Anne Hampton Andrews, Esquire (VSB No. 81806)
Jennifer D. Valaika, Esquire (VSB No. 70066)
McGuireWoods LLP
Gateway Plaza
800 E Canal Street
Richmond, VA 23219
Telephone: 804-775-4330
vlink@mcguirewoods.com
jvalaika@mcguirewoods.com
ahaynes@mcguirewoods.com

Sarah B. Nielsen, Esquire (*pro hac vice*)
McGuireWoods LLP
1301 Gervais St.
Suite 1310
Columbia, SC 29201
Telephone: 803-251-2306
snielsen@mcguirewoods.com

David J. DePippo, Esquire (VSB No. 48226)
Annie C. Larson, Esquire (VSB No. 87363)
Dominion Energy Services, Inc.
120 Tredegar St., RS-2
Richmond, VA 23219
Telephone: 804-418-2421
David.j.depippo@dominionenergy.com
Annie.c.larson@dominionenergy.com
Counsel for Applicant

3. The names and addresses of Appellees and their attorneys are:

John F. Dudley, Counsel to the Commission & Solicitor (VSB No. 38280)
Alisson P. Klaiber, Legal Advisor to the Commission & Deputy Solicitor
(VSB No. 77206)
Virginia State Corporation Commission
P.O. Box 1197
Richmond, Virginia 23218-1197

804-371-9608

John.Dudley@scc.virginia.gov

Alisson.Klaiber@scc.virginia.gov

Virginia State Corporation Commission

4. The names and addresses of the parties to the proceedings below and their attorneys are:

Brian R. Greene, Esquire (VSB No. 38215)

GreeneHurlocker, PLC

4908 Monument Avenue, 2nd Floor

Richmond, VA 23219

Telephone: 804-672-4542

bgreene@greenehurlocker.com

Coalition to Protect the Broad Run Stream Valley

Bryan S. Turner, Esquire (VSB No. 95430)

Turner Holden & Turner

20 West Market Street

Leesburg, VA 20176

Telephone: 703-669-9090

bturner@thtlawfirm.com

Loudoun Valley Estates I HOA, Inc. and HOA Roundtable, Inc.

Theresa Ghiorzi

39558 Wenner Road

Lovettsville, VA 20180

theresag@ccone.com

Pro Se Respondent

Sivabalan Shaju

23195 Hemmingford Circle

Sterling, Virginia 20166

Lve3hoasecretary@gmail.com

Pro Se Respondent

Todd A. Sinkins, Esquire (VSB No. 36399)

Nasim Saeidi, Esquire (VSB No. 92492)

Michael H. Brady, Esquire (VSB No. 78309)

Whiteford Taylor & Preston, L.L.P.
3190 Fairview Park Drive, Suite 800
Falls Church, Virginia 22042
tsinkins@whitefordlaw.com
nsaeidi@whitefordlaw.com
mbrady@whitefordlaw.com
Loudoun Valley Estates II HOA

Raighne C. Delaney, Esquire (VSB No. 38787)
Allison K. Riddle (VSB No. 92737)
Jonathan M. Harrison (VSB No. 92911)
BEAN, KINNEY & KORMAN, P.C.
2311 Wilson Boulevard, 5th Floor
Arlington, Virginia 22201
Telephone: (703) 525-4000
rdelaney@beankinney.com
ariddle@beankinney.com
jharrison@beankinney.com
Loudoun County School Board

J. Chapman Petersen, Esquire (VSB No. 37225)
Chap Petersen & Associates, PLC
3970 Chain Bridge Road
Fairfax, Virginia 22030
Telephone: (571) 459-2510
jcp@petersenfirm.com
Intervenor Vicky H. Hu as Trustee of the Vicky H. Hu Living Trust

William T. Reisinger, Esquire (VSB No. 78971)
ReisingerGooch PLC
1108 East Main Street, Ste 1102
Richmond, Virginia 23219
Telephone: (804) 223-6391
will@reisingergooch.com
Piedmont Environmental Council

Jay Jones, Attorney General (VSB No. 89299)
John E. Farmer, Esquire (VSB No. 83493)
Carew Bartley, Esquire (VSB No. 96873)
202 North Ninth Street

Richmond, VA 23219
Telephone: (804) 786-2071
jfarmer@oag.state.va.us
cbartley@oag.state.va.us
consumercounsel@oag.state.va.us
mailoag@oag.state.va.us
Office of the Attorney General, Division of Consumer Counsel

5. A copy of this Petition for Appeal has been mailed, postage prepared, as well as emailed, this 27th day of October, 2026, to each of the above addressed parties to this appeal.

/s/ Adam B. Winston
Andrew R. McRoberts, Esquire (VSB No. 31882)
Adam B. Winston, Esquire (VSB No. 97293)
Rebecca J. Powers, Esquire (VSB No. 88644)
SANDS ANDERSON PC
919 East Main Street, Suite 2300
P.O. Box 1998
Richmond, Virginia 23218-1998
Telephone: (804) 783-7211
Facsimile: (804) 783-7291
amcroberts@sandsanderson.com
awinston@sandsanderson.com
rpowers@sandsanderson.com

OFFICE OF THE LOUDOUN COUNTY ATTORNEY
Leo P. Rogers, Esquire (VSB No. 28906)
Jonathan M. Zator, Esquire (VSB No. 98470)
LOUDOUN COUNTY ATTORNEY
1 Harrison Street, S.E.
Leesburg, Virginia 20177
Telephone: (703) 777-0307
Facsimile: (703) 771-5025
leo.rogers@loudoun.gov
Jonathan.zator@loudoun.gov
Counsel for Loudoun County, Virginia