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September 19, 2016

Barcy McNeal
Ohio Power Siting Board
Docketing Division
180 East Broad Street, 11th Floor
Columbus, OH 43215-3716

Re: OPSB Case No. 16-1759-EL-BLN, In the Matter of the Letter of Notification for the 5680 – 138 kV Todhunter to Nickel Rebuild Project

Dear Ms. McNeal:

Duke Energy Ohio, Inc. (Duke Energy Ohio), filed a Letter of Notification, pursuant to O.A.C. Chapter 4906-6, on August 22, 2016, concerning a proposed project known as the 5680 – 138 kV Todhunter to Nickel Rebuild Project. The Ohio Power Siting Board (OPSB) Staff issued its report on September 15, 2016, recommending automatic approval of the project on September 22, 2016, provided that three conditions were satisfied:

1. Prior to the commencement of construction activities that require permits or authorizations by federal or state laws and regulations, the applicant shall obtain and comply with such permits or authorizations. The applicant shall provide copies of permits and authorizations, including all supporting documentation, to Staff within seven days of issuance or receipt by the Applicant.
2. The Applicant shall adhere to season cutting dates of October 1 through March 31 for removal of any trees, unless coordination efforts with the Ohio Department of Natural Resources (ODNR) and the U.S. Fish and Wildlife Service allows a different course of action.
3. Prior to construction, the Applicant shall coordinate with the ODNR and Staff to determine if any further action is necessary to avoid impacts to state listed species.

Duke Energy Ohio adopts and accepts all three required conditions and agrees to satisfy them.

Sincerely,

Jeanne W. Kingery
Jeanne W. Kingery
Associate General Counsel