

FILE

FirstEnergy

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BEFORE THE
OHIO POWER SITING BOARD

PUCO

Burger 138 kV Transmission Lines:)
Replace Structure Near)
State Route 147 in Belmont County)

Case No. 07-1171-EL-BLN

Motion for Waiver of Notice Requirements
For
Letter of Notification

American Transmission Systems, Incorporated (ATSI) moves for a waiver of the requirement of Rule 4906-5-02(A)(1) that a Letter of Notification be filed ninety days before planned start of construction of the Burger 138 kV Transmission Lines: Replace Structures Near State Route 149 in Belmont County project.

The reason for the waiver is to expedite the replacement of one deteriorated transmission line structure. This project replaces one deteriorating existing transmission line structure, a steel lattice tower that supports the Burger-Brookside and Burger-Longview 138 kV transmission lines. The structure is located on a hillside that has had significant downslope soil movement. The soil movement has resulted in deformation of the transmission structure. The transmission structures will be replaced with a new wood pole H-frame structure.

Evaluation of the condition of the tower described above determined that this tower must be replaced quickly. Further, as this tower supports two 138 kV transmission lines, it is unlikely that the double circuit transmission line outage that is necessary to install the new structure can be taken during winter heating or summer cooling sessions with the resulting higher loads on the transmission system. It is therefore necessary to start the project on a highly accelerated schedule and replace the deteriorated tower as

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quickly as possible. ATSI is therefore taking the necessary steps to expedite the necessary labor, materials and regulatory approvals for this project.

ATSI proposes to start construction on this project as early as December 24, 2007. ATSI submits that good cause exists for granting the waiver, and moves this Board to grant a waiver of the ninety-day filing requirement of Rule 4906-5-03(A)(1).

Respectively submitted,

A handwritten signature in cursive script, reading "Michael R. Beiting". The signature is written in dark ink and is positioned above a horizontal line.

Michael R. Beiting
Associate General Counsel
FirstEnergy Service Company.
76 South Main Street
Akron, OH 44308
Tel: 330/384-5795
Attorney for American Transmission
Systems, Incorporated