

BEFORE

THE OHIO POWER SITING BOARD

In the Matter of the Application of)
American Municipal Power-Ohio, Inc., for a)
Certificate of Environmental Compatibility) Case No. 06-1358-EL-BGN
and Public Need for an Electric Generation)
Station and Related Facilities in Meigs)
County, Ohio.)

ENTRY

The administrative law judge finds:

- (1) On May 4, 2007, American Municipal Power-Ohio, Inc. (AMP-Ohio), filed an application for a certificate of environmental compatibility and public need to construct a 960 megawatt (MW) electric generation facility, consisting of two 480 MW electric generating units in Meigs County, Ohio.
- (2) The hearing in this matter commenced on December 11, 2007, and concluded with the presentation of rebuttal testimony by AMP-Ohio on January 4, 2008.
- (3) On January 4, 2008, the Citizen Groups, which consists of the Natural Resource Defense Council, the Sierra Club and Ohio Environmental Group, filed a motion requesting the opportunity to present sur-rebuttal testimony. At the hearing on January 4, 2008, the administrative law judges granted the Citizen Groups' motion.
- (4) However, on January 7, 2008, the Citizen Groups notified the parties and the administrative law judges that it declined the opportunity to present sur-rebuttal testimony because it would not be able to present sur-rebuttal testimony within a reasonable time following the January 4, 2008 hearing.
- (5) Accordingly, initial post-hearing briefs in this proceeding should be filed by January 28, 2008. Reply briefs should be filed by February 8, 2008.
- (6) Finally, at the hearing, the administrative law judges deferred ruling on the admission of Citizen Groups Ex. 1. Citizen

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Groups Ex. 1 shall be admitted subject to our previous rulings on AMP-Ohio's motions to strike.

It is, therefore,

ORDERED, That the parties comply with the briefing schedule set forth in Finding (5). It is, further,

ORDERED, That a copy of this entry be served upon AMP-Ohio and its counsel, and all other interested persons of record.

OHIO POWER SITING BOARD



By: Gregory A. Price
Administrative Law Judge

ct/ct

Entered in the Journal

JAN 16 2008



Renee J. Jenkins
Secretary