

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. 06-1357-EL-BTX
and Public Need for an Electric Power)
Transmission Line and Related Facilities.)

ENTRY

The administrative law judge finds:

- (1) On October 31, 2007, American Municipal Power-Ohio, Inc., (AMP-Ohio) filed an application for a certificate of environmental compatibility and public need to construct an electric transmission line and related facilities necessary to transmit the electricity generated by the proposed 960 megawatt (MW) electric generation facility in Meigs County, Ohio.
- (2) By letter dated December 27, 2007, the Board notified AMP-Ohio that its application had been certified as complete and directed AMP-Ohio to serve appropriate government officials and public agencies with copies of the complete, certified application. On January 18, 2008, and January 24, 2008, in accordance with the requirements of Rule 4906-5-07, Ohio Administrative Code (O.A.C.), AMP-Ohio filed proofs of service of the accepted and complete application. Accordingly, by entry dated February 5, 2008, the administrative law judge established the effective date of the filing of the application as February 12, 2008, and scheduled the local public hearing and the adjudicatory hearing in this proceeding.
- (3) However, on February 26, 2008, AMP-Ohio requested that the hearing dates be continued indefinitely. In its request for a continuance, AMP-Ohio stated that it was considering whether an amendment to its application was needed and requested additional time to make such a determination. Subsequently, on May 8, 2008, AMP-Ohio notified the administrative law judge that it had determined that no amendment to the

application was necessary and requested that the matter be set for hearing.

- (4) Accordingly, the administrative law judge finds that the local public hearing in this matter should be held on September 17, 2008, at 6:00 p.m., at Meigs High School, 42091 Pomeroy Pike, Pomeroy, Ohio 45769. Further, the adjudicatory hearing should commence on September 22, 2008, at 10:00 a.m., in Hearing Room 11-C, at the offices of the Public Utilities Commission of Ohio, 180 East Broad Street, Columbus, Ohio 43215-3793.
- (5) AMP-Ohio should issue public notices of the application and the hearings, in accordance with Rule 4906-5-08, O.A.C. As part of the information to be included in the notices, as required by Rule 4906-5-08, O.A.C., AMP-Ohio shall include a statement that the public hearing in this case shall consist of two parts:
 - (a) a nonadjudicatory hearing, pursuant to Section 4906.08(C), Revised Code, where the Board shall accept written or oral testimony from any person on September 17, 2008, at 6:00 p.m., at Meigs High School, 42091 Pomeroy Pike, Pomeroy, Ohio 45769; and,
 - (b) an adjudicatory hearing, commencing on September 22, 2008, at 10:00 a.m., at the offices of the Public Utilities Commission of Ohio, Hearing Room 11-C, 180 East Broad Street, Columbus, Ohio 43215-3793.
- (6) The Board will accept petitions to intervene in the adjudicatory hearing by interested persons up to 30 days after publication of the initial notice required by Rule 4906-5-08(B)(1), O.A.C. However, the Board strongly encourages interested persons who wish to intervene in the adjudicatory hearing to file their petitions as early as possible. Petitions should be addressed to the Ohio Power Siting Board, 180 East Broad Street, Columbus, Ohio 43215-3793 and cite the above listed case number.

It is, therefore,

ORDERED, That the hearings in this matter be scheduled at the times and places designated in Finding (4). It is, further,

ORDERED, That notices of the application and hearing be published by AMP-Ohio in accordance with Finding (5). It is, further,

ORDERED, That a copy of this entry should be served upon AMP-Ohio and its counsel, those individuals served with a copy of the certified application pursuant to Rule 4906-05, O.A.C., and all other interested persons of record.

OHIO POWER SITING BOARD

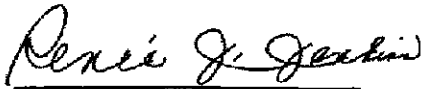


By: Gregory A. Price
Administrative Law Judge

RJA /ct

Entered in the Journal

MAY 29 2008



Renee J. Jenkins
Secretary