

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. Accordingly, by entry dated February 26, 2008, the administrative law judge ordered that the local public hearing and the evidentiary hearing be rescheduled to a date to be set by subsequent entry.

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- (4) 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. Accordingly, by entry dated May 29, 2008, the administrative law judge rescheduled the local public hearing for September 17, 2008, and the evidentiary hearing for September 22, 2008.
- (5) However, the May 29, 2008, entry did not specify a new effective date for the application. Therefore, the administrative law judge finds that a new effective date of June 27, 2008, should be established for the application.
- (6) Moreover, in order to hold the local public hearing as close to the proposed route for the transmission line as possible, the administrative law judge finds that the location of the local public hearing should be moved to Southern High School, 920 Elm Street, Racine, Ohio 45771. The date and time of the local public hearing will remain unchanged.
- (7) AMP-Ohio should issue public notices of the application and the hearings, in accordance with Rule 4906-5-08, O.A.C.

It is, therefore,

ORDERED, That the location for the local public hearing in this matter be moved to Southern High School, 920 Elm Street, Racine, Ohio 45771, as designated in Finding (6). It is, further,

ORDERED, That notices of the application and hearing be published by AMP-Ohio in accordance with Finding (7). 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.

THE OHIO POWER SITING BOARD

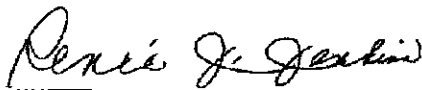


By: Gregory A. Price
Administrative Law Judge

RRG/vrm

Entered in the Journal

JUN 20 2008



Renee J. Jenkins
Secretary