

BEFORE

THE OHIO POWER SITING BOARD

In the Matter of the Application of )  
American Transmission Systems, )  
Incorporated and The Cleveland Electric ) Case No. 07-171-EL-BTX  
Illuminating Company for a Certificate of )  
Environmental Compatibility and Public )  
Need for the Geauga County 138 kV )  
Transmission Line Supply Project. )

ENTRY

The Administrative Law Judge finds:

- (1) By entry issued March 14, 2008, two local public hearings were scheduled for May 12, 2008, in Thompson, Ohio, and for May 13, 2008, in Huntsburg, Ohio. Both of the local public hearings were subsequently cancelled by entry issued May 7, 2008, to be rescheduled at a future time. The local public hearings were cancelled in order to provide additional time for the American Transmission Systems, Incorporated, (ATSI) and The Cleveland Electric Illuminating Company (CEI) (collectively, the Companies) to evaluate additional route segments, as requested by the Staff of the Ohio Power Siting Board.
- (2) On May 21, 2008, an adjudicatory hearing was opened in this proceeding, at the offices of the Public Utilities Commission, in Columbus, Ohio, in accordance with the entry issued May 7, 2008. The hearing was then continued to a date to be determined at a future time.
- (3) On June 23, 2008, a case status conference was conducted with the parties to this proceeding. After discussion with the parties, the Administrative Law Judge finds that the following procedural schedule should be established for this proceeding:

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Witness Identification	August 1, 2008
File Staff Report	August 12, 2008
Discovery Completion	August 15, 2008
Case Status Conference	August 18, 2008
File Direct Testimony	August 25, 2008
Local Public Hearings	August 27 & 28, 2008
Adjudicatory Hearing	September 2, 2008

- (4) Staff shall submit a written report regarding this application in accordance with Rule 4906-5-05(D), Ohio Administrative Code (O.A.C).
- (5) This case should be scheduled for a case status conference on August 18, 2008 at 1:30 p.m. The parties should be prepared to discuss the following items: outstanding discovery issues, substantive issues for the adjudicatory hearing, and witnesses for the adjudicatory hearing. Counsels for the parties are directed to call the teleconference bridge number (614 644-1080) on Monday, August 18, 2008, at 1:30 p.m. to participate in the case status conference.
- (6) Two local public hearings will be held in this matter to accommodate the number of persons likely interested in presenting testimony. The first local public hearing will be held on Wednesday, August 27, 2008, at 4:30 p.m., at Ledgesmont Elementary - Middle School, gymnasium, 16200 Burrows Road, Thompson, Ohio 44086. The second local public hearing will be held on Thursday, August 28, 2008, at 1:30 p.m. at the Huntsburg Town Hall, second floor, 16534 Mayfield Road, Huntsburg, Ohio 44046. The Administrative Law Judge notes that interested persons may testify at only one of the two local public hearings. Further, to accommodate the number of interested persons likely to attend, if their schedules allow, residents in the northern portion of the project area are encouraged to attend the August 27, 2008 local public hearing and residents in the southern portion of the project area are encouraged to attend the August 28, 2008 local public hearing. The adjudicatory hearing will resume on September 2, 2008, at 10:00 a.m., at the offices of the Public Utilities Commission of

Ohio, 180 East Broad Street, 11<sup>th</sup> floor, Hearing Room F, Columbus, Ohio 43215-3793.

- (7) The Companies should now issue the second public notice 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., the Companies shall include a statement that the public hearing in this case shall consist of two parts:

- (a) two local public hearings, pursuant to Section 4906.08(C), Revised Code, where the Board shall accept written or oral testimony from any person on Wednesday, August 27, 2008, at 4:30 p.m., at Ledgemont Elementary - Middle School, gymnasium, 16200 Burrows Road, Thompson, Ohio 44086, and on Thursday, August 28, 2008, at 1:30 p.m., at the Huntsburg Town Hall, second floor, 16534 Mayfield Road, Huntsburg, Ohio 44046; and
- (b) the adjudicatory hearing will resume on Tuesday, September 2, 2008, at 10:00 a.m., at the offices of the Public Utilities Commission of Ohio, 180 East Broad Street, 11<sup>th</sup> floor, Hearing Room F, Columbus, Ohio 43215-3793.

It is, therefore,

ORDERED, That the procedural schedule set forth in finding 3 be adopted. It is, further,

ORDERED, That Staff file its written report regarding the application in this proceeding in accordance with findings 3 and 4. It is, further,

ORDERED, That a telephonic case status conference be scheduled as set forth in finding 5. It is, further,

ORDERED, That the hearings in this case be scheduled at the times and places designated in finding 6. It is, further,

ORDERED, That the Companies publish notice of the application and hearings in this matter in accordance with finding 7. It is, further,

ORDERED, That a copy of this entry be served upon the Companies and their counsel, those individuals served a copy of the certified application pursuant to Rule 4906-5-05, O.A.C., and all other interested persons of record.

THE OHIO POWER SITING BOARD

Janet K. Stoneking / RKR  
By: Janet K. Stoneking  
Administrative Law Judge

/vrn

Entered in the Journal  
JUL 11 2008

Renee J. Jenkins

Renee J. Jenkins  
Secretary