FILE

GARPENTER LIPPS & LELAND LLP

TELEPHONE: (614) 365-4100 FACSIMILE: (614) 365-9145

WASHINGTON, DC: 900 19TH STREET, NW, 4TH FLOOR WASHINGTON, DC 20006 ATTORNEYS AT LAW
280 PLAZA, SUITE 1300
280 NORTH HIGH STREET
COLUMBUS, OHIO 43215
www.carpenterlipps.com
June 8, 2009

writer's direct number: (614) 365-4144 whitt@carpenterlipps.com

2009 JUN -8 PH 5: 23

Mrs. Kim Wissman Executive Director Ohio Power Siting Board 180 East Broad Street Columbus, Ohio 43215

Re:

In the Matter of Application of Lawrence County Energy Center LLC, Case No. 01-369-EL-BGN

Case No. 01-309-EL-BC

Dear Mrs. Wissman:

This firm is counsel to Atlantic Energy Ventures, LLC ("AEV") and its affiliate, Ironton Energy Center, LLC ("Ironton"), in the above-captioned proceeding. By this letter, Ironton respectfully requests a 12 month extension of the Certificate of Environmental Compatibility and Public Need ("Certificate") previously granted in this proceeding to Lawrence County Energy Center, LLC ("LCEC") and subsequently transferred to Ironton. The circumstances surrounding this request are set forth below.

The Ohio Power Siting Board ("Board") issued the Certificate on January 28, 2002. Pursuant to the Board's Entry in this proceeding of November 21, 2006, the Certificate will expire on July 31, 2009. Granting the requested extension is critical to enable Ironton to fully evaluate technical changes to the facility that is described in the Certificate. Due to current and anticipated economic conditions, Ironton is evaluating alternatives to a combined cycle facility, as well as alternatives to enhance the economic viability of the overall project. Ironton expects this evaluation to include an analysis for the construction of a coal gasification electric generating facility. Although non-jurisdictional to the Board, plans are moving forward for the construction of a multi-modal facility with support operations at the coal gasification facility.

Ironton is aware of the requirements under Ohio law that any "major facility" be constructed in accordance with the Certificate. In light of the anticipated changes to the project, Ironton anticipates the need to seek approval from the Board to amend the existing Certificate. Pursuant to the terms of the November 21, 2006 Entry, however, the Certificate will expire on July 31, 2009. This deadline does not leave sufficient time for Ironton or the Board to evaluate proposed amendments to the Certificate. Thus, Ironton's alternatives are to either abandon the Certificate or seek an extension. Given the economic benefits that this project is expected to bring to Ohio, the latter course of action is preferred.

This is to cer	tify that	the images	appearing	are ar
accurate and c	omplete re	production	n of a case	file
	مستوقية والمستنب		market taller i dreft i fatt	sineks.
document delive Technician	t m	Date Proce	5564_ <i>[f 8].</i>	2001

GARPENTER LIPPS & LELAND LLP

Ironton therefore respectfully requests issuance of an Entry granting an additional 12 month extension of the Certificate, or until July 31, 2010. Given that the current expiration date is less than two months away, Ironton respectfully requests an expedited ruling on the requested extension. As discussed above, this extension is necessary so that Ironton may continue to evaluate possible changes or amendments to the Certificate. Such changes or amendments, if necessary, will be submitted to the Board for review and approval prior to July 31, 2010.

Thank you for your consideration of this request. Please contact me if there are any questions.

Very truly yours,

MANA

Mark A. Whitt

cc: Mr. William Martin Counsel of Record