



August 20, 2009

Ohio Power Siting Board 180 East Broad Street Columbus, Ohio 43215

RE: CASE NO. 08-0666-EL-BGN

Response of Intervenor "The Urbana Country Club" to Applicant's Motion for Extension of Time

for Extension of Time

To the Board:

Enclosed for filing are one original and ten copies of the Response of Intervenor "The Urbana Country Club" to Applicant's Motion for Extension of Time in the above referenced case.

Thank you for your assistance in this matter. Please call me if you have any questions.

Very truly yours, Daniel a. Brown

Daniel A. Brown, Esq. Brown Law Office LLC

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### BEFORE THE OHIO POWER SITING BOARD

In the Matter of the Application of : CASE NO. 08-0666-EL-BGN

Buckeye Wind, LLC, for a :

Certificate to Install Numerous :

Electric Generating Wind Turbines : RESPONSE OF INTERVENOR

in Champaign County to be : THE URBANA COUNTRY CLUB

Collected at an Electrical Substation :

in Union Township, Champaign :

County, Ohio :

# RESPONSE OF INTERVENOR THE URBANA COUNTRY CLUB TO MOTION FOR EXTENSION OF TIME FILED BY APPLICANT

Intervenor "The Urbana Country Club" ("UCC") does not object to Applicant's motion for a three week extension of time to submit additional materials and information to supplement its application as required by the Ohio Power Siting Board ("Board") in the Entry dated July 31, 2009. UCC does not object to Applicant's motion for continuance of the public hearing date. Furthermore, UCC concurs with and joins in the Applicant's request for a pre-hearing conference. However, for the following reasons, UCC believes that the Board should not establish the evidentiary hearing date until after Applicant submits the additional required information, and all parties have an opportunity to be heard at the pre-hearing conference.

Applicant's proposed wind turbine electric generation project raises numerous issues and concerns for the people of Champaign County. Because of those concerns, the Board of Commissioners of Champaign County ("Champaign County") and the Board of Trustees of Union Township ("Union Township") recently filed notices of intervention in the case. Now that there are

at least five intervening parties in the case, UCC believes that counsel for all parties should have an opportunity to be heard at the pre-hearing conference before the Board determines the date in which the evidentiary hearing should start, and how many days it is expected to continue.

Therefore, UCC hereby requests that the Board schedule a pre-hearing conference to hear the comments of all counsel in the case prior to scheduling the public hearing and evidentiary hearing in this matter. UCC suggests that the Board schedule the pre-hearing conference promptly after the Applicants file the additional application materials required by the Board's July 31 Entry.

Respectfully submitted,

Daniel A. Brown (0041132)

Brown Law Office LLC

204 S. Ludlow St., Suite 300

Dayton, Ohio 45402

(937) 224-1216

(937) 224-1217 fax

dbrown@brownlawdayton.com

Attorney for Intervenor

The Urbana Country Club

### CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Response to Motion for Extension of Time was served upon the following parties of record by the methods indicated below on this 20<sup>th</sup> day of August, 2009.

Daniel A. Brown

#### Service List

Stephen Howard, Esq.
Vorys, Sater, Seymour and Pease LLP
52 East Gay Street
Columbus, Ohio 43215
smhoward@vorys.com
Via Electronic Mail and Regular US Mail

Howard Petricoff, Esq.
Vorys, Sater, Seymour and Pease LLP
52 East Gay Street
Columbus, Ohio 43215
<a href="mailto:mhpetricoff@vorys.com">mhpetricoff@vorys.com</a>
Via Electronic Mail

Michael Settineri, Esq.
Vorys, Sater, Seymour and Pease LLP
52 East Gay Street
Columbus, Ohio 43215
mjsettineri@vorys.com
Via Electronic Mail

Larry Gearhardt, Esq.
Chief Legal Counsel
Ohio Farm Bureau Federation
280 North High Street, P.O. Box 182383
Columbus, Ohio 43218-2383
lgearhardt@ofbf.org
Via Electronic Mail and Regular US Mail

Jane A. Napier, Esq.
Assistant Prosecuting Attorney
Champaign County
200 North Main Street
Urbana, Ohio 43078
jancepo@cten.net
Via Electronic Mail and Regular US Mail

Werner Margard, Esq.
Assistant Attorney General
180 East Broad Street, 9<sup>th</sup> Floor
Columbus, Ohio 43215
werner margard@puc.state.oh.us
Via Electronic Mail and Regular US Mail

Anne Hammerstein, Esq.
Assistant Attorney General
180 East Broad Street, 9<sup>th</sup> Floor
Columbus, Ohio 43215
anne.hammerstein@puc.state.oh.us
Via Electronic Mail

Christopher A. Walker (0040696)
Van Kley & Walker, LLC
137 North Main Street, Suite 316
Dayton, Ohio 45402
<a href="mailto:cwalker@vankleywalker.com">cwalker@vankleywalker.com</a>
Via Electronic Mail and Regular US Mail

Jack A. Van Kley (0016961)
Van Kley & Walker, LLC
132 Northwoods Blvd., Suite C-1
Columbus, Ohio 43235
jvankley@vankleywalker.com
Via Electronic Mail