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April 21, 2011

RE:

Mr. Klaus Lambeck
Ohio Power Siting Board
c/o Public Utilities Commission of Ohio
180 East Broad Street
Columbus, OH 43215

In the Matter of the Application of Air Products and Chemicals, Inc. for a Certificate of Environmental Compatibility and Public Need to Construct a Waste Energy Recovery/Combined Cycle Electric and Steam Generation Facility in Middletown, Ohio Ohio Power Siting Board Case No. 10-847-EL-BGN

Dear Mr. Lambeck:

I am sending this letter on behalf of Air Products and Chemicals, Inc. ("Air Products"), simply by way of information, to the Ohio Power Siting Board to inform the Board that Air Products will be undertaking certain construction activities at AK Steel's Middletown Works¹. In particular, we will be constructing a foundation and/or pipe support structure to support a supplemental cold blast line. Alternatively, we may construct a foundation and/or pipe support structure to support a steam line. Whichever support is constructed, it will be constructed on the AK Steel side of the fence line near the blast furnace and boiler house.

The supplemental cold blast line described above will not be employed in carrying on the business of generating electricity. Instead, it will carry heated, compressed air to AK Steel for use in the ironmaking process. Similarly, the steam line will not be employed in carrying on the business of generating electricity. Instead, it will carry steam to AK Steel for use in the ironmaking process. Nor will the foundations for the stand-alone supports for the supplemental cold blast line and/or steam line, or the supports themselves, be situated on land employed in carrying on the business of generating electricity. The foundations would be constructed on AK Steel's land, within the footprint of the Middletown Works and hundreds of feet from the boundary of the Middletown Cogen project. Alternatively, the pipe support structures would be connected to existing structures at the Middletown Works. Either way, neither of the proposed foundations or pipe support structures will qualify as a "major utility facility" for purposes of the Ohio Power Siting statutes, and it is our view that Air Products and AK Steel are permitted to begin construction of those

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¹ These activities likely will be undertaken in conjunction with AK Steel under certain contractual arrangements between Air Products and AK Steel. AK Steel, therefore, likely will perform the construction activities described in this letter.

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foundations or pipe support structures before the Board issues a Certificate for the Middletown Cogen project.

If the Board's Staff or any member or representative of the Ohio Power Siting Board has any questions about the projects described in this letter, please do not hesitate to contact me.

Very truly yours,

Christopher R. Schreit

CRS:mkd

CC:

Kim Wissman, OPSB Jon Whitis, OPSB William Wright, Esq. Jeffrey R. Joyce Todd E. Solodar, Esq.