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March 26, 2013

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Ms. Barcy F. McNeal, Secretary  
Public Utilities Commission of Ohio  
180 East Broad Street  
Columbus, Ohio 43215

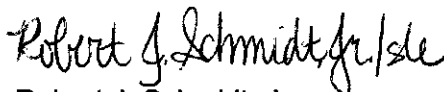
RE: **In the Matter of the Letter of Notification of  
American Transmission Systems, Inc. for  
East Akron-Hannah 138 kV Transmission  
Line Tap to Old Forge Substation Project  
Case No. 13-108-EL-BLN**

Dear Ms. McNeal:

Enclosed for filing are the original and 10 copies of the proof of publication in the above-captioned case. The public notice appeared in the March 15, 2013, *Akron Beacon Journal* and *Ravenna Record Courier*.

If you have any questions regarding this filing, please feel free to contact me at your convenience.

Sincerely,



Robert J. Schmidt, Jr.  
Attorney for Applicant American Transmission Systems, Inc.

Enclosures

This is to certify that the foregoing is an  
accurate and complete reproduction of a case file  
document delivered in the regular course of business  
Technician AM Date Processed 3/26/13

AFFIDAVIT OF DISTRIBUTION

STATE OF Ohio

COUNTY OF Summit

I, Linda Lee, being duly sworn on oath says he/she is and during all times herein stated has been publisher of the publisher's designated agent in charge of the publication known as

Akron Beacon Journal ("Publisher")

and has full knowledge of the facts herein stated as follows:

The ad for FirstEnergy ("Advertiser") was distributed to Publisher's full circulation on the 15 th day of March 2013.

By: \_\_\_\_\_

Subscribed and sworn to before me  
This 18 day of March, 2013.

Notary Seal:

Cynthia A. Keefe  
Notary Public



CYNTHIA A. KEEFER, Notary Public  
Residence - Portage County  
State Wide Jurisdiction, Ohio  
My Commission Expires Feb. 6, 2015

# Coalition politicians can't seal Israeli deal

Partners hit late snag over terms while trying to form government

By Josef Federman  
Associated Press

**JERUSALEM:** Israeli Prime Minister Benjamin Netanyahu reached a deal Thursday to form a new coalition government, but a last-minute snag over the title of his new partners kept the plan from being formalized for at least one more day.

The new government is expected to try to curb years of preferential treatment for the country's ultra-Orthodox minority and may push for renewed Mideast peace efforts. But the late-hour disagreement reflects the tough challenges Netanyahu could face keeping his new coalition intact.

It would be the first in a decade to exclude ultra-Orthodox Jewish parties. It includes two new rising stars in Israeli politics who have vowed to end a controversial system of draft exemptions and generous welfare subsidies granted to tens of thousands of ultra-Orthodox seminary students.

"The next term will be one of the most challenging in the history of the state," Netanyahu told his Likud-Yisrael Beiteinu parliamentary faction Thursday. "We are facing great security and diplomatic challenges."

After weeks of deadlock, Netanyahu wrapped up coalition negotiations overnight with Yesh Atid and the Jewish Home, a party aligned with West Bank settlers.

Later Thursday, however, the two parties — Yesh Atid and Jewish Home — accused Netanyahu of renegeing on a promise to appoint their leaders as deputy prime ministers and all sides were in talks to resolve the dispute. Netanyahu's Likud Party had no comment on the allegation.

The issue was not expected to be a deal breaker and an agreement was still expected to be signed within a day so that the new government could be sworn in by Monday, just two days before Barack Obama is to arrive for his first visit as U.S. president.

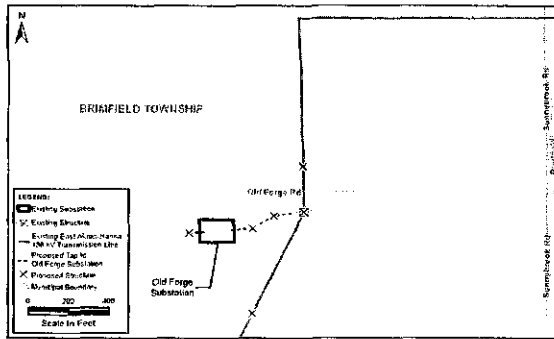
Significant progress on talks on the peace front could prove to be more difficult than other domestic issues, given bitter disagreements among coalition members as well as deep differences with the Palestinians.

Nonetheless, Netanyahu's senior partner, the centrist Yesh Atid party, is vowing to at least make an effort to restart negotiations. The peace process remained frozen throughout Netanyahu's previous four-year term, when his right-wing bloc partnered with other hard-line and ultra-Orthodox factions.

"We have to begin talks with the Palestinians immediately. We need to sit at the negotiation table. We haven't sat there for four years," Yael German of Yesh Atid, who is expected to serve as the new health minister, told Israel's Army Radio. "Let's sit and proceed toward a peace agreement. It is essential."

# NOTICE OF PROPOSED MAJOR UTILITY FACILITY

American Transmission Systems, Incorporated (ATSI), a FirstEnergy company, proposes to construct the East Akron-Hanna 138 kV Transmission Line Tap to Old Forge Substation Project (Project), a new utility facility, in a Letter of Notification application submitted to the Ohio Power Siting Board (Board) for a Certificate of Environmental Compatibility and Public Need. The proposed Project is located on the south side of Old Forge Road approximately 0.25 miles west of the intersection of Sunnybrook Road and Old Forge Road in Brimfield Township, Portage County, Ohio on an approximately 29.27 acre parcel owned by Ohio Edison, a FirstEnergy company. The proposed Project involves a single radial transmission line tap, with two switches, extending from the existing East Akron-Hanna 138 kV transmission line to the take off structure of the Old Forge Substation, approximately 300 feet away. The general Project location is shown on the accompanying map of the area.



The following public officials and agencies have been provided with copies of the Letter of Notification application as required by the Board's regulations:

Mr. Chris Smeiles, President, Portage County Board of Commissioners  
Ms. Maureen T. Frederick, Board Member, Portage County Board of Commissioners  
Ms. Tommie Jo Marisilio, Vice President, Portage County Board of Commissioners  
Mr. Michael Marozzi, Portage County Engineer  
Mr. Todd Peetz, Director, Portage County Regional Planning Commission  
Ms. Sue Fields, Brimfield Township Trustee  
Mr. Mike Kostensky, Brimfield Township Trustee  
Mr. Charles Sprague, Brimfield Township Trustee  
John C. Datzel, Brimfield Township Fiscal Officer

A copy of the Letter of Notification application is available for public inspection at the offices of the Ohio Power Siting Board, c/o Public Utilities Commission of Ohio, Utilities Department, 12th Floor, Borden Building, 180 East Broad Street, Columbus, Ohio 43215-3793, [www.opsb.ohio.gov](http://www.opsb.ohio.gov). A copy of the Letter of Notification application has also sent to the following library:

Portage County District Library – Randolph Branch Library, 1639 State Route 44, Randolph, Ohio 44265-0368

A Letter of Notification application for a certificate to construct, operate and maintain the above named electric transmission line facility is now pending before the Board. The application has been assigned Docket No. 13-0108-EL-BLN, and the docket number should be referenced in all communications about this proceeding.

In accordance with the Board's regulations (Admin. Code Rule 4906-5-08), the following sections of the Ohio Revised Code plus additional information are shown.

## Section 4906.10(A)

(A) The power siting board shall render a decision upon the record either granting or denying the application as filed, or granting it upon such terms, conditions, or modifications of the construction, operation, or maintenance of the major utility facility as the board considers appropriate. The certificate shall be conditioned upon the facility being in compliance with standards and rules adopted under sections 1501.33, 1501.34, and 4561.32 and Chapters 3704., 3734., and 6111. of the Revised Code. The period of initial operation under a certificate shall expire two years after the date on which electric power is first generated by the facility. During the period of initial operation, the facility shall be subject to the enforcement and monitoring powers of the director of environmental protection under Chapters 3704., 3734., and 6111. of the Revised Code and to the emergency provisions under those chapters. If a major utility facility constructed in accordance with the terms and conditions of its certificate is unable to operate in compliance with all applicable requirements of state laws, rules, and standards pertaining to air pollution, the facility may apply to the director of environmental protection

for a conditional operating permit under division (G) of section 3704.03 of the Revised Code and the rules adopted thereunder. The operation of a major utility facility in compliance with a conditional operating permit is not in violation of its certificate. After the expiration of the period of initial operation of a major utility facility, the facility shall be under the jurisdiction of the environmental protection agency and shall comply with all laws, rules, and standards pertaining to air pollution, water pollution, and solid and hazardous waste disposal.

The board shall not grant a certificate for the construction, operation, and maintenance of a major utility facility, either as proposed or as modified by the board, unless it finds and determines all of the following:

- (1) The basis of the need for the facility if the facility is an electric transmission line or gas or natural gas transmission line;
- (2) The nature of the probable environmental impact;
- (3) That the facility represents the minimum adverse environmental impact, considering the state of available technology and the nature and economics of the various alternatives, and other pertinent considerations;
- (4) In the case of an electric transmission line or generating facility, that the facility is consistent with regional plans for expansion of the electric power grid of the electric systems serving this state and interconnected utility systems and that the facility will serve the interests of electric system economy and reliability;
- (5) That the facility will comply with Chapters 3704., 3734., and 6111. of the Revised Code and all rules and standards adopted under those chapters and under sections 1501.33, 1501.34, and 4561.32 of the Revised Code. In determining whether the facility will comply with all rules and standards adopted under section 4561.32 of the Revised Code, the board shall consult with the office of aviation of the division of multi-modal planning and programs of the department of transportation under section 4561.341 of the Revised Code.
- (6) That the facility will serve the public interest, convenience, and necessity;
- (7) In addition to the provisions contained in divisions (A)(1) to (6) of this section and rules adopted under those divisions, what its impact will be on the viability as agricultural land of any land in an existing agricultural district established under Chapter 929. of the Revised Code that is located within the site and alternative site of the proposed major utility facility. Rules adopted to evaluate impact under division (A)(7) of this section shall not require the compilation, creation, submission, or production of any information, document, or other data pertaining to land not located within the site and alternative site.
- (8) That the facility incorporates maximum feasible water conservation practices as determined by the board, considering available technology and the nature and economics of the various alternatives.

## Section 4906.07. Public hearing on application

- (A) Upon the receipt of an application complying with section 4906.06 of the Revised Code, the power siting board shall promptly fix a date for a public hearing thereon, not less than sixty nor more than ninety days after such receipt, and shall conclude the proceeding as expeditiously as practicable.
- (B) On an application for an amendment of a certificate, the board shall hold a hearing in the same manner as a hearing is held on an application for a certificate if the proposed change in the facility would result in any material increase in any environmental impact of the facility or a substantial change in the location of all or a portion of such facility other than as provided in the alternatives set forth in the application.
- (C) The chairman of the power siting board shall cause each application filed with the board to be investigated and shall, not less than fifteen days prior to the date any application is set for hearing, submit a written report to the board and to the applicant. A copy of such report shall be made available to any person upon request. Such report shall set forth the nature of the investigation, and shall contain recommended findings with regard to division (A) of section 4906.10 of the Revised Code and shall become part of the record and served upon all parties to the proceeding.

At this time, no public hearing has been scheduled.

## 4906.08(C). Parties – testimony

- (C) The board shall accept written or oral testimony from any person at the public hearing, but the right to call and examine witnesses shall be reserved for parties. However, the board may adopt rules to exclude repetitive, immaterial, or irrelevant testimony.

## Intervention

Petitions to intervene in the adjudicatory hearing will be accepted by the Board up to 10 days following publication of this notice. Petitions to intervene should be addressed to the Ohio Power Siting Board, 180 East Broad Street, Columbus, Ohio 43215-3793 and cite the above-listed case number (Docket No. 13-0108-EL-BLN).

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## Publishers Affidavit

I, **Bruce W. Bowers**, being first duly sworn, depose and say that I am Account Executive of:

### Record-Courier

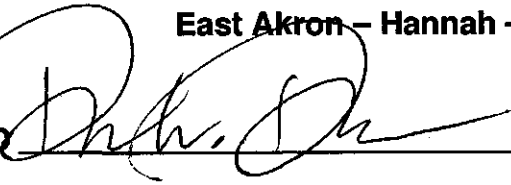
a newspaper printed and published in the City of **Kent** and of General circulation in the **County of Portage**, **State of Ohio**, and have personal knowledge of the facts herein stated and that the notice hereto annexed was published in said newspaper 1 day(s) and on the same day of the week from and after the **15<sup>th</sup>** day of **March, 2013** and that the fees charged are legal.

DATE  
**03/15/13**

PUBLICATION  
**Record-Courier**  
**East Akron – Hannah – Old Forge Transmission Line**

QUANTITY  
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DATE

**3-15-2013**

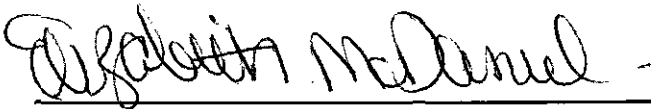
NAME **BRUCE W. BOWERS**

TITLE **Account Executive**

State of: **Ohio** County Of: **Portage**

SWORN TO AND SUBSCRIBED BEFORE ME

THIS **15th** Day OF **March** YEAR **2013**



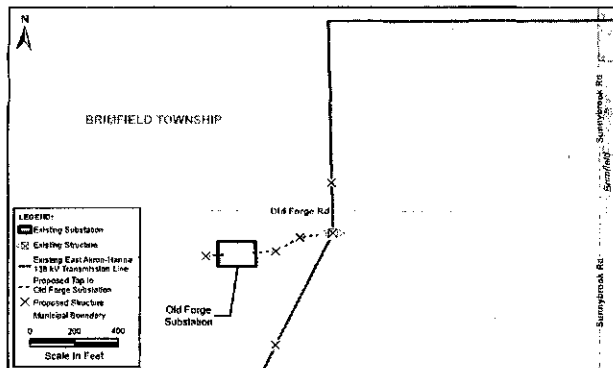
Notary Public  
**Elizabeth McDaniel**

My Commission Expires **June 19, 2016**

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The Gateway News • Hudson Hub-Times • Maple Heights Press  
The News Leader • Record-Courier • Mr. Thrifty • Stow Sentry  
Tallmadge Express • Twinsburg Bulletin

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