



American Electric Power  
1 Riverside Plaza  
Columbus, OH 43215-2373  
AEP.com

April 2, 2014

Honorable Todd A. Snitchler  
Ohio Power Siting Board  
Attorney Examiner  
Public Utilities Commission of Ohio  
180 East Broad Street  
Columbus, Ohio 43215-3793

Yazen Alami  
Contract Attorney  
(614) 716-2920  
(614) 716-2950 (F)  
yalami@aep.com

**Re: PUCO Case No. 14-0144-EL-BLN Hocking-West Lancaster 138 k V  
Transmission Line Rebuild Project**

Dear Chairman Snitchler:

Attached please find the public notice filed concerning the proposed major utility facility in the above-referenced case. The notice was published in pursuant of Rule 4906-5-08, Ohio Administrative Code.

Thank you for your attention to this matter. Please contact me with any questions.

Sincerely,

//s/Yazen Alami  
Yazen Alami

Attachments

## Study planned on changing Great Lakes levels

By John Flasher  
Associated Press

ANN ARBOR, Mich. — Great Lakes levels will continue rising and falling — often unpredictably — and people should learn to deal with the changes instead of trying to tame nature with costly engineering projects, experts said Thursday.

Donald Scavia, director of the University of Michigan's

Graham Sustainability Institute, announced a wide-ranging study of ways to adapt to up-and-down water levels during a seminar at which about 50 Great Lakes policymakers, scientists and advocates debated whether further efforts to control the bodies of water would be worth the trouble.

"Lake levels are varying and they're going to continue to vary," Scavia said.

The five lakes are in constant

flux, rising during spring and summer, then dropping in fall and winter.

Levels also experience periods above and below their long-term averages that can last for years or decades. They were unusually low during the 1960s, but by the 1980s were so high that shoreline cottages were swept away.

One of the lengthiest sustained slumps began in the late 1990s and bottomed out in January

2013, when Lakes Huron and Michigan hit their lowest point on record. Since then, heavy snow and abundant rainfall have fueled such a rapid comeback that Lakes Superior, Erie and Ontario are forecast to return to normal this year. Even Huron and Michigan, which suffered most, have risen substantially.

But the recovery was produced by a 15-month wet period and winter's bitter cold, which

froze most of the lakes' surface area and blocked evaporation. Whether the improvement will continue or is a momentary blip in a downward spiral resulting from climate change remains to be seen, analysts said at the conference.

"We can come up with better solutions if we better understand the science," said Howard Learner of the Environmental Law and Policy Center, co-sponsor of the seminar.

## NOTICE OF PROPOSED MAJOR UTILITY FACILITY

AEP Ohio Transmission Company (AEP Ohio Transco) has proposed to improve the transmission system in south central Ohio by upgrading an existing 138 kVolt (kV) transmission line in Hocking and Boone townships in Fairfield County, and Good Hope and Falls townships, including the city of Logan in Hocking County.

The purpose of the Hocking-West Lancaster 138 kV Transmission Line Rebuild Project is to upgrade a 138-kV circuit using an existing right of way (ROW) between Hocking Substation and West Lancaster Substation. AEP Ohio Transco will build the new line using standard single-circuit 138-kV structures. This project will address a critical need for AEP to reinforce its transmission system in the area. The project will help improve and maintain the quality of electric service and reliability to the south central Ohio area. Construction is scheduled to begin in September 2014.

The project is known as the Hocking-West Lancaster 138-kV Transmission Line Rebuild Project. As required by Ohio Revised Code Section 4906.11-01, AEP Ohio Transco has filed a Letter of Notification with the Ohio Power Siting Board, under Case No. 14-0144-EL-BLN.

This project meets the requirements for a Letter of Notification because it is within the types of projects defined by Item 4(a) of Attachment A of the interim process defined in the OPSB's September 4, 2012 Finding and Order in Docket 12-091-GE-BRD. This states that a project qualifies for a Letter of Notification if the project is:

- (1) An electric transmission line that:
- Consists of replacing electric transmission line structures with a different type of structure where less than two miles of new right-of-way is required.

The Letter of Notification for the Hocking-West Lancaster 138-kV Transmission Line Rebuild Project is pending before the Ohio Power Siting Board. This application has been assigned Case No. 14-0144-EL-BLN. This number should be included in all communications with respect to this proceeding.

Petitions to intervene in or comment on the Letter of Notification will be accepted by the siting board up to 10 days following the publication date of this notice required by Rule 4906-5-08(C)(1), OAC. Petitions should be addressed to Ohio Power Siting Board, 180 East Broad Street, Columbus, Ohio, 43215-3793 and must cite Case No. 14-0144-EL-BLN.

The Hocking-West Lancaster 138-kV Transmission Line Rebuild Project involves replacing 118 existing structures with 115 new structures. New conductor, insulators and hardware will be installed on the structures.

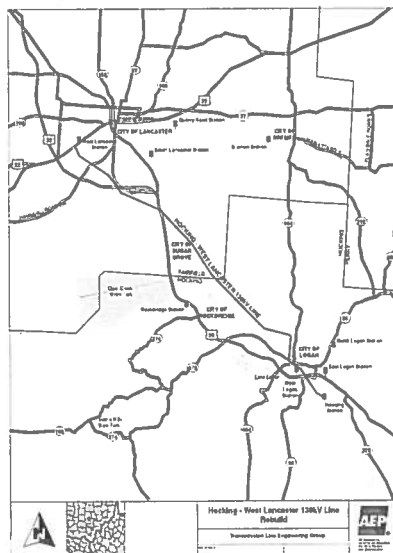
The project will be an approximate \$13 million investment by AEP in its transmission system in the area. The project will allow AEP Ohio to continue to provide the level of service its customers expect.

The accompanying map depicts the project area. It should be noted that due to the reduced scale and limited detail, this map should be used only as a general guide. Copies of the actual Letter of Notification, including specific details about the location and construction are available for public inspection at the following locations:

**Fairfield County Public Library**  
Marilyn Sainer, Director  
219 North Broad Street  
Lancaster, Ohio 43130  
740-653-2745

**Logan-Hocking Public Library**  
Andrew Harold, Director  
230 East Main Street  
Logan, Ohio 43138  
740-385-2348

**Ohio Power Siting Board**  
Public Utilities Commission of Ohio  
180 East Broad Street  
Columbus, Ohio, 43215-3793  
614-466-3292



Electronic versions of the Letter of Notification can be found at: <http://www.aeptransmission.com/ohio/> and at the Ohio Power Siting Board website at <http://opsb.ohio.gov>. Search under current cases for Case No. 14-0144-EL-BLN.

The following local city and county government officials have been served with a copy of the application as required by state of Ohio Power Siting Board regulations:

**Hocking County Board of Commissioners**  
Ms. Sandy Ogle, President  
Mr. Clark Sheets, Commissioner  
Mr. John Walker, Commissioner  
1 East Main Street  
Logan, Ohio 43138

**Fairfield County Board of Commissioners**  
Mr. Steven Davis, President  
Mr. David L. Leavay, Commissioner  
210 East Main Street, Room 301  
Lancaster, Ohio 43130

**Hocking Township Board of Trustees**  
Mr. Steven Wolfe, Trustee  
Ms. Gail V. Ellinger, Trustee  
Ms. Timothy L. Claypool, Trustee  
Ms. Dianna J. Russell, Fiscal Officer  
1175 Concordia-Zanesville Road  
Lancaster, Ohio 43138

**Berne Township Board of Trustees**  
Mr. Frank J. Uhl, Trustee  
Ms. Kelly E. Shall, Trustee  
Mr. Jim Carmichael, Trustee  
Mr. Rodney Watkins, Fiscal Officer  
112 North Canal Street  
Sugar Grove, Ohio 43155

**Good Hope Township Trustees**  
Mr. Rick Harker, Trustee  
Mr. Harley Goss, Trustee  
Mr. Rodney Watkins, Trustee  
Ms. Tammy Crawford, Fiscal Officer  
26810 Main Street  
Rockbridge, Ohio 43149

**Marion Township Trustee**  
Mr. Rick Harker, Trustee  
8935 Raley Road  
Sugar Grove, Ohio 43155

**Marion Township Trustee**  
Mr. Scott Kitzmiller, Trustee  
9531 Bauer Road  
Logan, Ohio 43138

**Marion Township Trustee**  
Mr. Shawn Daubensire, Trustee  
28123 Logan-Horsmill Road  
Logan, Ohio 43138

**Marion Township Trustee**  
Ms. Sandra Snyder, Fiscal Officer  
7320 Zwickie Road  
Logan, Ohio 43138

**Falls Township Trustee**  
Mr. Chuck Hopkins, Trustee  
33245 Barker Road  
Logan, Ohio 43138

**Falls Township Trustee**  
Mr. Sam Eggleston, Trustee  
12955 State Route 664 South  
Logan, Ohio 43138

**Falls Township Trustee**  
Mr. Scott Hardin, Trustee  
13865 Nickle Plate Road  
Logan, Ohio 43138

**Falls Township Trustee**  
Ms. Kim Edgar, Fiscal Officer  
30601 Freeman Road  
Logan, Ohio 43138

The following state agencies have been served with copies of the application:

- Public Utilities Commission of Ohio
- Ohio Department of Agriculture
- Ohio Department of Development
- Ohio Department of Health
- Ohio Department of Natural Resources
- Ohio Department of Transportation
- Ohio Environmental Protection Agency
- Ohio Historical Society

### CRITERIA USED TO REVIEW THE APPLICATION

The following eight criteria are set forth in Section 4906.10 (A) of the Revised Code and will be used, along with additional information, by the board in reviewing the application for a certificate to construct, operate and maintain the Biers Run-Hopeworth-Delino transmission line:

- the basic need for the facility. In the case of a majority utility facility described in division (B)(1) of Section 4906.01 of the Revised Code, the board shall presume the need for the facility as that need is stated in an application pursuant to division (A)(3) of Section 4906.06 of the Revised Code;

- the nature of the probable environmental impact of the proposed facility;
- the facility represents the minimum adverse environmental impact, considering the state of available technology, the nature and economics of alternatives and other pertinent considerations;
- in the case of electric transmission lines, that the facility is consistent with regional plans for expansion of the electric power grid of the electric systems serving Ohio and interconnected systems, and that the facility will serve the interests of electric system economy and reliability;
- the facility will comply with chapters 3704, 3734 and 6111 of the Revised Code and all rules and standards adopted 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 4561.34 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;
- the facility will comply with all air and water pollution control and solid waste disposal laws and regulations;
- the facility will serve the public interest, convenience and necessity. The facility's impact on the visibility 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 of the proposed major utility facility and
- the facility incorporates maximum feasible water conservation practices as determined by the board considering available technology and the nature and economics of various alternatives.

Section 4906.07, Revised Code provides that

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 60 or more than 90 days after such receipt and shall conclude the proceeding as expeditiously as practicable.

On the application for an amendment of a certificate, the board shall hold a hearing in the same manner as a hearing is held for 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.

The chairman of the power-siting board shall cause each application filed with the board to be investigated and shall, not less than 15 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.

The complete Letter of Notification and this ad are available at <http://www.aeptransmission.com/ohio/>.

To ask a question, make a comment or express a concern about the project, please call the AEP Ohio Transmission Project Information Line toll-free at 1-877-215-8261 or send an email inquiry through "contact us" on AEPOhio.com.

**AEP OHIO**

A unit of American Electric Power

AEP Ohio Transmission Company  
700 Morrison Road  
Gahanna, Ohio 43230  
Attention: Todd Sides, Project Manager

# Court: Ex-Ohio death row inmate can't pursue suit

BY THE ASSOCIATED PRESS

CINCINNATI — A man who was freed from prison after spending 21 years on Ohio's death row because of a botched prosecution can't pursue his federal lawsuit against the county prosecutor's office, an appeals court ruled Thursday.

A three-judge panel of the 6th U.S. Circuit Court of Appeals in Cincinnati ruled Joe D'Ambrosio's lawsuit amounts to a failed attempt to hold Cuyahoga County accountable

for actions by individuals.

"There is no question that the individual prosecutors involved in D'Ambrosio's case violated rights secured to him by the Constitution," the panel ruled, but the lawsuit failed to establish that their actions were part of a larger pattern of corruption at the Cuyahoga County Prosecutor's Office in Cleveland.

D'Ambrosio, 52, was imprisoned after his conviction of murder in the 1988 death of 19-year-old Tony Klann, whose

body was found in a creek at a Cleveland park.

He was released in 2010 when a federal judge ruled that prosecutors failed to provide evidence that could have exonerated him, including that the more likely suspect in the killing was a man who had been accused of raping Klann's roommate and against whom Klann had agreed to testify.

D'Ambrosio's attorney, David Mills, said Thursday his client was disappointed but has come

to take setbacks in stride.

"This guy was nearly executed. He's seen much darker places than this," Mills said. "And every time we have a setback like this, even though it's as big as it is today, we look at it and we say, 'What can we do next?'"

Mills said he would likely pursue a hearing of the case by the full court and, if that fails, would take the case to the U.S. Supreme Court. He acknowledged that the

lawsuit by itself didn't prove widespread violations by the prosecutor's office but said those details would have come out at trial.

"When there's smoke, there can be fire. And there's a lot of smoke here, and we just need to crack the door and see," Mills said. "It seems to me the court is saying, 'We're not going to let you peek behind the door and let you see what was going on in that office because you don't have enough proof of the extent

of what was happening.' It's a Catch-22."

Edmund Searby, the Cleveland attorney who represents the county, said the 6th Circuit's decision shows the allegations were without merit.

"D'Ambrosio never alleged any facts that would support a pattern or custom of withholding exculpatory evidence," Searby said. "The pattern doesn't exist and he couldn't prove it."

D'Ambrosio's lawsuit seeks damages of at least \$1 million.

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The purpose of the Hocking-West Lancaster 138-KV Transmission Line Rebuild Project is to upgrade a 138-KV circuit using an existing right of way (ROW) between Hocking Substation and West Lancaster Substation. AEP Ohio Transco will build the new line using standard single-circuit 138-KV structures. This project will address a critical need for AEP to reinforce its transmission system in the area. The project will help improve and maintain the quality of electric service and reliability to the south central Ohio area. Construction is scheduled to begin in September 2014.

The project is known as the Hocking-West Lancaster 138-KV Transmission Line Rebuild Project. As required by Ohio Revised Code Section 4906.11-01, AEP Ohio Transco has filed a Letter of Notification with the Ohio Power Siting Board, under Case No. 14-0144-EL-BLN.

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(1) An electric transmission line that:

(a) Consists of replacing electric transmission line structures with a different type of structure where less than two miles of new right-of-way is required.

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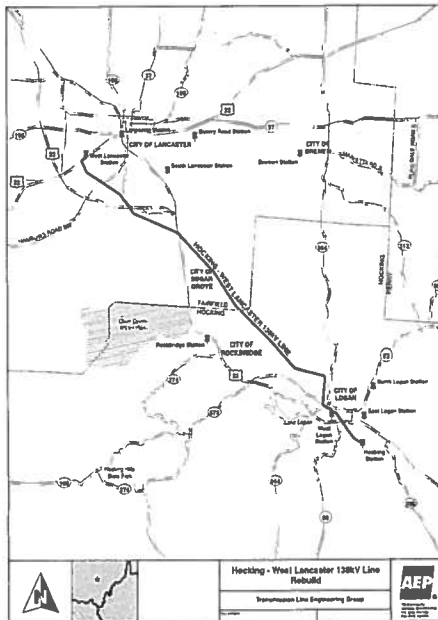
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Lancaster, Ohio 43130

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- the basis of need for the facility. In the case of a majority utility facility described in division (B)

(1) of Section 4906.01 of the Revised Code, the board shall presume the need for the facility as that need is stated in an application pursuant to division (A)(3) of Section 4906.06 of the Revised Code;

- the nature of the probable environmental impact of the proposed facility;
- the facility represents the minimum adverse environmental impact, considering the state of available technology, the nature and economics of alternatives and other pertinent considerations;
- in the case of electric transmission lines, that the facility is consistent with regional plans for expansion of the electric power grid of the electric systems serving Ohio and interconnected systems, and that the facility will serve the interests of electric system economy and reliability;
- the facility will comply with chapters 3704, 3734 and 6111 of the Revised Code and all rules and standards adopted 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 4561.34 of the Revised Code, the board shall consult with the office of emission of the division of multi-modal planning and programs of the Department of Transportation under Section 4361.341 of the Revised Code;
- the facility will comply with all air and water pollution control and solid waste disposal laws and regulations;
- the facility will serve the public interest, convenience and necessity. The facility's impact 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 of the proposed major utility facility; and
- the facility incorporates maximum feasible water conservation practices as determined by the board considering available technology and the nature and economics of various alternatives.

Section 4906.07, Revised Code provides that:

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The complete Letter of Notification and this ad are available at <http://www.aeptransmission.com/ohio/>

To ask a question, make a comment or express a concern about the project, please call the AEP Ohio Transmission Project Information Line toll-free at 1-877-215-5261 or send an email inquiry through "contact us" on [AEPOhio.com](http://AEPOhio.com).



A unit of American Electric Power

AEP Ohio Transmission Company  
700 Morrison Road  
Gahanna, Ohio 43230  
Attention: Todd Sides, Project Manager



An affiliate of the Ohio Newspaper Association

### Proof of Publication

I, Walter Dozier, do hereby attest that the AEP Legal Notice did appear in the following newspaper as ordered:

Lancaster Eagle Gazette	3/28/14
Logan Daily News	3/38/14

<u>Walter Dozier</u>	<u>3/31/14</u>
Walter Dozier	Date

State of Ohio  
County of Franklin

On this day, the 31<sup>st</sup> day of March, 2014 before me, Patricia A. Conkle, the undersigned Notary Public, personally appeared Walter Dozier, proved to me on the basis of satisfactory evidence to be the person whose name was subscribed to the within instrument and acknowledged that he executed it.

Witness my hand and official seal.



Patricia A. Conkle  
Notary Public, State of Ohio  
My Commission Expires 06-17-2014

<u>Patricia A. Conkle</u>
Notary Public

**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

**4/2/2014 2:50:23 PM**

**in**

**Case No(s). 14-0144-EL-BLN**

Summary: Proof of Pub -Hocking-West Lancaster 138 kV Transmission Line Rebuild Project  
electronically filed by Mr. Yazen Alami on behalf of AEP Ohio Transmission Company