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February 28, 2019

Ms. Tanowa M. Troupe, Secretary  
Ohio Power Siting Board  
Docketing Division  
180 East Broad Street, 11<sup>th</sup> Floor  
Columbus, OH 43215-3716

Re: OPSB Case No. 19-49-EL-BLN / Duke Energy Ohio Letter of Notification for the Garver TLoop Project

Dear Ms. Troupe:

Duke Energy Ohio, Inc. (Duke Energy Ohio), filed a Letter of Notification, pursuant to O.A.C. Chapter 4906-6, on January 31, 2019, concerning a proposed project known as the F7581/F7582/F5689– 138kV Garver Substation TLoop project. The Ohio Power Siting Board (OPSB) Staff issued its report recommending automatic approval of the project on March 1, 2019, provided that the following conditions were satisfied:

- (1) The Applicant shall adhere to seasonal cutting dates of October 1 through March 31 for removal of any trees greater than three inches in diameter, unless coordination with the Ohio Department of Natural Resources (ODNR) and the U.S. Fish and Wildlife Service allows a different course of action.
- (2) Construction in upland sandpiper preferred nesting habitat types shall be avoided during the species' nesting period of April 15 through July 31, unless coordination with the ODNR allows a different course of action.
- (3) The Applicant shall not start construction, except for tree clearing, until the Garver Substation Expansion Project in Case No. 19-0048-EL-BLN is approved.

Duke Energy Ohio adopts and accepts these required conditions and agrees to satisfy them.

Respectfully submitted,

*/s/ Jeanne W. Kingery*

Jeanne W. Kingery  
Associate General Counsel

cc: Tamara Turkenton

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

**Commission of Ohio Docketing Information System on**

**2/28/2019 3:47:41 PM**

**in**

**Case No(s). 19-0049-EL-BLN**

Summary: Correspondence Accepting conditions for approval electronically filed by Carys Cochern on behalf of Duke Energy