

**BEFORE THE
OHIO POWER SITING BOARD**

In the Matter of the Application of Hardin Solar)	
Energy LLC for a Certificate of Environmental)	
Compatibility and Public Need to Construct a Solar-)	Case No: 17-773-EL-BGN
Powered Electric Generation Facility in Hardin)	
County, Ohio.)	

In the Matter of the Application of Hardin Solar)	
Energy II LLC for a Certificate of Environmental)	
Compatibility and Public Need to Construct a Solar-)	Case No: 18-1360-EL-BGN
Powered Electric Generation Facility in Hardin)	
County, Ohio.)	

**JOINT APPLICATION TO TRANSFER
AND MERGE THE CERTIFICATES FOR
HARDIN SOLAR I AND HARDIN SOLAR II**

Hardin Solar Energy LLC (“Hardin Solar I”), a wholly-owned indirect subsidiary of Invenergy LLC (“Invenergy”), is certified to construct the Hardin Solar Energy Center, a 150 megawatt (“MW”) solar-powered electric generation facility to be located in Hardin County, Ohio, pursuant to the certificate issued by the Ohio Power Siting Board (“Board”) on February 15, 2018, subject to 23 conditions (Case No. 17-773-EL-BGN) (“Hardin Solar I Certificate”).

Hardin Solar Energy II LLC (“Hardin Solar II”), also a wholly-owned indirect subsidiary of Invenergy, has an application pending with the Board to construct a second phase of the Hardin Solar Energy Center, a 170 MW solar-powered electric generation facility, which will also be located in Hardin County, Ohio (Case No. 18-1360-EL-BGN) (“Hardin Solar II Case”). On March 18, 2019, all of the parties in the Hardin Solar II Case filed a stipulation, which proposes to resolve all of the issues in the matter, subject to 23 conditions. The evidentiary hearing in the Hardin Solar

II Case was held on March 28, 2019. It is anticipated that the Board's order considering the stipulation will be issued in the near future.

At this time, pursuant to Ohio Revised Code ("R.C.") 4906.03 and 4906.04, Hardin Solar I and Hardin Solar II (collectively "Joint Applicants") seek approval to transfer the Hardin Solar I Certificate to Hardin Solar II and for approval to merge the certificates.¹ Transferring the Hardin Solar I Certificate to Hardin Solar II and merging the certificates will enable the first and second phases of the Hardin Solar Energy Center to be constructed in the most effective and efficient manner possible.

For example, both phases of the Hardin Solar Energy Center will utilize the American Electric Power East Lima – Marysville 345 kilovolt transmission line. Each phase has received the necessary system impact study from PJM Interconnection LLC ("PJM") that relates to their respective PJM queue positions (Hardin Solar I, AB2-170 and V3-028; Hardin Solar II, AD1-130). Approval of this application will permit Hardin Solar II to utilize these queue positions for either phase of the Hardin Solar Energy Center.

As required pursuant to R.C. 4906.04, and attested to in Attachment A to this application, Hardin Solar II acknowledges and agrees to abide by any and all terms, conditions, and modifications to the Hardin Solar I Certificate.

In addition, Hardin Solar II has also sent a letter to all public officials explaining the nature of the transfer. An example of the notice and a list of those entities that received the letter are contained in Attachments B and C, respectively, to this Joint Application.

¹ The Joint Applicants understand that the certificate for Hardin Solar II has not yet been issued; however, in light of the imminent nature of the construction of the Hardin Solar Energy Center, the Joint Applicants are submitting this application for consideration coincident with the Board's consideration of the stipulation in the Hardin Solar II Case.

The Joint Applicants request that this Joint Application be heard at the next available Board meeting.

WHEREFORE, the Joint Applicants respectfully request that, pursuant to R.C. 4906.03 and 4906.04, the Board approve the transfer of the Hardin Solar I Certificate to Hardin Solar II and the merger of the two certificates.

Respectfully submitted,

/s/ Christine M.T. Pirik

Christine M.T. Pirik (0029759)

(Counsel of Record)

William V. Vorys (0093479)

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***Attorneys for Hardin Solar Energy I and
Hardin Solar Energy II***

CERTIFICATE OF SERVICE

The Ohio Power Siting Board's e-filing system will electronically serve notice of the filing of this document on the parties referenced in the service list of the docket card who have electronically subscribed to this case. In addition, the undersigned certifies that a copy of the foregoing document is also being served upon the persons below via electronic mail this 23rd day of April, 2019.

/s/ Christine M.T. Pirik

Christine M.T. Pirik (0029759)

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COLUMBUS 39579-24 113191v2

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OHIO POWER SITING BOARD**

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Energy LLC for a Certificate of Environmental)
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Compatibility and Public Need to Construct a Solar-) Case No: 18-1360-EL-BGN
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AFFIDAVIT OF VICE PRESIDENT OF HARDIN SOLAR ENERGY II LLC


STATE OF ILLINOIS :
 : ss
COUNTY OF COOK :

I, Michael Kaplan, being duly sworn and cautioned, state that I am over 18 years of age and competent to testify to the matters stated in this affidavit and further state the following based on my personal knowledge:

1. I am the Vice-President of Development at Hardin Solar Energy II LLC, which is a wholly-owned indirect subsidiary of Invenergy LLC.
2. I have reviewed the Joint Application to transfer and merge filed by Hardin Solar Energy LLC and Hardin Solar Energy II LLC.
3. It is the intent of Hardin Solar Energy II LLC to abide by any and all terms, conditions, and modifications to the certificate issued by the Ohio Power Siting Board to Hardin Solar Energy LLC on February 15, 2018.


Michael Kaplan, Vice President

Sworn to before and signed in my presence this 23rd day of April 2018. 9


Notary Public





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CHRISTINE M.T. PIRIK
CPirik@dickinsonwright.com

April 23, 2019

VIA FIRST CLASS MAIL

XXXX
XXXX

**Re: Notice of Joint Application to Transfer and Merge Certificates for Hardin Solar Energy Center
OPSB Case Nos. 17-773-EL-BGN and 18-1360-EL-BGN**

Dear Public Official:

On February 15, 2018, Hardin Solar Energy LLC (Hardin Solar I) was granted a Certificate to construct the Hardin Solar Energy Center, a 150 megawatt (MW) solar-powered electric generation facility to be located in Hardin County, Ohio (Case No. 17-773-EL-BGN) (Hardin Solar I Certificate). Hardin Solar Energy II LLC (Hardin Solar II) has an application pending to construct a second phase of the Hardin Solar Energy Center, a 170 MW solar facility also in Hardin County.

At this time, Hardin Solar I and Hardin Solar II are requesting that the Ohio Power Siting Board (OPSB) approve the transfer of the Hardin Solar I Certificate to Hardin Solar II and for approval to merge the two certificates. Upon approval by the OPSB, Hardin Solar II will be responsible for abiding by all of the terms, conditions, and modifications to the Hardin Solar I Certificate. A copy of the application is enclosed.

If you have any questions, please contact Gabe Klooster at (312) 638-8478.

Regards,

Christine M.T. Pirik
***Attorney of Hardin Solar Energy LLC and
Hardin Solar Energy II LLC***

CMTP:ap
Enclosure

COLUMBUS 39579-24 113234v1

Mary Lou Johnson Hardin County District Library				325 E. Columbus Street		Kenton	OH	43326
Ada Public School District Library				320 N. Main Street		Ada	OH	45810
Alger Public Library				100 W. Wagner Street		Alger	OH	45812
Randy Manns, Mayor	City of Kenton			111 W. Franklin Street		Kenton	OH	43326
David Beazley	Office of Regional Planning	City of Kenton		111 W. Franklin Street		Kenton	OH	43326
Village of Alger	Village Administrators			PO Box 400		Alger	OH	45812
Village of McGuffey	McGuffey Village Offices			404 Courtright Street		McGuffey	OH	45859
Marion Township	Board of Trustees			8315 St. Rt. 195		Alger	OH	45812
Joel Althausen	City Council President	Office of City Council		111 W. Franklin Street		Kenton	OH	43326
Roger Crowe, President	Randall Rogers, Commissioner	Tim L. Striker, Commissioner	Hardin County Commissioners	Hardin County Courthouse	One Courthouse Square, Suite 100	Kenton	OH	43326
McDonald Township	Board of Trustees			7830 County Road 200		Belle Center	OH	43310
Roundhead Township	Board of Trustees			P.O. Box 133		Roundhead	OH	43346

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

4/23/2019 4:15:06 PM

in

Case No(s). 17-0773-EL-BGN, 18-1360-EL-BGN

Summary: Application - Joint Application to Transfer and Merge the Certificates for Hardin Solar Energy I and Hardin Solar Energy II electronically filed by Christine M.T. Pirik on behalf of Hardin Solar Energy II LLC and HARDIN SOLAR ENERGY LLC