

BEFORE THE OHIO POWER SITING BOARD

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In the Matter of the :
Application of Angelina :
Solar I, LLC, for a : Case No. 18-1579-EL-BGN
Certificate of Environmental:
Compatibility and Public :
Need. :

- - -

PROCEEDINGS

before Ms. Patricia A. Schabo, Administrative Law
Judge, at the Public Utilities Commission of Ohio,
180 East Broad Street, Room 11-A, Columbus, Ohio,
called at 10:03 a.m. on Tuesday, May 14, 2019.

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APPEARANCES:

Vorys, Sater, Seymour & Pease, LLP
By Mr. Michael J. Settineri
and Mr. MacDonald W. Taylor
52 East Gay Street
P.O. Box 1008
Columbus, Ohio 43216-1008

On behalf of Angelina Solar I, LLC.

Dave Yost, Ohio Attorney General
Public Utilities Section
By Ms. Jodi J. Bair
Senior Assistant Attorney General
30 East Broad Street, 16th Floor
Columbus, Ohio 43215

On behalf of the Staff of the Ohio Power
Siting Board.

Frost Brown Todd, LLC
By Mr. Yazan S. Ashrawi
One Columbus, Suite 2300
10 West Broad Street
Columbus, Ohio 43215-3484

On behalf of the Eaton Community School
District.

Van Kley & Walker, LLC
By Mr. Jack A. Van Kley
132 Northwoods Boulevard, Suite C-1
Columbus, Ohio 43235

On behalf of the Concerned Citizens of
Preble County, LLC.

Ohio Farm Bureau Federation
By Ms. Amy M. Milam
280 North High Street
6th Floor
Columbus, Ohio 43215

On behalf of the Ohio Farm Bureau
Federation.

APPEARANCES: (Continued)

Preble County Prosecutor's Office
By Mr. Martin Patrick Votel
Prosecuting Attorney,
and Ms. Kathryn M. West
Assistant Prosecuting Attorney
101 East Main Street
Eaton, Ohio 45320

On behalf of the Preble County
Commissioners, Preble County Engineer,
Preble County Planning Commission, Preble
County Soil and Water Conservation
District, Israel Township, and Dixon
Township.

Bricker & Eckler, LLP
By Mr. Dylan F. Borchers
100 South Third Street
Columbus, Ohio 43215

On behalf of the Preble County
Commissioners.

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Tuesday Morning Session,
May 14, 2019.

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ALJ SCHABO: The Ohio Power Siting Board
has assigned for hearing, at this time and place,
Case No. 18-1579-EL-BGN, being in The Matter of the
Application of Angelina Solar I, LLC, for a
Certificate of Environmental Compatibility and Public
Need.

My name is Patricia Schabo and I'm the
Administrative Law Judge assigned by the Board to
hear this case.

Pursuant to a May 7, 2019, Entry, we are
doing a call and continue of the evidentiary hearing
scheduled to begin today, which means we've now
opened the evidentiary record, we'll take appearances
of counsel, we'll take testimony from members of the
public who wish to provide it, and then we'll adjourn
for the day and reconvene at a later date to be set
by future entry.

With that said, let's start with
appearances of counsel.

MR. SETTINERI: Thank you, Your Honor.
On behalf of Angelina Solar I, LLC, Michael Settineri
and MacDonald Taylor with the law firm of Vorys,

1 Sater, Seymour and Pease, 52 East Gay Street,
2 Columbus, Ohio 43215.

3 ALJ SCHABO: Thank you.

4 We'll just go around the tables.

5 Next up.

6 MS. BAIR: Yes. Thank you, Your Honor.
7 On behalf of the Power Siting Board Staff, Jodi Bair,
8 Assistant Attorney General for Dave Yost, 30 East
9 Broad Street, Columbus, Ohio 43215.

10 ALJ SCHABO: Okay.

11 MR. ASHRAWI: Good morning, Your Honor.
12 Yaz Ashrawi with the law firm of Frost Brown Todd, 10
13 West Broad Street, Suite 2300, Columbus, Ohio 43215,
14 on behalf of the Eaton Community School District.

15 MR. VAN KLEY: Good morning, Your Honor.
16 I'm Jack Van Kley with the law firm of Van Kley &
17 Walker, 132 Northwoods Boulevard, Columbus, Ohio
18 43235. I'm representing the Concerned Citizens of
19 Preble County and its members.

20 ALJ SCHABO: Thank you.

21 MS. MILAM: Good morning, Your Honor.
22 Amy Milam on behalf of Ohio Farm Bureau Federation,
23 280 North High Street, Columbus, Ohio 43215.

24 ALJ SCHABO: Thank you.

25 MR. VOTEL: Good morning, Your Honor.

1 Martin Votel, Preble County Prosecuting Attorney,
2 accompanied by Assistant Prosecutor Kathryn West.
3 101 East Main Street, Courthouse 1st Floor, Eaton,
4 Ohio 45320. Our office represents the Preble County
5 Engineer, Preble County Soil and Water, Preble County
6 Land Use Zoning, Israel Township in Preble County,
7 Dixon Township in Preble County, and we are
8 co-counsel for the Board of County Commissioners.

9 ALJ SCHABO: Thank you.

10 MR. BORCHERS: Good morning, Your Honor.
11 On behalf of the Preble County Commissioners, Dylan
12 Borchers with the law firm of Bricker & Eckler, 100
13 South Third Street, Columbus, Ohio 43215.

14 ALJ SCHABO: All right. Thank you very
15 much. Is that all counsel?

16 MR. SETTINERI: Your Honor, if we can go
17 off the record, I just have one question for you.

18 ALJ SCHABO: Sure. Let's go off the
19 record.

20 (Discussion off the record.)

21 ALJ SCHABO: Let's go back on the record.

22 I'll note that there are 20-odd members
23 of the public with us today. Are there any members
24 of the public here, that are not part of the
25 Concerned Citizens of Preble County, LLC, who would

1 like to testify?

2 (No response.)

3 ALJ SCHABO: Okay. Seeing none, I
4 believe that's it for the day then. We'll reconvene
5 the hearing at a future date to be established by a
6 future entry. Until then, we are adjourned. Thank
7 you.

8 (Thereupon, the proceedings concluded at
9 10:07 a.m.)

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CERTIFICATE

I do hereby certify that the foregoing is a true and correct transcript of the proceedings taken by me in this matter on Tuesday, May 14, 2019, and carefully compared with my original stenographic notes.

Carolyn M. Burke
Carolyn M. Burke, Registered
Professional Reporter, and
Notary Public in and for the
State of Ohio.

My commission expires July 17, 2023.

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Commission of Ohio Docketing Information System on

5/28/2019 2:19:42 PM

in

Case No(s). 18-1579-EL-BGN

Summary: Transcript In the matter of the Application of Angeline Solar I, LLC, for a Certificate of Environmental Compatibility and Public Need, hearing held on May 14th, 2019. electronically filed by Mr. Ken Spencer on behalf of Armstrong & Okey, Inc. and Burke, Carolyn