

**BEFORE THE  
OHIO POWER SITING BOARD**

<b>IN THE MATTER OF THE APPLICATION OF</b>	:	
<b>AMERICAN TRANSMISSION SYSTEMS, INC.</b>	:	
<b>FOR A CERTIFICATE OF ENVIRONMENTAL</b>	:	<b>CASE NO. 18-1335-EL-BTX</b>
<b>COMPATIBILITY AND PUBLIC NEED FOR THE</b>	:	
<b>CONSTRUCTION OF THE WOOD COUNTY</b>	:	
<b>138 KV REINFORCEMENT PROJECT</b>	:	

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**MOTION TO REISSUE PROCEDURAL ORDER AND**  
**MEMORANDUM IN SUPPORT**

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The Parties to this proceeding, American Transmission Systems, Incorporated, a FirstEnergy company, (“Applicant” or “ATSI”) and the staff of the Ohio Power Siting Board (“Staff”) jointly requested on May 23, 2019 that the Procedural Order issued in this case on April 11, 2019 be suspended. The request was granted that same day. As noted at the time of the joint request, during the review of the application in this matter, Staff requested, and ATSI agreed to provide, additional information related to the Project. As the requested information involved a review by the Ohio Department of Transportation, Office of Aviation, additional time was needed to complete the review. Since the issuance of the order on May 23, 2019, ATSI has worked with Staff to address this issue. On August 2, 2019, representatives of Staff informed ATSI that they had received the requested information and that they were prepared to proceed.

ATSI therefore requests that the Administrative Law Judge issue an Order reinitiating these proceedings, including the scheduling of the appropriate hearings. Due to the suspension of the prior procedural order, ATSI also requests instructions for issuing public notice of the public hearing and the adjudicatory hearing. ATSI understands that once the Procedural Order is

reinstated, it will need to issue additional public notices, as required by Admin. Code Rule 4906-3-09, once the dates for the public and adjudicatory dates are rescheduled.

Pursuant to Administrative Code Rule 4906-2-27(C), ATSI requests expedited review and decision on this motion. ATSI has contacted counsel for the Staff, and counsel for pending intervener, AMP – Ohio, and both are amenable to the scheduling of the requested hearings and the restarting of these proceedings.

Respectfully submitted,

s/ Robert J. Schmidt

Robert J. Schmidt, Jr.

PORTER, WRIGHT, MORRIS & ARTHUR

41 South High Street

Columbus, OH 43215

614/227-2028

[rschmidt@porterwright.com](mailto:rschmidt@porterwright.com)

*Counsel for American Transmission Systems,  
Incorporated*

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<b>COMPATIBILITY AND PUBLIC NEED FOR THE</b>	<b>:</b>	
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**MEMORANDUM IN SUPPORT**

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Applicant, American Transmission Systems, Incorporated, a FirstEnergy company, (“Applicant” or “ATSI”) filed an application for a Certificate of Environmental Capability and Public Need (“Certificate”) on December 19, 2018 for the Wood County 138 kV Reinforcement Project. In this Project, ATSI proposed the construction of a new 138 kV transmission line to provide improvements to the electric transmission system in the Project area near Bowling Green, Ohio in Wood County. The application was deemed complete on February 19, 2019, proof of service of the accepted and complete Application was docketed on March 1, 2019, proof of payment of the Application Fee was docketed on April 2, 2019, and on April 11, 2019, the Administrative Law Judge issued the Procedural Order required by Admin. Code Rule 4906-3-08. The Procedural Order set May 29, 2019 as the deadline for the filing of the Staff Report of Investigation, and the public and adjudicatory hearings on June 13 and June 27, 2019, respectively.

During review of the application, Staff requested, and ATSI agreed to provide, additional information related to the Project’s compliance with Federal Aviation Administration (FAA)

requirements, and the related review of the Project by the Ohio Department of Transportation's Office of Aviation. Because this additional information required additional time to prepare and review, the Parties jointly requested a suspension of the procedural order on May 23, 2019. The Administrative Law Judge issues the requested order on that same day.

The necessary review has since been completed, and on August 2, 2019, Staff informed ATSI that it was prepared to proceed with these proceedings. ATSI therefore requests that the Administrative Law Judge issue a new procedural order for this case, including setting times for the public and adjudicatory hearings. ATSI would request that the Order include instructions for how the Administrative Law Judge would prefer that public notice of the hearings be accomplished. Counsel for ATSI has conferred with counsel for Staff and counsel for pending intervenor AMP-Ohio, and both are amenable to proceeding with this case.

Finally, ATSI would request that to the extent possible that the schedule be set relatively soon, taking into account the need for proper notice of the hearings. ATSI will continue to work cooperatively with Staff and pending intervenor AMP-Ohio on procedural issues and appreciate the willingness of the Administrative Law Judge to consider this motion on an expedited basis.

Respectfully submitted,

s/ Robert J. Schmidt

Robert J. Schmidt, Jr.  
PORTER, WRIGHT, MORRIS & ARTHUR  
41 South High Street  
Columbus, OH 43215  
614/227-2000  
[rschmidt@porterwright.com](mailto:rschmidt@porterwright.com)

*Counsel for American Transmission Systems,  
Incorporated*

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing *Joint Motion to Suspend Procedural Order and Memorandum in Support* was served upon the following persons by electronic filing and by emailing a copy on August 15, 2019 to:

Thomas Lindgren  
Principal Assistant Attorney General  
Public Utilities Section  
30 East Broad St., 16th Floor,  
Columbus, OH 43215  
614/644-8768  
[Thomas.Lindgren@OhioAttorneyGeneral.gov](mailto:Thomas.Lindgren@OhioAttorneyGeneral.gov)

*Counsel for Staff of the Power Siting Board*

Lisa G. McAlister  
1111 Schrock Road, Suite 100  
Columbus, Ohio 43229  
Telephone: 614-540-6400  
Fax: 614-540-6397  
Email: [lmcalister@ampppartners.org](mailto:lmcalister@ampppartners.org)

*Counsel for American Municipal Power, Inc.*

s/Robert J. Schmidt  
Robert J. Schmidt

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

**Commission of Ohio Docketing Information System on**

**8/15/2019 3:04:04 PM**

**in**

**Case No(s). 18-1335-EL-BTX**

Summary: Motion to Reissue Procedural Order and Memorandum in Support electronically filed by Mr. Robert J Schmidt on behalf of American Transmission Systems Inc.