

**BEFORE
THE OHIO POWER SITING BOARD**

In the Matter of the Application of Republic)	
Wind, LLC for a Certificate to Site Wind-)	Case No. 17-2295-EL-BGN
Powered Electric Generation in Republic and)	
Sandusky Counties.)	

**SENECA COUNTY COMMISSIONERS, ADAMS TOWNSHIP, REED TOWNSHIP,
SCIPIO TOWNSHIP, AND SENECA COUNTY PARK DISTRICT'S REPLY TO
MEMORANDUM CONTRA MOTION FOR CONTINUANCE**

Applicant's response to Seneca County Commissioners, Adams Township, Reed Township, Scipio Township and the Seneca County Park District's motion to continue suggests that it should fail due to not establishing good cause.

First, while it is true that the undersigned has been counsel of record for some of the parties herein for a long period of time, the undersigned has not been actively involved in the matter because of a conflict of interest between statutory clients. It was not until the change of position by the Seneca County Commissioners that the county prosecutor's office could represent these entities beyond filing for their intervention.

Second, the undersigned will be counsel of record for these parties in the proceedings. Assistant Prosecutor Joshua Clark works only part-time in the prosecutor's office and has professional and personal obligations that make his representations of these entities in a multi-day hearing in Columbus extremely difficult.

Third, while the trial court has continued the attempted murder trial in State vs. Mohamed, the Seneca County Prosecutor's Office has limited resources and one of the adult felony prosecutors will be going on maternity leave during this month.

Fourth, since the filing the undersigned has received a response from the Ohio Farm Bureau and it does not oppose the motion to continue.

Finally, counsel is not asking for a significant time delay, but a mere two (2) months to allow for these local governmental entities to properly present their evidence in the adjudicatory hearing.

Wherefore, the undersigned on behalf of the Seneca County Commissioners, Adams Township, Scipio Township, Reed Township and the Seneca County Park District respectfully suggests that it has shown good cause and that the hearing scheduled for October 2, 2019 be re-scheduled to commence on or after December 2, 2019 and that corresponding pretrial deadlines be established.

Respectfully submitted,

/s/Derek W. DeVine
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Commissioners, Adams Township, Scipio
Township, Reed Township, and Seneca
County Park District

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.

The undersigned hereby certifies that a copy of the foregoing was served upon the following Local Intervenor currently not represented by counsel on this 10th day of September via email at the addresses below:

Leslie and Dennis Hackenburg at Dennyh7@frontier.com; Allen Hassellbach at marybozanne@gmail.com; and Mike and Tiffany Kessler at mkessler7@gmail.com.

/s/ Derek W. DeVine

Derek W. DeVine #0062488

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in

Case No(s). 17-2295-EL-BGN

Summary: Reply to Memorandum Contra Motion for Continuance electronically filed by Mr. Derek W. DeVine on behalf of Board of Seneca County Commissioners and Board of Trustees of Adams Township, Seneca County, Ohio and Board of Trustees of Scipio Township, Seneca County, Ohio and Board of Trustees of Reed Township, Seneca County, Ohio and Board of Park Commissioners of the Seneca County Park District, Seneca County, Ohio