

**BEFORE  
THE OHIO POWER SITING BOARD**

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

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**MOTION FOR ISSUANCE OF SUBPOENA  
SUBMITTED ON BEHALF OF THE STAFF OF  
THE OHIO POWER SITING BOARD**

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The Staff of the Ohio Power Siting Board (Staff) respectfully requests that the Ohio Power Siting Board (OPSB), the Legal Director, or the Attorney Examiner to issue a subpoena requiring the following person: Derek Collins to attend and give testimony at the hearing scheduled in the above-captioned case at 10:00 a.m. on November 4, 2019 at the offices of the Public Utilities Commission of Ohio, 180 East Broad Street, 11<sup>th</sup> Floor, Columbus, Ohio. This request is made pursuant to Ohio Adm.Code 4906-2-23.

The testimony of this witness is necessary in order for the OPSB to evaluate whether Republic Wind, LLC has met certain requirements of Ohio Rev. Code 4906.10.

This witness was a member of the OPSB staff when he contributed to the Staff Report filed on October 18, 2019, but has since retired. The Subpoena is appended to this motion. Upon receiving the original signed subpoena, counsel for Staff will effectuate service by certified mail as authorized by Ohio Adm.Code 4906-2-23.

Respectfully submitted,

**Dave Yost**  
Ohio Attorney General

**John H. Jones**  
Section Chief

*/s/ Jodi J. Bair*

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**Jodi J. Bair**  
Assistant Attorney General  
Public Utilities Section  
30 East Broad Street, 16<sup>th</sup> Floor  
Columbus, Ohio 43215-3414  
614.644.8599 (telephone)  
866-388-1479 (facsimile)  
john.jones@ohioattorneygeneral.gov  
jodi.bair@ohioattorneygeneral.gov

**On Behalf of the Staff of the  
Ohio Power Siting Board**

## CERTIFICATE OF SERVICE

I certify that a true copy of the foregoing **Motion for Issuance of Subpoena** was served by regular United States mail or via electronic mail, upon the following parties of record, this 25th day of October 2019.

/s/ Jodi J. Bair

**Jodi J. Bair**

Assistant Attorney General

### Parties of Record:

<b>Sally W. Bloomfield</b> (0022038) <b>Dylan F. Borchers</b> (0090690) <b>Devin D. Parram</b> (0082507) <b>Dane Stinson</b> (0019101) Bricker & Eckler LLP 100 South Third Street Columbus, OH 43215-4291 614.227.2300 (telephone) 614.227.2390 (facsimile) sbloomfield@bricker.com dborchers@bricker.com dparram@bricker.com dstinson@bricker.com  <i>Counsel for Republic Wind, LLC</i>	<b>Chad A. Endsley</b> (0080648) <b>Leah F. Curtis</b> (0086257) <b>Amy M. Milam</b> (0082375) Ohio Farm Bureau Federation 280 North High Street, P.O. Box 182383 Columbus, OH 43218-2383 614.246.8256 (telephone) 614.246.8656 (facsimile) cendsley@ofbf.org lcurtis@ofbf.org amilam@ofbf.org  <i>Counsel for Ohio Farm Bureau Federation</i>
<b>Miranda R. Leppla</b> (0086351) <b>Trent A. Dougherty</b> (0079817) <b>Christopher D. Tavenor</b> (0096642) The Ohio Environmental Council 1145 Chesapeake Avenue, Suite I Columbus OH 43212 614.487.7506 (telephone) (614) 487-7510 (facsimile) mleppla@theoec.org tdougherty@theoec.org ctavenor@theoec.org	<b>Jack Van Kley</b> (0016961) <b>Christopher A. Walker</b> (0040696) Van Kley & Walker LLC 120 West Second Street, Ste 1700 Dayton, OH 45402 937.226.9000 (telephone) 937.226.9002 (facsimile) jvankley@vankleywalker.com cwalker@vankleywalker.com  <i>Counsel for Local Resident Intervenors</i>

<p><i>Counsel for Ohio Environmental Council and Environmental Defense Fund</i></p>	
<p><b>Derek W. DeVine</b> (0062488)  <b>Joshua D. Clark</b> (0097037)  Seneca County Prosecutor  79 South Washington  Tiffin, OH 44883  419.448.4444 (telephone)  419.443.7911 (facsimile)  dwd@senecapros.org  jclark@senecapros.org</p> <p><i>Counsel for Seneca County Commissioners, Adams Township, Scipio Township, Reed Township, and Seneca County Park District</i></p>	<p><b>Mark E. Mulligan</b> (0024891)  Sandusky County Prosecutor's Office  100 North Park Avenues Suite 220  Fremont, OH 43420  419.334.6221 (telephone)  419.334.6232 (facsimile)  mulligan_mark@co.sandusky.oh.us</p> <p><i>Counsel for Petitioner the Board of Trustees of York Township, Sandusky County, Ohio</i></p>
<p><b>Dennis &amp; Leslie Hackenburg</b>  6015 County Road 191  Bellevue Oh 44811  dennyh7@frontier.com</p> <p><i>Pro Se Counsel</i></p>	<p><b>Michael &amp; Tiffany Kessler</b>  4133 N Township Road  Republic Oh 44867  mkessler7@gmail.com</p> <p><i>Pro Se Counsel</i></p>

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Generating Facilities in Seneca and	:	
Sandusky Counties, Ohio	:	
	:	

**SUBPOENA**

TO:

Derek Collins  
1763 N. Cassady Ave.  
Columbus, Ohio 43219

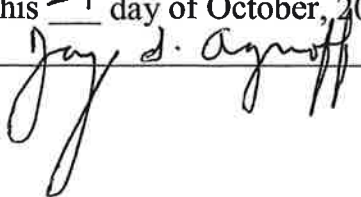
Upon application of the Staff of the Public Utilities Commission of Ohio (Staff), you are hereby required to attend and make yourself available to give oral testimony at the hearing commencing Monday, November 4, 2019, at 10:00 a.m., and continuing from day to day until complete at the offices of the Public Utilities Commission of Ohio, 180 East Broad Street, 11<sup>th</sup> Floor, Room 11-D, Columbus, Ohio 43215-3793.

You shall attend and make yourself available from day to day to be called by the Staff as a witness.

This Subpoena is issued under the authority granted to the Public Utilities Commission of Ohio (Commission) in Sections 4901.22, 4903.02, 4903.03, 4903.04, 4905.05, and 4905.06 of the Ohio Revised Code.

If any person fails to obey a subpoena, the Commission may seek appropriate judicial relief against such person.

Dated this <sup>th</sup> 24 day of October, 2019,



Attorney Examiner, Public Utilities  
Commission of Ohio

**RETURN:** I hereby certify that I served the within subpoena on Derek Collins, on the \_\_\_\_\_ day of October, 2019, by mailing the subpoena via United States mail as certified or express mail, return receipt requested. A true copy of the signed receipt is attached hereto.

Signed,

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

**Commission of Ohio Docketing Information System on**

**10/25/2019 1:46:32 PM**

**in**

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

Summary: Motion for Issuance of Subpoena Submitted on Behalf of the Staff of The Ohio Power Siting Board electronically filed by Mrs. Kimberly M Naeder on behalf of OPSB