



# DAVE YOST

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May 4, 2020

The Honorable Anna Sanyal  
Administrative Law Judge  
Ohio Power Siting Board  
180 East Broad Street, 12th Floor  
Columbus, OH 43215-3793

Re: Motion for Waiver,  
Case No. 19-1881-EL-BGN

Dear Honorable Anna Sanyal:

On April 28, 2020, Madison Fields Solar Project, LLC (Applicant), filed a motion for waiver of Ohio Administrative Code (Ohio Adm.Code) 4906-3-03(B), in which it requested that the Ohio Power Siting Board authorize the Applicant to hold a virtual public information meeting (PIM) and provide notice of such, as described in its memorandum. In its motion, Applicant avers that its request is for good cause given the current state of emergency, and the unique fact that the Applicant has already held two PIMs for this project within the last six months.

Staff initially notes that on March 9, 2020, the Governor of Ohio signed Executive Order 2020-01D, declaring a state of emergency in Ohio to protect the well-being of Ohioans from the dangerous effects of the virus. Staff recognizes that the unique nature of the SAR-COV-2 and the radically changed environment resulting from the response warrant an acknowledgment of the importance of social distancing. Staff also recognizes that the Applicant has already held two PIMs for this project within the last six months.

This being the case, Staff does not object to the requested waiver.

Respectfully submitted,

**Robert Eubanks**

Assistant Attorney General

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**On behalf of the Ohio Power Siting  
Board**

cc: Parties of Record:

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Summary: Correspondence Letter of No Objection electronically filed by Mrs. Kimberly M Naeder on behalf of OPSB