

BEFORE THE OHIO POWER SITING BOARD

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In the Matter of Columbia :
Gas of Ohio, Inc. for a :
Certificate of :
Environmental : Case No. 20-1236-GA-BTX
Compatibility and Public :
Need for the Construction :
of the Northern Columbus :
Loop - Phase VII. :

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PROCEEDINGS

before Lauren Augostini and Nicholas Walstra,
Administrative Law Judges, via Webex Teleconference,
called at 10:00 a.m. on Tuesday, May 11, 2021.

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APPEARANCES:

Porter, Wright, Morris & Arthur, LLP
By Devan Flahive, Esq.
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On behalf of the Applicant
Columbia Gas of Ohio.

Dave Yost, Ohio Attorney General
John H. Jones, Section Chief
By Thomas Lindgren, Esq.
and Robert A. Eubanks, Esq.
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On behalf of the Staff of the Ohio
Power Siting Board.

Delaware County Prosecutor Melissa A. Schiffel
By Aric I. Hochstettler, Esq.
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On behalf of the Delaware County
Board of Commissioners.

1 APPEARANCES:

2 Carpenter Lipps & Leland LLP
3 By Kimberly W. Bojko, Esq.
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5 280 Plaza Suite 1300
6 Columbus, Ohio 43215
7 bojko@carpenterlipps.com

8 On behalf of Suburban Natural Gas
9 Company.

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11 ALSO PRESENT:

12 Melissa Thompson, Columbia Gas of Ohio
13 David J. Pemberton, Suburban Natural Gas
14 Company

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Tuesday Morning Session,
May 11, 2021.

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ALJ AUGOSTINI: Good morning. My name is Lauren Augostini. I'm with Nick Walstra, and we are the Administrative Law Judges in the Legal Department of the Ohio Power Siting Board and have been assigned by the Board to this proceeding in Case No. 20-1236-GA-BTX.

One of our duties as the assigned Administrative Law Judges is conducting the hearing in this case which involves the Application filed by Columbia Gas of Ohio, Incorporated for a Certificate to construct and operate approximately 16 total miles of new gas pipeline in Union and Delaware Counties.

Due to the Covid 19 emergency that remains in effect, pursuant to Executive Order 2020-01D issued by the Governor of the State of Ohio, this hearing is being held via Webex which enables parties to participate by video conference while also affording the public access to the hearings by telephone or video over the Internet.

So pursuant to the May 6, 2021 entry, today's a call and continue of the evidentiary hearing. Let's take appearances of counsel and then

1 we'll discuss the procedural schedule and adjourn.
2 Let's start with the Applicant.

3 MS. FLAHIVE: Good morning, your Honor,
4 Devan Flahive and Mark Stemm from the law firm of
5 Porter Wright, along with in-house counsel Joseph
6 Clark and John Ryan on behalf of the Applicant
7 Columbia Gas of Ohio.

8 ALJ AUGOSTINI: Thank you.
9 Staff?

10 MR. LINDGREN: Your Honor, on behalf of
11 the Board Staff, Attorney General Dave Yost by Thomas
12 Lindgren and Robert Eubanks, Assistant Attorney
13 General. The address is 30 East Broad Street, 26th
14 floor, Columbus, Ohio, 43215.

15 ALJ AUGOSTINI: Thank you.
16 Delaware County. Mr. Hochstettler,
17 you're on mute.

18 MR. HOCHSTETTLER: Thank you. Good
19 morning. Aric Hochstettler on behalf of the Delaware
20 County Board of Commissioners. Business address is
21 91 North Sandusky Street, Delaware, Ohio, 43015.

22 ALJ AUGOSTINI: Thank you.
23 Suburban.

24 MS. BOJKO: Thank you, your Honors, on
25 behalf of the Suburban Natural Gas Company, Kimberly

1 W. Bojko with the law firm Carpenter, Lipps and
2 Leland, 280 North High Street, Suite 1300, Columbus,
3 Ohio, 43215.

4 ALJ AUGOSTINI: Thank you. And I will
5 note on the record that it does not look like counsel
6 from Union County, Millcreek Township and Jerome
7 Township is present.

8 Prior to this call and continue, a
9 prehearing took place, and the parties agreed to the
10 following procedural schedule: Testimony will be due
11 on June 1st, 2021, and the evidentiary hearing will
12 reconvene on June 17th via Webex.

13 It's our understanding that a discussion
14 took place regarding discovery. Mr. Stemm, would you
15 mind speaking to that discussion.

16 MR. STEMM: Sure, your Honor. Thank you.
17 We had discussions with Suburban's counsel in an
18 effort to reach a compromise on extending the hearing
19 date. And based on that discussion, we agreed that
20 the discovery period that we consider to be closed
21 will not be reopened as a result of this extension of
22 the hearing date. And I believe we received
23 agreement on that point from Suburban's counsel.

24 ALJ AUGOSTINI: Thank you for that
25 explanation.

Are there any other matters that need to be addressed at this time?

(No Response.)

MS. FLAHIVE: This is Devan Flahive. No, your Honor.

ALJ AUGOSTINI: All right. Can we agree that we'll have a 9:00 a.m. start time on the 17th for the hearing?

MS. FLAHIVE: The Applicant is amenable to a 9:00 a.m. start time. Thank you, your Honor.

MR. LINDGREN: The Staff is as well, your Honor.

MS. BOJKO: Yes, your Honor.

ALJ AUGOSTINI: Thank you --

MR. HOCHSTETTLER: Yes, your Honor.

ALJ AUGOSTINI: Thank you. An entry will be forthcoming memorializing the new deadlines and evidentiary hearing date. And with that, if there's nothing else that needs to be addressed, this call and continue is adjourned and we will reconvene on June 17th.

(The hearing was adjourned at 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 11, 2021,
and carefully compared with my original stenographic
notes.

Cynthia L. Cunningham

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in

Case No(s). 20-1236-GA-BTX

Summary: Transcript May 11th 2021

In the Matter of Columbia Gas of Ohio, Inc. for a Certificate of Environmental Compatibility and Public Need for the Construction of the Northern Columbus Loop - Phase VII.
electronically filed by Mr. Ken Spencer on behalf of Armstrong & Okey, Inc. and Cunningham, Cindy