

**BEFORE THE OHIO POWER SITING BOARD**

<b>In the Matter of the Application of</b>	)	
<b>Harrison Power Transmission, LLC</b>	)	
<b>for a Certificate of Environmental</b>	)	<b>Case No. 17-2084-EL-BTX</b>
<b>Compatibility and Public Need for the</b>	)	
<b>Harrison Power 138 kV Transmission</b>	)	
<b>Line Project</b>	)	

**JOINT APPLICATION TO TRANSFER AND ASSIGN CERTIFICATE**

Pursuant to R.C. 4906.04, Harrison Power Transmission, LLC (“HPT”) and Harrison Power LLC (“HPL”), collectively, the Joint Applicants, seek approval to transfer and assign the November 15, 2018 Certificate of Environmental Compatibility and Public Need (“Certificate”) approved in the above-captioned proceeding from HPT to HPL. The Joint Applicants request that this Joint Application be heard at the Board’s next Board Meeting in April 2022.

On January 24, 2018, HPT filed an application with the Board for the construction and operation of a double-circuit, 138 kV transmission line (“Harrison Transmission Line”) connecting the existing AEP Ohio Transmission Company, Inc. Nottingham Substation (“Nottingham Substation”) in Athens Township, Harrison County, and the Harrison Power Plant, a natural gas-fired, combined-cycle, electric generating facility located in Harrison County, Ohio, which is approximately 4.5 miles from the Nottingham Substation.

On August 28, 2018, Staff issued its report of investigation, recommending approval of the application subject to certain recommended conditions. Subsequently, the Board approved HPT’s application and issued an Opinion, Order, and Certificate approving the Harrison Transmission Line on November 15, 2018. Construction of the Harrison Transmission Line has not yet commenced but is expected to commence in October 2022.

The Joint Applicants request that the Board transfer the Certificate issued in this proceeding from HPT to HPL. HPL holds the certificate of environmental compatibility and public need for the Harrison Power Plant, which will be connected to the Nottingham Station by the Harrison Transmission Line. The Board issued a certificate of environmental compatibility and public need to HPL for the Harrison Power Plant on June 21, 2018<sup>1</sup> in Case No. 17-1189-EL-BGN. HPL will construct, own and operate the Harrison Power Plant and, as the entity operating the entire generating facility, would also own and operate the gen-tie line which is the Harrison Transmission Line. Consequently, the Joint Applicants request that the Board transfer the Certificate for the Harrison Transmission Line to HPL to support the development of the generating facility project.

In keeping with the policy of the State of Ohio, the Harrison Transmission Line will be subject to the jurisdiction of the OPSB and remain subject to all the terms and conditions in the Certificate, as it may be amended from time to time. Furthermore, as required pursuant to R.C. 4906.04, HPL agrees to abide by all the terms, conditions and modifications (as may occur from time to time) of the Certificate applicable to the Harrison Transmission Line.

In support of this Joint Application, the Joint Applicants are submitting correspondence confirming HPL's commitment to abide by the conditions approved in the Opinion, Order, and Certificate issued by the Board in this proceeding on November 15, 2018. The correspondence is attached as Exhibit A. The Joint Applicants have also sent via overnight mail a letter to various public officials explaining the nature of the transfer request (copies are attached as Exhibit B).

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<sup>1</sup> HPL filed a first amendment application for the Harrison Power Plant on July 16, 2021 to increase the generating facility's nameplate capacity by 35 MW to a maximum of 1,085 MW. The Board approved this amendment application on October 21, 2021 in Case No. 21-0793-EL-BGA.

WHEREFORE, the Joint Applicants respectfully request that pursuant to R.C. 4906.04, the Board approve the transfer of the Certificate to HPL. To support the timing of project construction and ownership transfer, the Joint Applicants request that the application be expedited for consideration at the April 2022 Board meeting.

Respectfully submitted,

/s/ Michael J. Settineri

Michael J. Settineri (0073369), counsel of record

Elia O. Woyt (0074109)

Anna Sanyal (0089269)

Vorys, Sater, Seymour and Pease LLP

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Columbus, OH 43215

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[eowoyt@vorys.com](mailto:eowoyt@vorys.com)

[aasanyal@vorys.com](mailto:aasanyal@vorys.com)

Attorneys for Harrison Power Transmission, LLC and  
Harrison Power LLC

All counsel willing to accept electronic service

### **CERTIFICATE OF SERVICE**

The Public Utilities Commission of Ohio's e-filing system will automatically serve notice of the filing of this *Joint Application to Transfer and Assign Certificate* to those individuals referenced on the service list of the docket card who have electronically subscribed to this case. In addition, the undersigned certifies that a courtesy copy of the *Joint Application to Transfer and Assign Certificate* has been emailed to the following on this 18<sup>th</sup> day of March 2022:

John Jones	<a href="mailto:John.jones@ohioattorneygeneral.gov">John.jones@ohioattorneygeneral.gov</a>
Thomas Lindgren	<a href="mailto:Thomas.lindgren@ohioattorneygeneral.gov">Thomas.lindgren@ohioattorneygeneral.gov</a>
William J. Taylor	<a href="mailto:wjt@kincaidlaw.com">wjt@kincaidlaw.com</a>
Scott D. Eickelberger	<a href="mailto:scotte@kincaidlaw.com">scotte@kincaidlaw.com</a>

/s/ Michael J. Settineri  
Michael J. Settineri

*Attorney for Harrison Power Transmission, LLC  
and Harrison Power LLC*



March 17, 2022

Ms. Tanowa Troupe, Secretary  
Public Utilities Commission of Ohio  
180 E. Broad St., 11th Floor  
Columbus, OH 43215-3793

Re: Case No. 17-2084-EL-BTX  
Joint Application to Assign Certificate

Dear Ms. Troupe:

Harrison Power Transmission, LLC ("HPT") and Harrison Power LLC ("HPL") are seeking approval to assign the November 15, 2018 Certificate of Environmental Compatibility and Public Need ("Certificate") approved in Case No. 17-2084-EL-BTX for the Harrison Transmission Line from HPT to HPL. It is the intent of HPL to adhere to all the conditions related to the transmission line set forth in the Opinion, Order, and Certificate issued by the Board on November 15, 2018 in Case No. 17-2084-EL-BTX.

Thank you for considering this request and please contact Nicole Makela at (617) 717-4402 with any questions.

Sincerely yours,

HARRISON POWER LLC

By: 

Name (print): Raj Suri

Title: President



Vorys, Sater, Seymour and Pease LLP  
Legal Counsel

**EXHIBIT B**

52 East Gay Street  
P.O. Box 1008  
Columbus, Ohio 43216-1008

614.464.6400 | [www.vorys.com](http://www.vorys.com)

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March 18, 2022

**VIA FEDERAL EXPRESS 2-DAY SERVICE**

Mayor John Migliore  
Village of Cadiz  
128 Court Street  
Cadiz, OH 43907

Dear Mayor Migliore:

The purpose of this letter is to make you aware of a joint application filed by Harrison Power Transmission, LLC ("HPT") and Harrison Power LLC ("HPL") to the Ohio Power Siting Board ("OPSB"). The joint application requests the OPSB to transfer and assign the November 15, 2018 certificate of environmental compatibility and public need approved in Case No. 17-2084-EL-BTX for the Harrison Transmission Line from HPT to HPL. The transfer of the certificate will result in HPL holding both the certificate for the Harrison Power Plant electric generating facility and the certificate for the transmission line, which will connect the Harrison Power Plant to the regional transmission grid.

If you have any questions, please contact me at 614-464-5462.

Very truly yours,

Michael J. Settineri  
Vorys, Sater, Seymour and Pease LLP  
Attorney for Harrison Power Transmission, LLC  
and Harrison Power LLC



**Vorys, Sater, Seymour and Pease LLP**  
Legal Counsel

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March 18, 2022

**VIA FEDERAL EXPRESS 2-DAY SERVICE**

Dale Norris, Paul Coffland and Don Bethel  
Harrison County Commissioners  
100 West Market Street  
Cadiz, OH 43907

Dear Commissioners:

The purpose of this letter is to make you aware of a joint application filed by Harrison Power Transmission, LLC ("HPT") and Harrison Power LLC ("HPL") to the Ohio Power Siting Board ("OPSB"). The joint application requests the OPSB to transfer and assign the November 15, 2018 certificate of environmental compatibility and public need approved in Case No. 17-2084-EL-BTX for the Harrison Transmission Line from HPT to HPL. The transfer of the certificate will result in HPL holding both the certificate for the Harrison Power Plant electric generating facility and the certificate for the transmission line, which will connect the Harrison Power Plant to the regional transmission grid.

If you have any questions, please contact me at 614-464-5462.

Very truly yours,

Michael J. Settineri  
Vorys, Sater, Seymour and Pease LLP  
Attorney for Harrison Power Transmission, LLC  
and Harrison Power LLC



**Vorys, Sater, Seymour and Pease LLP**  
Legal Counsel

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March 18, 2022

**VIA FEDERAL EXPRESS 2-DAY SERVICE**

Ray Poillucci  
Cadiz Township Trustees  
651 McCready Avenue  
Cadiz, OH 43907

Dear Mr. Poillucci:

The purpose of this letter is to make you aware of a joint application filed by Harrison Power Transmission, LLC ("HPT") and Harrison Power LLC ("HPL") to the Ohio Power Siting Board ("OPSB"). The joint application requests the OPSB to transfer and assign the November 15, 2018 certificate of environmental compatibility and public need approved in Case No. 17-2084-EL-BTX for the Harrison Transmission Line from HPT to HPL. The transfer of the certificate will result in HPL holding both the certificate for the Harrison Power Plant electric generating facility and the certificate for the transmission line, which will connect the Harrison Power Plant to the regional transmission grid.

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Very truly yours,

Michael J. Settineri  
Vorys, Sater, Seymour and Pease LLP  
Attorney for Harrison Power Transmission, LLC  
and Harrison Power LLC





Vorys, Sater, Seymour and Pease LLP  
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March 18, 2022

**VIA FEDERAL EXPRESS 2-DAY SERVICE**

Clint Barr  
Cadiz Township Trustees  
111 Old Steubenville Pike  
Cadiz, OH 43907

Dear Mr. Barr:

The purpose of this letter is to make you aware of a joint application filed by Harrison Power Transmission, LLC ("HPT") and Harrison Power LLC ("HPL") to the Ohio Power Siting Board ("OPSB"). The joint application requests the OPSB to transfer and assign the November 15, 2018 certificate of environmental compatibility and public need approved in Case No. 17-2084-EL-BTX for the Harrison Transmission Line from HPT to HPL. The transfer of the certificate will result in HPL holding both the certificate for the Harrison Power Plant electric generating facility and the certificate for the transmission line, which will connect the Harrison Power Plant to the regional transmission grid.

If you have any questions, please contact me at 614-464-5462.

Very truly yours,

Michael J. Settineri  
Vorys, Sater, Seymour and Pease LLP  
Attorney for Harrison Power Transmission, LLC  
and Harrison Power LLC



Vorys, Sater, Seymour and Pease LLP  
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March 18, 2022

**VIA FEDERAL EXPRESS 2-DAY SERVICE**

Scott Porter  
Cadiz Township Trustees  
380 Oak Park  
Cadiz, OH 43907

Dear Mr. Porter:

The purpose of this letter is to make you aware of a joint application filed by Harrison Power Transmission, LLC ("HPT") and Harrison Power LLC ("HPL") to the Ohio Power Siting Board ("OPSB"). The joint application requests the OPSB to transfer and assign the November 15, 2018 certificate of environmental compatibility and public need approved in Case No. 17-2084-EL-BTX for the Harrison Transmission Line from HPT to HPL. The transfer of the certificate will result in HPL holding both the certificate for the Harrison Power Plant electric generating facility and the certificate for the transmission line, which will connect the Harrison Power Plant to the regional transmission grid.

If you have any questions, please contact me at 614-464-5462.

Very truly yours,

Michael J. Settineri  
Vorys, Sater, Seymour and Pease LLP  
Attorney for Harrison Power Transmission, LLC  
and Harrison Power LLC



**Vorys, Sater, Seymour and Pease LLP**  
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March 18, 2022

**VIA FEDERAL EXPRESS 2-DAY SERVICE**

Nick Homrighausen, Executive Director  
Harrison County Community Improvement Corporation  
538 N. Main Street  
Cadiz, OH 43907

Dear Mr. Homrighausen:

The purpose of this letter is to make you aware of a joint application filed by Harrison Power Transmission, LLC ("HPT") and Harrison Power LLC ("HPL") to the Ohio Power Siting Board ("OPSB"). The joint application requests the OPSB to transfer and assign the November 15, 2018 certificate of environmental compatibility and public need approved in Case No. 17-2084-EL-BTX for the Harrison Transmission Line from HPT to HPL. The transfer of the certificate will result in HPL holding both the certificate for the Harrison Power Plant electric generating facility and the certificate for the transmission line, which will connect the Harrison Power Plant to the regional transmission grid.

If you have any questions, please contact me at 614-464-5462.

Very truly yours,

Michael J. Settineri  
Vorys, Sater, Seymour and Pease LLP  
Attorney for Harrison Power Transmission, LLC  
and Harrison Power LLC



Vorys, Sater, Seymour and Pease LLP  
Legal Counsel

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March 18, 2022

**VIA FEDERAL EXPRESS 2-DAY SERVICE**

Ryan Marker, Chairman  
Harrison Soil and Water Conservation District  
538 N. Main Street  
Cadiz, OH 43907

Dear Mr. Marker:

The purpose of this letter is to make you aware of a joint application filed by Harrison Power Transmission, LLC ("HPT") and Harrison Power LLC ("HPL") to the Ohio Power Siting Board ("OPSB"). The joint application requests the OPSB to transfer and assign the November 15, 2018 certificate of environmental compatibility and public need approved in Case No. 17-2084-EL-BTX for the Harrison Transmission Line from HPT to HPL. The transfer of the certificate will result in HPL holding both the certificate for the Harrison Power Plant electric generating facility and the certificate for the transmission line, which will connect the Harrison Power Plant to the regional transmission grid.

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March 18, 2022

**VIA FEDERAL EXPRESS 2-DAY SERVICE**

Don Bethel, Chairman  
Harrison County Regional Planning Commission  
100 West Market Street  
Cadiz, OH 43907

Dear Mr. Bethel:

The purpose of this letter is to make you aware of a joint application filed by Harrison Power Transmission, LLC ("HPT") and Harrison Power LLC ("HPL") to the Ohio Power Siting Board ("OPSB"). The joint application requests the OPSB to transfer and assign the November 15, 2018 certificate of environmental compatibility and public need approved in Case No. 17-2084-EL-BTX for the Harrison Transmission Line from HPT to HPL. The transfer of the certificate will result in HPL holding both the certificate for the Harrison Power Plant electric generating facility and the certificate for the transmission line, which will connect the Harrison Power Plant to the regional transmission grid.

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Attorney for Harrison Power Transmission, LLC  
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March 18, 2022

**VIA FEDERAL EXPRESS 2-DAY SERVICE**

Robert P. Applegarth  
Athens Township Board of Trustees  
43270 Stumptown Road  
Cadiz, OH 43907

Dear Mr. Applegarth:

The purpose of this letter is to make you aware of a joint application filed by Harrison Power Transmission, LLC ("HPT") and Harrison Power LLC ("HPL") to the Ohio Power Siting Board ("OPSB"). The joint application requests the OPSB to transfer and assign the November 15, 2018 certificate of environmental compatibility and public need approved in Case No. 17-2084-EL-BTX for the Harrison Transmission Line from HPT to HPL. The transfer of the certificate will result in HPL holding both the certificate for the Harrison Power Plant electric generating facility and the certificate for the transmission line, which will connect the Harrison Power Plant to the regional transmission grid.

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Attorney for Harrison Power Transmission, LLC  
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March 18, 2022

**VIA FEDERAL EXPRESS 2-DAY SERVICE**

David Butler  
Athens Township Board of Trustees  
117 E. Wheeling Street, P.O. Box 7  
New Athens, OH 43981

Dear Mr. Butler:

The purpose of this letter is to make you aware of a joint application filed by Harrison Power Transmission, LLC ("HPT") and Harrison Power LLC ("HPL") to the Ohio Power Siting Board ("OPSB"). The joint application requests the OPSB to transfer and assign the November 15, 2018 certificate of environmental compatibility and public need approved in Case No. 17-2084-EL-BTX for the Harrison Transmission Line from HPT to HPL. The transfer of the certificate will result in HPL holding both the certificate for the Harrison Power Plant electric generating facility and the certificate for the transmission line, which will connect the Harrison Power Plant to the regional transmission grid.

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Attorney for Harrison Power Transmission, LLC  
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March 18, 2022

**VIA FEDERAL EXPRESS 2-DAY SERVICE**

Michael Saffell  
Athens Township Board of Trustees  
193 N. Main Street, P.O. Box 28  
New Athens, OH 43981

Dear Mr. Saffell:

The purpose of this letter is to make you aware of a joint application filed by Harrison Power Transmission, LLC ("HPT") and Harrison Power LLC ("HPL") to the Ohio Power Siting Board ("OPSB"). The joint application requests the OPSB to transfer and assign the November 15, 2018 certificate of environmental compatibility and public need approved in Case No. 17-2084-EL-BTX for the Harrison Transmission Line from HPT to HPL. The transfer of the certificate will result in HPL holding both the certificate for the Harrison Power Plant electric generating facility and the certificate for the transmission line, which will connect the Harrison Power Plant to the regional transmission grid.

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Very truly yours,

Michael J. Settineri  
Vorys, Sater, Seymour and Pease LLP  
Attorney for Harrison Power Transmission, LLC  
and Harrison Power LLC



**This foregoing document was electronically filed with the Public Utilities  
Commission of Ohio Docketing Information System on**

**3/18/2022 3:39:13 PM**

**in**

**Case No(s). 17-2084-EL-BTX**

Summary: Application Joint Application to Transfer and Assign Certificate  
electronically filed by Mr. Michael J. Settineri on behalf of Harrison Power  
Transmission, LLC and Harrison Power LLC