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BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of )  
South Point Biomass Generation, LLC )  
For Certification as an Eligible Ohio ) Case No. 09-1043-EL-REN  
Renewable energy Resource Generating )  
Facility. )

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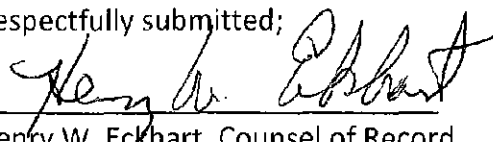
MOTION TO INTERVENE  
BY  
THE SIERRA CLUB OF OHIO

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The Sierra Club of Ohio ("Sierra Club") moves the Public Utilities Commission of Ohio ("Commission") for leave to intervene in the above styled case pursuant to Sec. 4903.221 Revised Code of Ohio, and Rule 4901-1-11, of the Ohio Administrative Code, with full powers and rights granted by the Commission, specifically by statute or by the provisions of the Ohio Administrative Code, to intervening parties.

The Sierra Club provides the following Memorandum In Support of the foregoing Motion.

Respectfully submitted;



Henry W. Eckhart, Counsel of Record  
for The Sierra Club of Ohio (0020202)

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## MEMORANDUM IN SUPPORT OF MOTION

In support of this Motion to Intervene, The Sierra Club states that it is the world's oldest and largest grassroots environmental organization. It has 1.4 million members and supporters in 65 Chapters and over 400 local groups nationwide.

The Sierra Club statement of purpose is "To explore, enjoy and protect the wild places of the Earth, to practice and promote the responsible use of the Earth's ecosystem and resources; to educate and enlist humanity to protect and restore the quality of the natural and human environment; and to use all lawful means to carry out these objectives." The Sierra Club had been involved in the promotion of responsible energy policy almost since its first year.

The Ohio Chapter has over 17,000 members throughout the state. Global Warming is the Sierra Club's highest priority issue. The Ohio Chapter has been actively promoting energy efficiency as the lowest cost most environmentally accepted resource since 1984.

The Ohio Chapter has been involved in approximately 28 separate cases before the Commission during the 1990's-2000's decades involving all of the major electric IOU's in Ohio. The Ohio Chapter was a key proponent of the energy efficiency measures in Sub. S. B. 221.

Many of The Sierra Club's Ohio members are served by FirstEnergy that is the parent company of the Applicant in this case. The Sierra Club has a real and substantial interest as these proceedings may directly or indirectly impact the environment of the State of Ohio, and even other areas of the United States.

The Sierra Club is specifically interested in the combined impact of the number of these projects going forward at once and how they may overwhelm the available wood resources in Ohio.

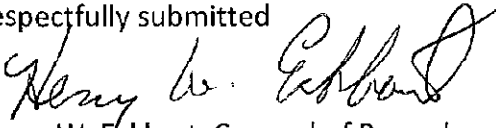
The intervention of The Sierra Club will not unduly prolong or delay the proceedings.

The intervention of The Sierra Club will significantly contribute to full development of the record in the case.

The particular interest of The Sierra Club regarding the environmental issues will not be fully represented by other existing parties.

WHEREFORE, the Sierra Club of Ohio respectfully requests that its Motion to Intervene be granted in full as aforesaid.

Respectfully submitted

  
Henry W. Eckhart, Counsel of Record  
For The Sierra Club of Ohio

CERTIFICATE OF SERVICE

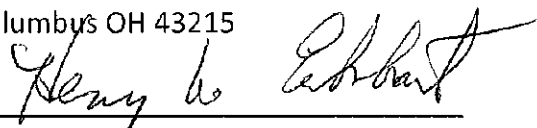
The undersigned hereby certifies that he has served a copy of the foregoing Motion and Memorandum on the following counsel either by ordinary U. S. mail, postage prepaid, or by electronic transfer, this 14<sup>th</sup> day of January, 2010.

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