



February 10, 2010

Via FedEx Delivery

Ms. Renee Jenkins  
Administration/Docketing - 11th Floor  
Public Utilities Commission of Ohio  
180 East Broad Street  
Columbus, Ohio 43215

Re: Proof of publication of newspaper notice for **JW Great Lakes Wind LLC**, concerning a certificate to site a wind-powered electric generating facility in Hardin County, Ohio, **Case Number 09-277-EL-BGN**

Dear Ms. Jenkins,

This letter and the following pages are submitted pursuant to Ohio Administrative Code Rule 4906-5-09(A) and demonstrate proof of publication of the first and second newspaper notices following receipt of the letter of completeness and prior to the public hearing scheduled for January 27th, 2010.

The enclosed notarized proofs are evidence of publication in the Kenton Times. The first newspaper notice appeared on Saturday, 14 November 2009. The second newspaper notice appeared on Thursday, 14 January 2010 and Saturday, 16 January 2010.

Sincerely,

Peter K. Endres  
Director, Project Development US  
Office: (216) 344-9305  
[endres@juwi.com](mailto:endres@juwi.com)

cc:  
Dave Nash, McMahon DeGulis LLP  
Larry Gearhardt, Ohio Farm Bureau Federation

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.  
Technician SM Date Processed FEB 11 2010

RECEIVED-DOCKETING DIV  
2010 FEB 11 AM 11:30  
PUCO


## Proof of Publication

The State of Ohio, Hardin County, ss:

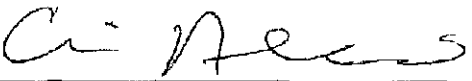
### Personally Appeared Before Me, a Notary

**Public in and for said County, Jeff Barnes**  
a representative of **The Kenton Times**, a news  
paper printed and in general circulation in the  
County and State aforesaid, who, after being  
sworn, depose and saith that the Advertisement,  
a true copy of which is hereunto annexed, was

published in the said paper for one (1)  
consecutive week, from and after the 14th day  
of November 2009.

  
\_\_\_\_\_  
Jeff Barnes, Publisher

Subscribed and sworn to me, this 20  
day of Nov 2009.

  
\_\_\_\_\_  
Notary Public, Hardin County, Ohio  
My commission expires 4-4-2012

**Printers Fee: \$428.40**  
**paid by credit card 11-12-09**

## municipal court news

defendant is to form alcohol treatment plan and follow all recommendations, defendant is to pay restitution to Rite Aid for \$20 through the court and stay out of Rite Aid; petty theft (second count), sentenced to 60 days in jail (jail concurrent to first count), defendant is to pay restitution to Rite Aid for \$20 through the court, fined \$225.

Stephen R. Sexton, 980 Meadow Lane, Apt. 30, Kenton - possession of marijuana, operator's license or right to obtain same suspended for six months, fined \$150; driving without an operator's license, dismissed at defendant's cost due to

plea negotiations.

David J. Brummett, 8064 Ohio 195, McGuffey - possession of drug paraphernalia, sentenced to three days in jail with two days suspended and 16 hours of community service approved in lieu of one day in jail, operator's license or right to obtain same suspended for six months, supervised probation for six months, fined \$250; possession of marijuana, operator's license or right to obtain same suspended for six months (OL suspension concurrent to first count), fined \$150.

Timothy W. Vigar Jr., Bellefontaine - possession of drug paraphernalia, sen-

tenced to three days in jail with two days suspended and 16 hours of community service approved in lieu of one day in jail, operator's license or right to obtain same suspended for six months, unsupervised probation for six months, fined \$250; drug abuse, operator's license or right to obtain same suspended for six months (OL suspension concurrent to first count), fined \$150.

Javier Celso Chipole Baxin, 815 Morningside Dr., Apt. C9, Kenton - domestic violence, sentenced to 60 days in jail with 50 days suspended and credit given for seven days served, unsuper

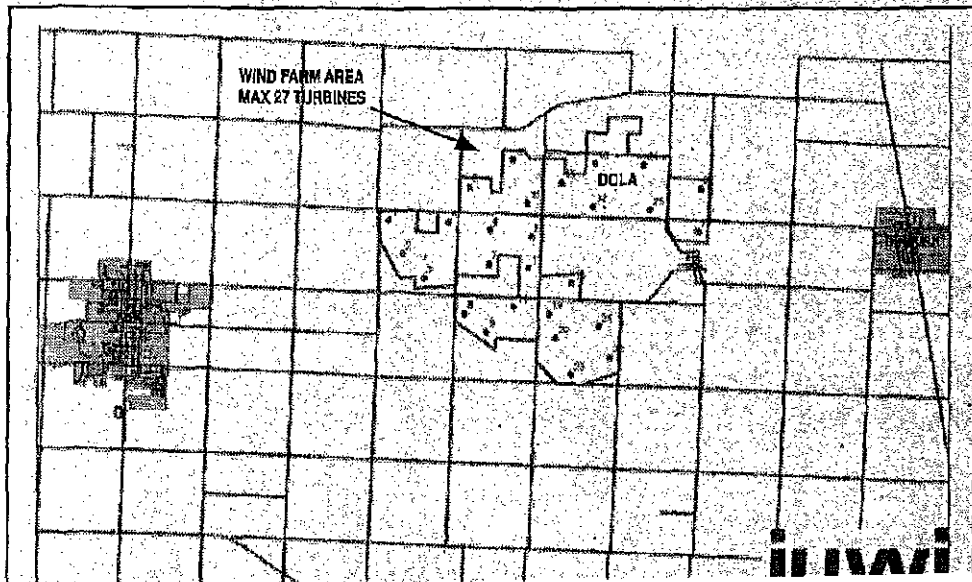
(Continued on page 12)

## Notice of Proposed Major Utility Facility (Wind Farm)

### Facility Description

JW Great Lakes Wind LLC, a subsidiary of juwi Wind GmbH, has submitted an application to the Ohio Power Siting Board for a Certificate of Environmental Compatibility and Public Need for its proposed Hardin County North Wind Farm. The facility will consist of 19-27 turbines and approximately 50 MW of wind energy capacity. It will be located on 3,400 acres of leased land in Washington Township between Dola and Ada. The facility will produce clean, renewable, and reliably-priced electricity. The application to construct, operate, and maintain the facility has been deemed complete and is now pending before the Ohio Power Siting Board as Case Number 09-277-EL-BGN. The full application and other case files can be viewed online at <http://www.opsb.ohio.gov> by navigating to "Pending Cases" and selecting the above Case Number.

### Location and General Layout



### Complete Copies of the Application

The following public officials were served copied of the complete application: Village of Dunkirk Mayor Teresa Cramer; Village of Ada Mayor Dave Retterer; Washington Township Trustees Lauren Eibling, Craig Stump, and Duane Dirmeyer; Hardin County Commissioners Ed Elliott, Ron Wyss, and Jerry Cross, and Hardin County Regional Planning Commission. Copies of the application can also be viewed at the following libraries: Ada Public Library; Hardin Northern Public Library; Kenton Public Library.

### Ohio Power Siting Board Application Review Criteria

Pursuant to Ohio Revised Code Section 4906.10(A) the Ohio Power Siting Board shall not grant a certificate unless it finds and determines the following: (1) The basis of the need for the facility; (2) The nature of the probable environmental impact; (3) That the facility represents the minimum adverse environmental impact, considering the state of available technology and the nature and economics of the various alternatives, and other pertinent considerations; (4) In the case of an electric transmission line or generating facility, that the facility is consistent with regional plans for expansion of the electric power grid of the electric systems serving this state and interconnected utility systems and that the facility will serve the interests of electric system economy and reliability; (5) That the facility will comply with Chapters 3704., 3734., and 6111. of the Revised Code and all rules and standards adopted under those chapters and under sections 1501.33, 1501.34, and 4561.32 of the Revised Code. In determining whether the facility will comply with all rules and standards adopted under section 4561.32 of the Revised Code, the board shall consult with the office of aviation of the division of multi-modal planning and programs of the department of transportation under section 4561.341 of the Revised Code. (6) That the facility will serve the public interest, convenience, and necessity; (7) In addition to the provisions contained in divisions (A)(1) to (6) of this section and rules adopted under those divisions, what its impact will be on the viability as agricultural land of any land in an existing agricultural district established under Chapter 929. of the Revised Code that is located within the site and alternative site of the proposed major utility facility. Rules adopted to evaluate impact under division (A)(7) of this section shall not require the compilation, creation, submission, or production of any information, document, or other data pertaining to land not located within the site and alternative site. (8) That the facility incorporates maximum feasible water conservation practices as determined by the board, considering available technology and the nature and economics of the various alternatives.

### Public and Adjudicatory Hearings

Upon the receipt of an application complying with section 4906.06 of the Revised Code, the Power Siting Board shall promptly fix a date for a public hearing thereon, not less than sixty nor more than ninety days after such receipt, and shall conclude the proceeding as expeditiously as practicable. The hearings will consist of two parts:

- (1) A local public hearing, pursuant to Section 4906.08(C), Revised Code, where the Board shall accept written or oral testimony from any person on January 27, 2010, at 6:00 p.m., at the Ada Depot, 112 Central Avenue, Ada, Ohio 45810.
- (2) An adjudicatory hearing commencing on Monday, February 1, 2010, at 10:00 a.m., 11th floor, hearing room C, at the offices of the Public Utilities Commission of Ohio, 180 East Broad Street, Columbus, Ohio 43215-3793.

The chairman of the Power Siting Board shall cause each application filed with the board to be investigated and shall, not less than fifteen days prior to the date any application is set for hearing submit a written report to the board and to the applicant. A copy of such report shall be made available to any person upon request. Such report shall set forth the nature of the investigation, and shall contain recommended findings with regard to division (A) of section 4906.10 of the Revised Code and shall become part of the record and served upon all parties to the proceeding.

ORC 4906.08(C) The board shall accept written or oral testimony from any person at the public hearing, but the right to call and examine witnesses shall be reserved for parties. However, the board may adopt rules to exclude repetitive, immaterial, or irrelevant testimony. Petitions to intervene in the adjudicatory hearing will be accepted by the Board up to 30 days following publication of this notice required by Rule 4906-5-08(C)(1), O.A.C., or later if good cause is shown. However, the Board strongly encourages interested persons who wish to intervene in the adjudicatory hearing to file their petitions as soon as possible. Petitions should be addressed to the Public Utilities Commission of Ohio, 180 East Broad Street, Columbus, Ohio 43215-3793 and cite the above-listed case number.

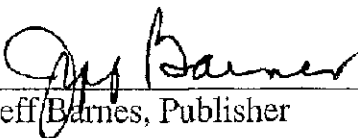
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sworn, depose and saith that the Advertisement,  
a true copy of which is hereunto annexed, was

published in the said paper for two (2)  
consecutive weeks, from and after the 14th day  
of January 2010.

  
Jeff Barnes, Publisher

Subscribed and sworn to me, this 15  
day of Jan 2010.

  
Notary Public, Hardin County, Ohio  
My commission expires 4-4-2012

**Printers Fee: \$340.20**

millions of dollars from the recent sale of a company that provides lab-test kits.

Diagnostic Hybrids Inc. was founded in 1983 by two Ohio professors and OU alumnus and benefactor Wilfred Konneker, whose name is on the alumni center.

The company based in the university's hometown of Athens in southeast Ohio is being acquired by San Diego-based Guidel Corp. in a \$130 million deal announced this week.

University officials say the foundation could receive

almost \$41 million of the sale proceeds, partly from stock that Konneker donated to the school after Diagnostic Hybrids was launched.

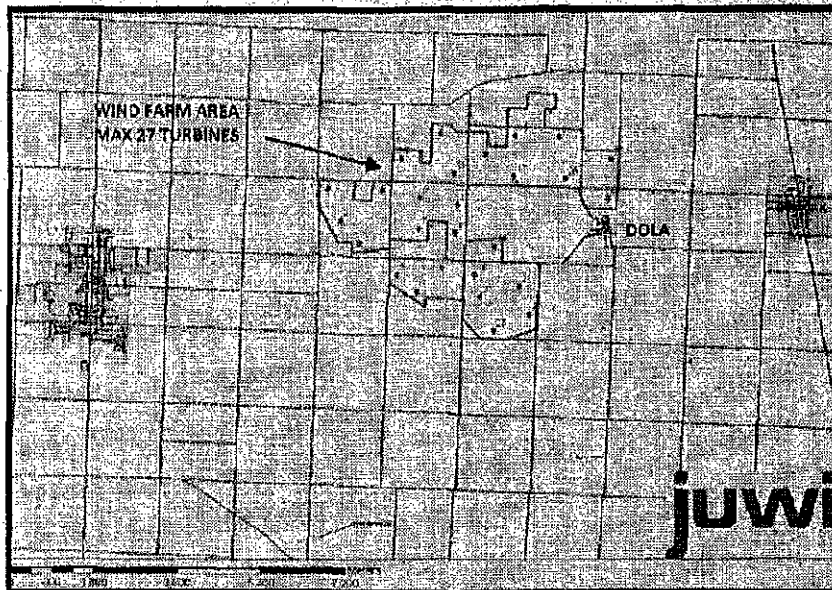
Executives say most of the firm's 240 employees will stay in Athens after the merger is completed.

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### Location and General Layout



### Local Public Hearing

Pursuant to section 4906.08(C) of the Revised Code, the Power Siting Board will hold a local public hearing for the facility. The Board will accept written or oral testimony from any person during the hearing. The public hearing will be held on Wednesday, January 27, 2010, at 6:00 p.m., at the Ada Depot, 112 Central Avenue, Ada, Ohio 45810.

An adjudicatory hearing will commence on Monday, February 1, 2010, at 10:00 a.m., 11th floor, hearing room C, at the offices of the Public Utilities Commission of Ohio, 180 East Broad Street, Columbus, Ohio 43215-3793.

### Initial Public Notice

An initial public notice regarding the proposed facility and public hearing was published in the Kenton Times on Saturday, November 14, 2009.