

FILE

**BEFORE THE OHIO POWER SITING BOARD**

RECEIVED-DOCKETING DIV

2010 JUN 11 PM 4:56

In the Matter of the Application of )  
Paulding Wind Farm LLC for a )  
Certificate to Install Numerous )  
Electricity Generating Wind Turbines in )  
Paulding County, Ohio )

Case No. 09-980-EL-PGN

PUCO

**MOTION FOR EXTENSION OF TIME  
OF PAULDING WIND FARM LLC**

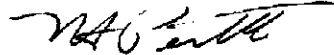
Pursuant to Rule 4906-7-13 of the Ohio Administrative Code, Paulding Wind Farm LLC ("Paulding Wind" or the "Applicant") respectfully requests an extension of time of three days for the filing of direct testimony related to sound issues. By Entry of April 5, 2010, the Administrative Law Judge established a schedule whereby the Staff would file its Staff Report on June 7, the Applicant and any Intervenors would file a list of issues on June 10th, the Applicant would file testimony on June 15th, and the Staff and Intervenors would file testimony on June 22th.

The Applicant has filed its list of issues and intends to file all the direct testimony supporting the application in this matter on June 15<sup>th</sup>; however, the Applicant requests an additional three days for the purpose of preparing and filing supplemental direct testimony by Applicant's consultants. Counsel for the Applicant has contacted counsel for the Staff and counsel for the Intervenor and have reached an agreement among these parties. The parties have agreed that the Applicant may supplement its direct testimony with additional expert testimony filed no later than Friday, June 18 and that the direct testimony by the Staff or by any Intervenor could be filed on or before Friday, June 25<sup>th</sup> – three days later than the current schedule. These proposed revised filing dates will not affect the published hearings scheduled for June 22<sup>nd</sup> and June 29th.

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 DR Date Processed 6-11-2010

WHEREFORE, the Applicant respectfully requests that the Administrative Law Judge grant an extension of time for the filing of the Applicant's direct testimony related to sound to June 18 and the Staff and Intervenor's direct testimony related to sound on June 25, 2010.

Respectfully submitted,



---

M. Howard Petricoff (0008287)

Stephen M. Howard (0022421)

Michael J. Settineri (0073369)

Vorys, Sater, Seymour and Pease LLP

52 East Gay Street

P.O. Box 1008

Columbus, Ohio 43216-1008

(614) 464-5414

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

Counsel for Paulding Wind Farm LLC

---

## MEMORANDUM IN SUPPORT

---

Given the complexity of consultant reports addressing siting issues and the compactness of the hearing schedule, the Applicant respectfully requests an additional three days for the filing of supplemental direct testimony in the matter at bar. The Applicant needs three additional days to work with its consultants to insure that the record addressing some of the conditions suggested by the Staff is complete. The direct testimony of the Applicant presenting the Application and the notices of publication as well as the less technical siting issues will be filed on June 15th. The Applicant also requests that the Staff and the Intervenor be given an additional three days or until June 25th to file any direct testimony. This will prevent any undue time constraint for the Staff or the Intervenor in preparation for hearing. Counsel for the Applicant certifies that both counsel for the Staff and counsel for the Ohio Farm Bureau Federation have agreed to the proposed revised filing dates.

The Applicant submits that good cause exists for granting the extension and that this extension should not delay the hearings in this case.

The Applicant respectfully requests that the Administrative Law Judge extend the time for the filing of direct testimony related to sound to June 18th for the Applicant and to June 25<sup>th</sup> for the Staff and any Intervenor.

Respectfully submitted,



---

M. Howard Petricoff (0008287)  
Stephen M. Howard (0022421)  
Michael J. Settineri (0073369)  
Vorys, Sater, Seymour and Pease LLP  
52 East Gay Street  
P.O. Box 1008  
Columbus, Ohio 43216-1008  
(614) 464-5414  
[mhpetricoff@vorys.com](mailto:mhpetricoff@vorys.com)


Counsel for Paulding Wind Farm LLC

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing document was served upon the following persons via electronic mail this 11<sup>th</sup> day of June, 2010:

Larry Gearhardt  
Chief Legal Counsel  
Ohio Farm Bureau Federation  
280 North High Street  
P.O. Box 182383  
Columbus, OH 43218-2383  
[lgearhardt@ofbf.org](mailto:lgearhardt@ofbf.org)

Stephen Reilly  
William Wright  
Assistant Attorneys General  
180 E. Broad Street, 6<sup>th</sup> Floor  
Columbus, OH 43215  
[Stephen.Reilly@puc.state.oh.us](mailto:Stephen.Reilly@puc.state.oh.us)  
[William.Wright@puc.state.oh.us](mailto:William.Wright@puc.state.oh.us)



Stephen M. Howard