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MC GINNIS & ASSOCIATES, INC.  
COLUMBUS, OHIO (614) 431-1344

BEFORE THE POWER SITING BOARD OF OHIO

In the Matter of the Short )  
Form Application of The )  
Dayton Power and Light )  
Company for Certification ) Case No. 96-388-EL-BTX  
of the Shelby Substation )  
Expansion, Located in Shelby )  
County, Ohio. )

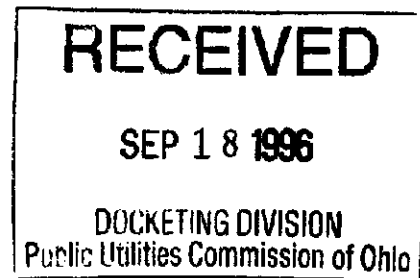
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Hearing Room 11-E  
Borden Building  
180 East Broad Street  
Columbus, Ohio 43215  
Wednesday, September 11, 1996

Met, pursuant to assignment, at 1:30 o'clock p.m.

BEFORE:

Steven J. Deerwester, Attorney-Examiner.



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MC GINNIS & ASSOCIATES, INC.  
COLUMBUS, OHIO (614) 431-1344

1 APPEARANCES:

2 ON BEHALF OF THE DAYTON POWER AND LIGHT COMPANY:

3 Edward N. Rizer, Esq.  
4 The Dayton Power and Light Company  
5 P.O. Box 8825  
Dayton, Ohio 45401

6 ON BEHALF OF THE STAFF OF THE POWER SITING BOARD  
OF OHIO:

7 Betty D. Montgomery, Esq.  
8 Attorney General of Ohio

9 By: Duane W. Luckey, Esq.  
10 Section Chief  
Paul Colbert, Esq.  
11 Assistant Attorneys General  
Borden Building  
12 180 East Broad Street - Seventh Floor  
Columbus, Ohio 43215

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MC GINNIS & ASSOCIATES, INC.  
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P R O C E E D I N G S

- - -

Wednesday, September 11, 1996

Afternoon Session

- - -

THE EXAMINER: Go on the record.

Continuation of Case No. 96-388-EL-BTX.

Take appearances of the parties --

additional appearances of the parties.

MR. COLBERT: On behalf of Attorney

General Montgomery by Section Chief Duane Luckey, Paul

Colbert for the staff of the Ohio Power Siting Board,

180 East Broad Street, Columbus, Ohio 43215.

Thank you, your Honor.

THE EXAMINER: Mr. Rizer.

MR. RIZER: I'm Ed Rizer for The

Dayton Power and Light Company, Post Office Box 8825,

Dayton, Ohio 45401.

THE EXAMINER: I understand the

parties have reached a stipulation in this matter.

Is there anything before we get to the

stipulation? Anything else you'd like to mark for

exhibits in this case?

MR. COLBERT: Yes, your Honor.

MR. RIZER: Yes.

MC GINNIS & ASSOCIATES, INC.  
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1 THE EXAMINER: Mr. Rizer.

2 MR. RIZER: The company would  
3 like to submit as exhibits the application for a  
4 certificate, which would be Company Exhibit 1; the  
5 certificate of service, which has been previously  
6 docketed but showing that the company had served local  
7 government officials and other interested people a copy  
8 of the application; and the proof of publication of the  
9 notice in this case, so those two would be Company  
10 Exhibit 2 and Company Exhibit 3 respectfully.

11 THE EXAMINER: Be so marked.

12 - - -

13 Thereupon, Company Exhibit Nos. 1,  
14 2 and 3 were marked for purposes of  
15 identification.

16 - - -

17 THE EXAMINER: Mr. Colbert.

18 MR. COLBERT: Your Honor, the staff  
19 would offer the Staff Report of Investigation as Staff  
20 Exhibit No. 1.

21 Then, I believe the staff and the company  
22 would offer as Joint Exhibit No. 1 the stipulation that  
23 we've entered into.

24 THE EXAMINER: It will be so marked.

25 - - -

MC GINNIS & ASSOCIATES, INC.  
COLUMBUS, OHIO (614) 431-1344

1                   Thereupon, Staff Exhibit No. 1  
2                   was marked for purposes of  
3                   identification.

4                                   - - -

5                   Thereupon, Joint Exhibit No. 1  
6                   was marked for purposes of  
7                   identification.

8                                   - - -

9                   THE EXAMINER:           The stipulation has  
10       been joined in by both parties?

11                  MR. RIZER:               Yes, your Honor.

12                  THE EXAMINER:           Mr. Colbert?

13                  MR. COLBERT:            Yes, your Honor.

14                  THE EXAMINER:           You join in it.

15                                   Is there anything else to come before the  
16       Board?

17                  MR. COLBERT:            Nothing.

18                  MR. RIZER:               Nothing for the  
19       company.

20                  MR. COLBERT:            Nothing further, your  
21       Honor.

22                  THE EXAMINER:           This hearing is  
23       adjourned.

24                  MR. COLBERT:            Thank you.

25                  THE EXAMINER:           Thank you.

MC GINNIS & ASSOCIATES, INC.  
COLUMBUS, OHIO (614) 431-1344

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Thereupon, Company Exhibit Nos. 1,  
2 and 3 were received into evidence.

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Thereupon, Staff Exhibit No. 1  
was received into evidence.

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Thereupon, Joint Exhibit No. 1  
was received into evidence.

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(Thereupon, the hearing concluded at  
1:39 o'clock p.m. on Wednesday,  
September 11, 1996.)

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MC GINNIS & ASSOCIATES, INC.  
COLUMBUS, OHIO (614) 431-1344

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State of Ohio,                    )  
                                  ) SS:  
County of Delaware,            )  
- - -

I, Deborah J. Holmberg, Registered Merit  
Reporter and Notary Public in and for the State of  
Ohio, hereby certify that the foregoing is a true and  
correct transcript of the proceedings hereinbefore set  
forth, as reported in stenotype by me and transcribed  
by me or under my supervision.

\_\_\_\_\_  
Deborah J. Holmberg,  
Registered Merit Reporter  
and Notary Public in and for  
the State of Ohio.

My Commission Expires:  
October 07, 1996.

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## I N D E X

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WITNESSES

PAGE NO.

4

None.

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EXHIBITS

MARKED

RECEIVED

7

Company Exhibit No. 1 -  
Application for a certificate

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Company Exhibit No. 2 -  
Certificate of service

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Company Exhibit No. 3 -  
Proof of publication

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Staff Exhibit No. 1 -  
Staff Report of Investigation

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Joint Exhibit No. 1 -  
Stipulation

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