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**BEFORE
THE OHIO POWER SITING BOARD**

In the Matter of the Application of Black :
Fork Wind Energy, LLC for a Certificate to : Case No. 10-2865-EL-BGN
Install Numerous Electricity Generating :
Wind Turbines in Crawford and Richland :
Counties, Ohio. :

**JOINT MOTION FOR AN EXTENSION OF TIME
OF THE COMPLETENESS REVIEW PERIOD
AND
REQUEST FOR EXPEDITED RULING
PURSUANT TO OHIO ADMINISTRATIVE CODE RULE 4906-7-12
AND
MEMORANDUM IN SUPPORT**

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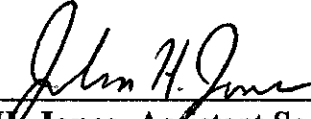
Now come Black Fork Wind Energy, LLC (“Black Fork” or “Applicant”) and the Staff of the Ohio Power Siting Board (“Staff”) and respectfully move the Ohio Power Siting Board (“Board”) or its Administrative Law Judge (“ALJ”) for an extension of time for the determination of completeness required by Ohio Administrative Code (“OAC”) Rule 4906-5-05(A). In accordance with the preceding rule the completeness review determination should be issued on May 9, 2011.¹ Black Fork and Staff request an extension for submission of the completeness review determination until June 10, 2011. The parties submit that good cause exists for this extension as detailed in the

¹ O.A.C. 4906-5-05 establishes a submission date for the results of the completeness review sixty days from the date an application is initially filed with the Board. The Application in this case was filed on March 10, 2011, so sixty days would currently expire on May 9, 2011

Memorandum in Support below, and thus request the Board to grant this joint motion on an expedited basis.

Respectfully submitted,

William L. Wright
Section Chief



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MEMORANDUM IN SUPPORT

On March 9, 2011, Black Fork filed a motion for waiver with the Board, pursuant to Section 4906.06(A)(6), Revised Code and Rule 4906-1-03 of the Ohio Administrative Code ("OAC"), seeking waivers of certain rules applying to its Application. On March 10, 2011, Black Fork filed its Application in the above referenced matter. On March 25, 2011, Staff filed a memorandum regarding the Applicant's waiver requests. Staff agreed with some of the Applicant's waiver requests, contested others, and indicated that some of the requests for waiver were not necessary if specified information was provided. On April 22, 2011, Black Fork filed its reply to Staff's memorandum indicating a willingness to provide certain information heretofore it had requested a waiver for and modified the extent of some of the waivers. The matter is now pending for disposition by the ALJ. The information for which the waivers were sought has not been submitted pending a ruling from the ALJ.

Within sixty days from receipt of a certificate application for a major utility facility, pursuant to Rule 4906-5-05(A)(1)(2) of the OAC, the Chairman of the Board shall examine the application to determine compliance with Section 4906.06 of the Revised Code and Chapter 4906-1 to 4906-17 of the OAC and either accept or reject said certificate application. Until a letter of completeness is issued by the Chairman, a certificate application cannot be accepted or proceed further for an investigation and a report by the

Board's Staff, hearing, and on the merits for disposition by the Board. In this case, the sixty days currently expires on May 9, 2011.

Due to the time spent resolving the waiver requests and the need for final disposition on whether and what information not originally supplied due to the waiver request is deemed required or required in part, the Staff may not be in a position to advise the Chairman on the matter of completeness of the Application as of May 9, 2011.

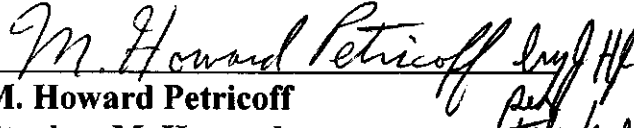
Accordingly, the parties make this joint motion for an extension of time of the completeness review period pursuant to Rule 4906-7-12(A). Furthermore, the parties request an expedited ruling on their joint motion pursuant to Rule 4906-7-12(C). No party will be prejudiced by granting this motion and request for expedited ruling. The parties certify that the only intervenor, the Ohio Farm Bureau Federation, has agreed to the extension and does not object to an expedited ruling on the joint motion. Under these circumstances and pursuant to OAC Rule 4906-7-13(A) and (C), it is reasonable and just for the Board or its ALJ to grant this joint motion and request for an expedited ruling.

WHEREFORE, Black Fork and the Staff jointly request the Board or its ALJ to grant an extension of time for the completeness review period from May 9, 2011 to June 10, 2011 and grant the request for an expedited ruling on said joint motion.

Respectfully submitted,

On behalf of:

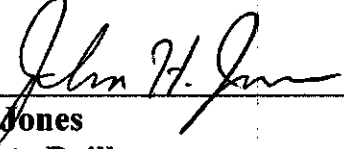
BLACK FORK WIND ENERGY LLC


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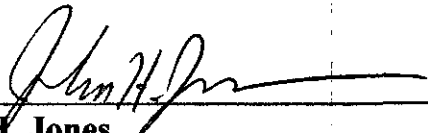
On behalf of:

**THE STAFF OF THE OHIO POWER
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CERTIFICATE OF SERVICE

I hereby certify that the foregoing Joint Motion for an Extension of Time of the Completeness Review Period and Request for Expedited Ruling and Memorandum in Support was served upon the following parties of record via email and regular U.S. Mail this 28th day of April 2011.



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Assistant Section Chief

Parties of Record:

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