FILE

Robert J. Schmidt, Jr. rschmidt@porterwright.com

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CINCINNATI CLEVELAND COLUMBUS DAY TON NAPLES WASHINGTON, DC

May 5, 2011

Ms. Renee J. Jenkins Director, Administrative Department Secretary to the Commission Docketing Division The Public Utilities Commission of Ohio 180 East Broad Street Columbus, OH 43215-3793

RE: Proof of Publication Amendment to the Geauga County 138 kV Transmission Line Supply Project OPSB Case No. 11-1220-EL-BTA

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Dear Ms. Jenkins:

In accordance with the rules of the Ohio Power Siting Board ("Board"), American Transmission Systems, Incorporated and The Cleveland Electric Illuminating Company (collectively, the "Applicants"), subsidiaries of FirstEnergy Corp., are filing the enclosed Public Notices and Affidavits of Publication related to the proposed amendments to the Geauga County Transmission Supply Line Project in Case No. 11-1220-EL-BTA as proof of publication and public notice of the application. Applicants are seeking minor amendments to the Certificate of Environmental Compatibility and Public Need issued for the Geauga County 138 kV Transmission Line Supply Project in Case No. 07-0171-EL-BTX. Included with this filing are:

Attachment A: Proof of Publication of the public notice of the Application for the Amendments.

Attachment B: Copies of the certified mail return receipts for all copies of the Application served on local officials and agencies as required by Revised Code Section 4906.06(B).

Applicants note that due to an inadvertent delay, the Public Notice of the filing of the application for amendments to the Geauga County 138 kV Transmission Line Supply Project Certificate, that Public Notice was not published within 15 days of the submittal of the application. Applicants request pursuant to Revised Code Section 4906.06(D), that since all parties entitled to notice of the proposed amendments have received such notice and the public notice has been properly published, the Board issue an order confirming that Applicants have taken sufficient steps to ensure adequate Public Notice of the proposed amendments and any inadvertent delays are inconsequential.

Ms. Renee J. Jenkins May 5, 2011 Page 2

Applicants request that the Board acknowledge the adequacy of service and public notice of the proposed amendments to the Geauga County 138 kV Transmission Line Supply Project.

Respectfully submitted,

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Robert J. Schmidt, Jr. RJS:clk Enclosures cc: Service List

COLUMBUS/1585590v.1

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing "Proof of Publication, Amendment to the Geauga County 138 kV Transmission Line Supply Project, OPSB Case No. 11-1220-EL-BTA" has been served upon the following persons by mailing a copy, postage prepaid, on May 5, 2011.

Thomas G. Lindgren, Esq. Thomas W. McNamee, Esq. Assistant Attorneys General Office of the Attorney General of Ohio Public Utilities Section 180 East Broad Street, 7th Floor Columbus, OH 43215-3793 <u>thomas.lindgren@puc.state.oh.us</u> <u>thomas.mcnamee@puc.state.oh.us</u>

Mr. Klaus A. Lambeck, Chief Facilities, Siting & Environmental Analysis Division Ohio Power Siting Board Public Utilities Commission of Ohio 180 E. Broad St., 6th Fl. Columbus, OH 43215-3793 Klaus.lambeck@puc.state.oh.us

James O'Dell Utilities Department/Facilities, Siting & Environment Public Utilities Commission of Ohio 180 E. Broad Street, 6th Floor Columbus, OH 43215 james.odell@puc.state.oh.us

Sally W. Bloomfield, Esq. Bricker & Eckler 100 South Third St. Columbus, OH 43215 sbloomfield@bricker.com Katie L. Stenman, Esq. Attorney Examiner/Adm. Law Judge Public Utilities Commission of Ohio 180 East Broad Street, 12th Floor Columbus, OH 43215-3793 Katie.stenman@puc.state.oh.us

Thomas J. Lee Julie Crocker Taft, Stettinius & Hollister LLP 200 Public Square, Suite 3500 Cleveland, OH 44114-2302 <u>tlee@taftlaw.com</u> jcrocker@taftlaw.com

David M. Ondrey, Esq. Todd C. Hicks, Esq. Thrasher Dinsmore & Dolan 100 Seventh Avenue, Ste. 150 Chardon, OH 44024 dondrey@dolan.law.pro

James Gillette, Esq. Law Director City of Chardon Chardon Municipal Center 111 Water St. Chardon, OH 44024 igillette@chardon.cc

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Joseph Clark, Esq. McNeese Wallace & Nurick LLC 21 E. State St., 17th Floor Columbus, OH 43215 <u>iclark@mwncmh.com</u> Margaret Malone Lauren Angell Office of the Attorney General Public Utilities Section 180 E. Broad Street Columbus, OH 43215-3793 langell@ag.state.oh.us mmalone@ag.state.oh.us

Robert J. Schmidt

COLUMBUS/1468104v.5

ATTACHMENT A

State of Ohio ss. Cuyahoga County

I, Joan Wheeler, being duly sworn, do upon my cath, depose and say that I am <u>a ACCOUNTS RECEIVABLE REPRESENTATIVE</u> of The Plain Dealer Publishing company, publisher of The Plain Dealer, a newspaper printed in said county, and general circulation in Ashtabula, Geanga, Lake, Lorain, Medina, Portage, Summit and Trumbull counties, in addition to said county; the requirements of Section 7/12 of the Revised Code of Ohio as amended September 14, 1957, relating to publication and distribution are fulfilled by said newspaper; and the advertisement attached was published in said newspaper on the following day, or days in a type size larger than agate. Insertion dates as follows:

20 Swom to and subscribed before me this day of mða

Notary Public Brenda G. Jordan Notary Public, State of Ohio Recorded in Cuyahoga County My Commission Expires 09/04/11



NOTICE OF PROPOSED MAJOR UTILITY FACILITY

American Transmission Systems, Incorporated and the Cleveland Electric Illuminating Company (collectively the "Applicants"), subsidiaries of FirstEnergy Corp., have filed an Amendment application with the Ohio Power Sting Board ("Board") in Case No. 11-1220-EL-BTA seeking to amend its certificate of environmental compatibility and public need issued to construct the Geauga County 138 kV Transmission Line Supply Project in Geauga and Lake counties, Ohio in Case Number 07-0171-EL-BTX. The purpose of the Amendment is to adjust the approved route to reflect three changes requested by property owners, and to reflect a change identified by the Applicants to avoid placing a structure in a wetland. The adjustments are generally located in the areas: north of Whitney Road, south of Rock Creek Road, near Ledge Road and north of Burrows Road. The Applicants believe the three adjustments to the approved route requested by the property owners can be reasonably accommodated without significant increased impacts and have therefore proposed the adjustments in the Amendment. In the event one or more of the proposed adjustments are not approved by the Board, the Applicants intend to proceed with constructing that portion of the project on the route previously approved by the Board. More information may be obtained by writing to the offices of the Ohio Power Siting Board, 180 East Broad Street, Columbus, Ohio 43215 or calling the Board at 1-866-270-6772. A copy of the Amendment application is available at the Board's main office at 180 East Broad Street, 11th Floor, Columbus, Ohio 43215. Copies of the Amendment Application have been provided to the Morley Library (Painesville): Madison Public Library; Burton Public Library; and the Geauga County Public Library System: Chardon Library; Middlefield Library; and Thompson Library Station. A copy of the Amendment application is available online on the Board's website at http://dis.puc.state.oh.us/DocumentRecord.aspx?DocID=82d958c8-8388-42c7-a555-af7fe4eccbc2. Interested persons wishing to comment on or raise objections to the proposed Amendment may do so by filing written comments and, if desired, a request for a hearing, specifically referencing Case No. 11-1220-EL-BTA, with the Board within 10 days of the publication of this notice.

AFFIDAVIT OF PUBLICATION

The News-Herald

7085 Mentor Avenue – Willoughby, Ohio 44094

The State of Ohio Lake County, ss

Robin Luthanen, being first duly sworn, says that she is the designated agent of The News-Herald, a newspaper printed and of general circulation in the Counties of Lake, Geauga, Ashtabula, and other districts; and in compliance with sections 7.12 and 5721.1 of the revised code of the State of Ohio as amended, effective September 14, 1957; that the attached notice was published on the same day of each week for a period of _____ consecutive weeks in said newspaper commencing $A_{\rm pc}$ (28 201).

Signature

Notary Public

SHAPON PURUCZKY NOTARY PUBLIC • STATE OF OHIC Recorded in General County My commission explose Aug. 25, 2014

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STATE OF OHIO } COUNTY OF GEAUGA } ss.

CAPTION: NOTICE OF PROPOSED MAJOR UTILITY FACILITY

COST: \$154.00

I, Jeffrey B. Karlovec, being duly sworn, upon oath, depose and say that I am the agent of the Geauga County Maple Leaf, and that the annexed advertisement attached hereto was published in the GEAUGA COUNTY MAPLE LEAF, a weekly newspaper of general circulation published in the County of Geauga, State of Ohio, on April 28, 2011.

Sworn to and subscribed in my presence this 28 day of April, A.D. 2011.

NOT

RAE SZABO, Notary Public STATE OF OHIO (Cuyahoga County) My Commission Expires March 19, 2015

GEAUGA COUNTY MAPLE LEAF 100 CENTER STREET, SUITE 250 CHARDON, OHIO 44024

PROOF OF PUBLICATION

ATTACHED

NOTICE OF PROPOSED MAJOR UTILITY FACILITY

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ATTACHMENT B

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