

**BEFORE
THE OHIO POWER SITING BOARD**

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| In the Matter of the Application of Clean Energy) | |
| Future-Lordstown LLC for a Certificate of) | |
| Environmental Compatibility and Public Need for an) | Case No. 14-2322-GA-BGN |
| Electric Generating Facility in Lordstown, Ohio,) | |
| Trumbull County) | |

REPLY TO MOTION TO INTERVENE

Pursuant to Ohio Administrative Code (“OAC”) Rule 4906-7-12(B)(1), Clean Energy Future-Lordstown LLC (“CEF-L”) respectfully submits a reply to the Ohio Power Siting Board (“Board”) in response to the Motion to Intervene of the American Transmission Systems, Incorporated (“ATSI”) and Ohio Edison Company (“OE”) (collectively, “FirstEnergy”) filed on May 18, 2015. While CEF-L does not oppose FirstEnergy’s motion, CEF-L submits this reply to clarify the record on certain assertions contained in FirstEnergy’s motion and state for the record CEF-L’s continued commitment to working with FirstEnergy to address FirstEnergy’s concerns.

MEMORANDUM IN SUPPORT

On March 23, 2015, CEF-L filed its Application for a Certificate of Environmental Compatibility and Public Need for an electric generating facility in Lordstown, Trumbull County, Ohio (“Application”). On May 18, 2015, FirstEnergy filed its Motion to Intervene. CEF-L does not oppose FirstEnergy’s motion filed pursuant to OAC Rule 4906-7-04.

In its Application, CEF-L describes a five-breaker ringbus that CEF-L intends to build with the proposed facility (the “Ringbus”). Because CEF-L intends to transfer ownership of the

Ringbus to FirstEnergy, FirstEnergy believes it should have input with respect to issues relating to: (1) the location of the Ringbus; (2) the location of the Ringbus Interconnection; (3) access and construction details of CEF-L's 345 kilovolt transmission line where it crosses OE's existing right-of-way and ATSI's transmission lines; and (4) any issues that may arise with the transfer of ownership of the Ringbus once the Ringbus construction is completed.

FirstEnergy notes that conditions in the Certificate could address these concerns. CEF-L does not disagree that FirstEnergy has an interest in these matters. However, CEF-L must object when FirstEnergy states that the Board should include a condition that “*obligates* CEF-L to reach an Agreement [with FirstEnergy] on all issues relating to” the four matters indicated above (emphasis added). Motion at 5. CEF-L intends to work with FirstEnergy in good faith to resolve these issues. Indeed, CEF-L's Application makes reference to FirstEnergy's concerns. *See* Application at 24.

However, CEF-L strenuously objects to the notion that the Board should “obligate” CEF-L to reach an agreement satisfactory to FirstEnergy on these issues. This request to force one party to agree to the unilateral position of an intervener is totally unprecedented and inappropriate. FirstEnergy is effectively requesting that whatever it proposes must be agreed to by CEF-L. This position is not one that will contribute to “a just and expeditious resolution of the issues before the Board” as alleged by FirstEnergy. Motion at 8.

CEF-L intends to work collaboratively and cooperatively to resolve FirstEnergy's issues, but opposes FirstEnergy's request of the Board to impose conditions that are satisfactory only to FirstEnergy but to which CEF-L must agree.

For all the foregoing reasons, CEF-L has no objection to intervention by FirstEnergy and reiterates its commitment to work with FirstEnergy in this process.

Respectfully submitted on behalf of
CLEAN ENERGY FUTURE-LORDSTOWN LLC



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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Reply to Motion to Intervene has been served upon the following parties listed below by electronic mail, this 2nd day of June 2015.



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Summary: Reply of Clean Energy Future-Lordstown LLC to Motion to Intervene electronically
filed by Teresa Orahod on behalf of Sally Bloomfield