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December 8, 2015

The Honorable Scott Farkas, Administrative Law Judge
Ohio Power Siting Board
180 East Broad Street, 12th Floor
Columbus, OH 43215-3793

Re: Motion for Waivers,
Case No. 15-1737-EL-BTX

Dear Honorable Scott Farkas:

The Staff of the Ohio Power Siting Board (“Staff”) has reviewed Applicant’s motion for waivers in this case. **Staff does not object to the Applicant’s request to waive Rule 4906-5-04(A), Ohio Adm. Code, which requires the Applicant to provide fully developed information on the Alternate Route.**

In this case the Applicant is still providing significant information on the alternate route. For instance, the Applicant will provide the route selection process that included the alternate route, land use along the alternate route, and any cultural resource, wetlands, vegetative, and aviation impacts.

Additionally, Staff does not object to the Applicant’s request to waive Rule 4906-15-04(B)(2)(a)(i), Ohio Adm. Code, which requires the application to provide maps showing final grades after construction, including the site and access roads. The Applicant states that there will not be any significant grading nor will there be any new or temporary access roads, so there is little reason to require the Applicant to develop maps showing final grading after construction.

Staff does not object to the Applicant’s requested waivers, but reserves the right to require information from the Applicant in areas covered by the requested waivers if Staff

determines it to be necessary during the course of the investigation. The Staff also reserves the right to investigate and contest all other issues presented in the application.

Respectfully submitted,

/s/ John H. Jones

John H. Jones

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On behalf of the Staff of
The Ohio Power Siting Board

JHJ/klk

cc: Parties of Record

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Case No(s). 15-1737-EL-BTX

Summary: Correspondence Letter to Administrative Law Judge Scott Farkas from Assistant Attorney General John Jones on behalf of the Staff of the Ohio Power Siting Board regarding applicant's motion for waivers. electronically filed by Kimberly L Keeton on behalf of Ohio Power Siting Board