

**BEFORE  
THE OHIO POWER SITING BOARD**

In the Matter of the Application of )  
**GUERNSEY POWER STATION, LLC** for )  
a Certificate of Environmental Compatibility ) Case No. 16-2443-EL-BGN  
and Public Need for an Electric Generating )  
Facility in Guernsey County, Ohio )

**UPDATED DIRECT TESTIMONY OF**

**Michael King**

**on behalf of**

**Guernsey Power Station, LLC**

**August 21, 2017**



1       **1. Please state your name current title and business address.**

2           My name is Michael King and I am the Authorized Representative of Guernsey Power  
3           Station, LLC. My business address is 3698 Paddock Road Plainfield Indiana 46168.

4       **2. Please state your background.**

5           I am Managing Partner and a founding member of Apex Power Group, LLC. I have 37  
6           years of experience in the Electric Generating Industry, with the last 13 years dedicated  
7           to the development of utility scale gas-fired electric generating stations. I was  
8           instrumental in the development of Panoche Energy Center, a 400 MW electric  
9           generating plant in Fresno County, California and Pio Pico Energy Center, a 300 MW  
10          electric generating plant in San Diego, California through my work at Apex Power  
11          Group. Mary King and I studied and evaluated several potential locations in  
12          Pennsylvania and Ohio, subsequently initiating the development of Guernsey Power  
13          station. I have led or participated in every aspect of the development of Guernsey Power  
14          Station where I am an Authorized Representative. Guernsey Power Station is being  
15          jointly developed with Caithness Energy, LLC.

16       **3. What is the purpose of your pre-filed testimony?**

17          My testimony will give background about the application of Guernsey Power Station,  
18          LLC (“GPS”) which I will refer to as the “Company.” It will also address a topic that  
19          was raised at the local public hearing on August 15, 2017 and it will support the Joint  
20          Stipulation filed by all the parties to this case.

21       **4. Please provide the background concerning construction of the Guernsey Power**  
22       **Station.**

23          The Company will construct, own, and operate the Guernsey Power Station, a natural  
24          gas-fired combined-cycle power plant (the “Project”). The Guernsey Power Station  
25          project will consist of three units in a single shaft configuration, each using both a gas  
26          and steam turbine. It will use air cooled technology, rather than water cooled technology.  
27          The plant will be served by natural gas from one or multiple pipelines. The generating



station will be interconnected to an AEP 765 kV transmission line on the project site. Construction of the project is estimated to begin in the first quarter of 2018, with projected commercial operation to begin in the third quarter of 2020.

**5. Does the Company plan to enlarge the output of the generating plant in the future?**

The Company has filed all application data which reflects the plan for 3 Units at GPS and we are expecting the PJM System Impact Study for the final 550MW in September 2017. When available, GPS will amend this application from 1100 MW to 1650 MW. There is no intent to increase beyond that.

**6. How long have you been engaged in the development process for this Project?**

We obtained site control and entered the PJM queue 17 months ago. We investigated and considered several alternate locations in the 5 months prior to that. With our joint developer Caithness Energy, LLC, we have hired the consultants for this project, overseen their work and have met many times with residents and elected officials and school officials in the development work for this project.

**7. Did you encounter any objections to this Project from officials in the area?**

No. One of our siting criteria is strong unwavering support from the local community and we certainly have that support in Guernsey County.

**8. Did you review the Staff Report that was issued on July 31, 2017?**

Yes.

**9. Do you and Guernsey Power Station accept the conditions in the Staff Report?**

Yes, we accept all the conditions in the Staff Report, with two modifications and agree with all the conditions that are in the Joint Stipulation. Discussions with the OPSB Staff were not yet concluded on the date this pre-filed testimony was due.



51 **10. Have you had discussions with the intervenor, Aspire Energy?**

52 Yes. In addition to the meeting we held with Staff and intervenor, I met with and have  
53 had numerous communications with Aspire's Business Unit Leader in an attempt to work  
54 out the issues that Aspire raised in its motion to intervene. Aspire and the GPS were able  
55 to work out a condition that met Aspire's needs and is reflected in the Joint Stipulation.

56 **11. Do you have any responses to testimony given at the local public hearing on**  
57 **August 15, 2017?**

58 Yes. There was one question raised at the local public hearing on August 15, 2017. One  
59 of the residents inquired about the source of water for the Project. The Village of  
60 Byesville will supply the Guernsey Power Station with both process water and potable  
61 water necessary for the Project. As stated in the Application for this case, the Village of  
62 Byesville has adequate water to serve the station. There will be an extension of an 8-inch  
63 water supply line to the Project that currently ends at Seneca Lane.

64 **12. Why do you support the stipulation that has been negotiated in this case?**

65 I believe that the Joint Stipulation meets the criteria for Board approval of stipulations.  
66 As explained earlier, in all but two conditions, the Company has agreed to the Staff's  
67 initial recommended conditions and we were able to agree on modifications to the two  
68 conditions.

69 To arrive at the Joint Stipulation, the Company met in person with all the parties at the  
70 Board's office to thoroughly discuss and negotiate the two conditions modified in the  
71 Joint Stipulation and adds a condition satisfactory to Aspire. Attorneys for the parties  
72 were present. We also exchanged multiple written and telephone communications with  
73 Staff and with the intervenor. As a result, the Joint Stipulation presented in this case  
74 represents the product of serious discussions between and among knowledgeable persons.  
75 I believe that the Joint Stipulation represents a reasonable compromise that balances  
76 competing positions and therefore it does not necessarily reflect the position that any one  
77 of the parties would have taken if these issues had been fully litigated and therefore  
78 serves the public interest. In addition, avoidance of a more lengthy contested hearing



79 also serves the public interest. Finally, the parties believe that all of the provisions in the  
80 Joint Stipulation are consistent with past regulatory precedent and policies. It certainly  
81 does not violate any regulatory principles and practice and is in harmony with them.

82 It is my understanding that although a stipulation is not binding upon the Board, there is  
83 court precedent that the terms of a stipulation such as is presented here, should be  
84 accorded substantial weight especially when it is unopposed, signed by all the parties and  
85 resolves all the issues in the proceeding. It is for all these reasons that I urge the Board to  
86 approve the Joint Stipulation.

87 **13. Does this conclude your testimony?**

88 Yes, it does.



**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Testimony was served upon the following parties of record via regular or electronic mail this 21<sup>st</sup> day of August 2017.



\_\_\_\_\_  
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Summary: Text Updated Testimony of Michael King on behalf of Guernsey Power Station, LLC  
electronically filed by Teresa Orahoad on behalf of Sally W. Bloomfield