

THE POWER SITING BOARD OF OHIO

IN THE MATTER OF THE APPLICATION OF
AEP OHIO TRANSMISSION COMPANY,
INC. FOR A CERTIFICATE OF
ENVIRONMENTAL COMPATIBILITY AND
PUBLIC NEED FOR THE VIGO-PINE RIDGE
SWITCH 138kV TRANSMISSION LINE
PROJECT

CASE NO. 18-30-EL-BTX

ENTRY

Entered in the Journal on October 5, 2018

{¶ 1} On March 13, 2018, the Administrative Law Judge (ALJ) issued an Entry establishing a procedural schedule in this case, including the following items:

- (a) October 3, 2018, at 6:00 p.m. - Local public hearing commences.
- (b) October 9, 2018 - Deadline for Applicant, AEP Ohio Transmission Company, Inc. (AEP Ohio Transco), to file testimony.
- (c) October 12, 2018 - Deadline for intervenors and Staff to file testimony.
- (d) October 17, 2018, at 10:00 a.m. - Evidentiary hearing commences.

{¶ 2} On October 5, 2018, AEP Ohio Transco filed a motion (Motion for Extension) by which it seeks a modification of the procedural schedule, along with a request for an expedited ruling on that motion. The purpose of the modification being requested would be to allow the parties to further continue their ongoing settlement negotiations.

{¶ 3} Ohio Adm.Code 4906-2-27(C) pertains to requests for expedited rulings on motions. Among other things, it indicates that: (a) any motion may include a request for an expedited ruling; and (b) if the request is for an extension of time of five days or less, an immediate ruling may be issued without the filing of an accompanying memorandum by which the movant might certify whether any party has an objection to the issuance of an expedited ruling.

{¶ 4} AEP Ohio Transco has submitted a memorandum in support of its request for expedited ruling on its Motion for Extension. AEP Ohio Transco submits that all parties have been contacted regarding both the October 5, 2018 Motion for Extension and the request for an expedited ruling on that motion. Further, AEP Ohio Transco certifies that no party opposes either the motion or the request for immediate ruling. Accordingly, the ALJ finds that, pursuant to Ohio Adm.Code 4906-2-27(C), AEP Ohio Transco's request for an expedited ruling on its October 5, 2018 Motion for Extension should be granted.

{¶ 5} In support of its Motion for Extension, AEP Ohio Transco states that, since the completion of the October 3, 2018 local public hearing, the parties have been actively engaged in settlement negotiations that may resolve one or all dispute issues between Staff and AEP Ohio Transco, the only parties in the case. In order to facilitate continued settlement discussions and explore whether a partial or complete settlement may be reached, AEP Ohio Transco requests that the currently scheduled October 17, 2018 evidentiary hearing should remain in place, but that the deadlines for submission of testimony be modified so that AEP Ohio Transco's testimony is due October 12, 2018 and Staff and intervenor testimony is due October 16, 2018. In making its request, AEP Ohio Transco specifically reserves its right to seek a further modification to the procedural schedule in the event that a partial or complete Stipulation and Recommendation (Stipulation) is filed by two or more parties before October 12, 2018, in order to accommodate the preparation of testimony in support of the Stipulation, possible preparation of testimony in opposition to the Stipulation, and the parties' preparation for hearing.

{¶ 6} The ALJ finds good cause exists for granting the October 5, 2018 Motion for Extension and, indeed, it is hereby granted.

{¶ 7} It is, therefore,

{¶ 8} ORDERED, That AEP Ohio Transco's request for an expedited ruling on its October 5, 2018 Motion for Extension be granted. It is, further,

{¶ 9} ORDERED, That AEP Ohio Transco's October 5, 2018 Motion for Extension be granted. It is, further,

{¶ 10} ORDERED, That a copy of this Entry be served upon all parties and interested persons of record.

THE OHIO POWER SITING BOARD

s/Stacie Cathcart

By: Stacie E. Cathcart
Administrative Law Judge

JRJ/hac

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Case No(s). 18-0030-EL-BTX

Summary: Administrative Law Judge Entry granting expedited ruling and motion for extension electronically filed by Heather A Chilcote on behalf of Stacie Cathcart, Administrative Law Judge, Power Siting Board of Ohio