

BEFORE THE OHIO POWER SITING BOARD

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In the Matter of the :
Application of AEP Ohio :
Transmission Company, Inc. : Case No.
for a Certificate of : 17-638-EL-BTX
Environmental Compatibility :
and Public Need for the Ginger :
Switch-Vigo 138 kV :
Transmission Line Project. :

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PROCEEDINGS

Before Stacie Cathcart, Administrative Law
Judge, held at the offices of the Ohio Power
Siting Board, 180 East Broad Street, Hearing
Room 11-C, Columbus, Ohio, on Thursday,
September 13, 2018, at 10:00 A.M.

- - -

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- - -

1 APPEARANCES:

2 Mr. Hector Garcia
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6 On behalf of AEP Ohio
7 Transmission Company, Inc.

8 Mr. Werner L. Margard
9 Assistant Attorney General
10 30 East Broad Street, 16th Floor
11 Columbus, Ohio 43215

12 On behalf of the Staff of the
13 Ohio Power Siting Board.

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Thursday Morning,
September 13, 2018.

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ALJ CATHCART: The Ohio Power
Siting Board has assigned for hearing at this
time and place Case No. 17-638-EL-BTX Being in
the Matter of the Application of AEP Ohio
Transmission Company, Incorporated for a
Certificate of Environmental Compatibility and
Public Need for the Ginger Switch-Vigo 138 kV
Transmission Line Project.

My name is Stacie Cathcart and I am
Administrative Law Judge assigned by
the Commission to hear this case.

At this time I would like to take
appearances of the parties, beginning with
the Company.

MR. GARCIA: Thank you, Your Honor.
Hector Garcia, American Electric Power Service
Corporation, 1 Riverside Plaza, Columbus, Ohio,
on behalf of the Applicant, AEP Ohio
Transmission Company, Inc.

And with me is our witness, Alicia
Cross. And we have an observer, a recent
graduate from Ohio State University, Tanner

1 Wolffram.

2 ALJ CATHCART: Thank you.

3 MR. MARGARD: Thank you, your Honor.

4 On behalf of the Staff of the Ohio Power Siting
5 Board, Werner L. Margard, Assistant Attorney
6 General, 30 East Broad Street, Columbus, Ohio.

7 ALJ CATHCART: Thank you. Before we
8 move on to the stipulation, I have a pending
9 motion from AEP Ohio asking for an extension of
10 a deadline to file testimony.

11 MR. GARCIA: Thank you, Your Honor.

12 ALJ CATHCART: At this time I will
13 grant that motion to file testimony instanter.

14 MR. GARCIA: Thank you, your Honor.

15 ALJ CATHCART: I have an
16 understanding that a stipulation has been
17 reached in this case.

18 MR. GARCIA: Yes, your Honor.

19 ALJ CATHCART: Thank you. Are we
20 ready to proceed?

21 MR. GARCIA: Yes.

22 ALJ CATHCART: Thank you.

23 MR. GARCIA: The Company would like
24 to call Ms. Alicia Cross.

25 (WITNESS SWORN)

1 MR. GARCIA: May I approach, your
2 Honor.

3 ALJ CATHCART: You may.

4 - - -

5 ALICIA M. CROSS
6 called as a witness, being first duly sworn,
7 testified as follows:

8 DIRECT EXAMINATION

9 By Mr. Garcia:

10 Q. Ms. Cross, would you please state
11 your name and employer, business address and
12 position for the record?

13 A. Yes. My name is Alicia Cross. I am
14 employed by American Electric Power Service
15 Corporation. My address is 700 Morrison Road,
16 Gahanna, Ohio. And I am employed as an Ohio
17 Transmission Citing Specialist.

18 Q. Ms. Cross, in this case did you
19 cause sworn testimony and exhibits accompanying
20 it to be submitted?

21 A. Yes.

22 Q. And is your testimony consisting of
23 25 pages of questions and answers?

24 A. Yes.

25 Q. Were those prepared by you or under

1 your supervision?

2 A. Yes.

3 Q. And do you have any changes or
4 corrections to that testimony at this point?

5 A. No.

6 Q. If I were to ask you the same
7 questions today would you provide substantially
8 the same answers?

9 A. Yes.

10 Q. And exhibits were prepared by you or
11 under your supervision?

12 A. Yes.

13 Q. Do you adopt your testimony
14 and exhibits as your evidence in this case?

15 A. Yes.

16 MR. GARCIA: Your Honor, would you
17 like me to ask the witness to identify the
18 exhibits individually? They are listed in the
19 stipulation.

20 ALJ CATHCART: I think for clarity
21 of the record I think it would be good just to
22 go through to identify each exhibit and then we
23 can mark it, then move it into the record.

24 MR. GARCIA: Certainly, your Honor.

25 Q. Ms. Cross, are you familiar with the

1 document that has been premarked as AEP Ohio
2 Transco Exhibit No. 1?

3 A. Yes.

4 Q. What is it?

5 A. It is the Pre-Application
6 Notification Letter filed August 30, 2017.

7 Q. And what about the document that has
8 been premarked AEP Ohio Transco Exhibit No. 2?
9 Are you familiar with that document?

10 A. Yes.

11 Q. And what is it?

12 A. Proof of Publication filed September
13 13, 2017 and October 3, 2017.

14 Q. Thank you. The document that has
15 been premarked AEP Ohio Transco Exhibit No. 3?
16 Are you familiar with that document?

17 A. Yes.

18 Q. What is it?

19 A. Pre-Application Notification Letter
20 filed on January 4th, 2018.

21 Q. And AEP Ohio Transco Exhibit No. 4.
22 Are you familiar with that document? What it
23 is?

24 A. Proofs of Publication filed January
25 11, 2018 and January 18, 2018.

1 Q. What is AEP Ohio Transco Exhibit No.
2 5?

3 A. The Application which was filed on
4 March 15th, 2018 and certified as completed by
5 the Board on May 14th, 2018.

6 Q. And what is AEP Ohio Transco Exhibit
7 No. 6?

8 A. Proof of Notification filed on June
9 5th, 2018.

10 Q. And what is AEP Ohio Transco Exhibit
11 No. 7?

12 A. Proof of Notification filed on July
13 2, 2018.

14 Q. And what is AEP Ohio Transco Exhibit
15 No. 8?

16 A. Proof of Notification filed on
17 August 9th, 2018.

18 Q. And AEP Ohio Transco Exhibit No. 9
19 is what?

20 A. Proof of Publication and
21 Notification filed on August 16th, 2018.

22 Q. And even though we have discussed
23 this already, AEP Ohio Transco Exhibit No. 10,
24 what is that?

25 A. Direct testimony of Alicia M. Cross.

1 Q. Let's skip the next two, but let me
2 ask you about Joint Exhibit No. 1. What is
3 that?

4 A. That is the Stipulation

5 Q. And the two exhibits that I skipped
6 are Staff Exhibit No. 1 and No. 2, which I
7 expect Staff will describe.

8 Do you adopt as your testimony in
9 this proceeding your submitted testimony and the
10 exhibits that you just identified?

11 A. Yes.

12 MR. GARCIA: Your Honor, the witness
13 is tendered for cross-examination, and I would
14 move for the admission of the testimony and
15 exhibits from the Company 1 through 10 subject
16 to cross-examination. And when the time is
17 right also for the Joint Exhibit No. 1.

18 ALJ CATHCART: Thank you. Any
19 objections?

20 MARGARD: Your Honor, I have no
21 objections, no cross for the witness. I have no
22 objection to the admission of the exhibits
23 including Joint Exhibit No. 1.

24 ALJ CATHCART: Okay. AEP Exhibits
25 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 are all admitted

1 into evidence.

2 (EXHIBITS HEREBY ADMITTED INTO
3 EVIDENCE)

4 ALJ CATHCART: Did you have any
5 objections to the Joint Exhibit 1?

6 MR. MARGARD: No, your Honor. We
7 join in that exhibit, and would also move its
8 admission. No objections.

9 ALJ CATHCART: Thank you. Joint
10 Exhibit 1 is also admitted into evidence.

11 (EXHIBIT HEREBY ADMITTED INTO
12 EVIDENCE)

13 MR. GARCIA: Thank you, your Honor.

14 ALJ CATHCART: Thank you. You may
15 be excused. Thank you.

16 MR. MARGARD: Your Honor, Staff
17 would call Mr. Jonathan Pawley.

18 (WITNESS SWORN)

19 - - -

20 JONATHAN PAWLEY

21 called as a witness, being first duly sworn,
22 testified as follows:

23 MR. MARGARD: Your Honor, my fellow
24 counsel has graciously marked and placed before
25 the witness, the Bench and the court reporter

1 the exhibits labeled Staff Exhibit 1 and Staff
2 Exhibit 2.

3 DIRECT EXAMINATION

4 By Mr. Margard:

5 Q. Sir, would you please state your
6 name?

7 A. My name is Jonathan Pawley.

8 Q. Mr. Pawley, do you have before you
9 what's been marked Staff Exhibits 1 and 2?

10 A. I do.

11 Q. Could you identify those documents
12 for me, please?

13 A. Staff Exhibit 1 is the Staff Report
14 of Investigation which was filed on the docket
15 August 15th, 2018.

16 And Staff Exhibit 2 is my pre-filed
17 testimony, and that was filed September 11,
18 2018.

19 Q. Mr. Pawley, I am going to take these
20 in reverse order and begin with your direct
21 testimony.

22 Was that document prepared by you or
23 at your direction?

24 A. It was.

25 Q. Have you had opportunity to review

1 that document prior to taking the stand today?

2 A. I have.

3 Q. Do you have any changes,
4 modifications, corrections of any kind on that
5 document prior to testifying?

6 A. No.

7 Q. And if I were to ask you the
8 questions that are contained on that document
9 would your responses be the same as written
10 there?

11 A. They would.

12 Q. And in your opinion are those
13 responses truthful and reasonable?

14 A. Yes.

15 Q. Mr. Pawley, with respect to Staff
16 Exhibit No. 1, what responsibility did you have
17 for the preparation of that document?

18 A. I was the Staff project lead or
19 project manager for this case, so I was
20 responsible for assembling a team of Staff
21 members to investigate this case and issue a
22 recommendation to the Board.

23 And I also handled field visits,
24 interrogatories, and routine management of the
25 proceeding from the staff perspective.

1 Q. Have you had an opportunity to
2 review that document prior to taking the stand
3 today?

4 A. Yes.

5 Q. Are you aware of any changes,
6 corrections or modifications that need to be
7 made to Staff Exhibit No. 1?

8 A. I am not aware.

9 Q. Have you also reviewed Joint Exhibit
10 No. 1, the stipulation in this case?

11 A. Yes.

12 Q. And you were present today during
13 the examination of company witness Cross;
14 correct?

15 A. Correct.

16 Q. Do you agree with the testimony as
17 she submitted it and she stated on the stand
18 today?

19 A. I do.

20 MR. MARGARD: Your Honor, I have no
21 further questions for this witness, and
22 respectfully move for the admission of Staff
23 Exhibits 1 and 2 subject to cross-examination.
24 And tender the witness.

25 ALJ CATHCART: Thank you.

1 MR. GARCIA: No cross, your Honor.

2 ALJ CATHCART: Any objection?

3 MR. GARCIA: No objection.

4 ALJ CATHCART: So Staff Exhibit 1
5 and 2 are admitted into the record.

6 (EXHIBITS ADMITTED INTO EVIDENCE)

7 ALJ CATHCART: Thank you. Any
8 other matters?

9 MR. GARCIA: Nothing for the
10 Applicant, Your Honor.

11 MR. MARGARD: None, your Honor.

12 ALJ CATHCART: So there being
13 nothing further at this time this case is
14 submitted on the record, and we are adjourned.

15 (At 10:15 A.M. the hearing was
16 concluded)

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CERTIFICATE

I do hereby certify that the foregoing
is a true and correct transcript of the
proceedings taken by me in this matter on
September 13, 2018, and carefully compared with
my original stenographic notes.

Michael O. Spencer
Michael O. Spencer,
Registered Professional
Reporter.

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Summary: Transcript In the Matter of the Application of AEP Ohio Transmission Company, Inc. for a Certificate of Environmental Compatibility and Public Need for the Ginger Switch-Vigo 138 kV Transmission Line Project, hearing held on September 13, 2018. electronically filed by Mr. Ken Spencer on behalf of Armstrong & Okey, Inc. and Spencer, Michael O. Mr.