

THE OHIO POWER SITING BOARD

In the Matter of the Application of Republic *
Wind, LLC for a Certificate to Site Wind-
Powered Electric Generation Facilities in *
Seneca County, Ohio *

Case No. 17-2295-EL-BGN

MOTION TO WITHDRAW AS COUNSEL OF RECORD

Now comes Joshua D. Clark, Assistant Prosecuting Attorney for Seneca County, Ohio, and moves the Ohio Power Siting Board for an order to withdraw as counsel of record for the Board of Seneca County Commissioners and the Board of Trustees of Scipio Township, Seneca County, Ohio.

For cause, Joshua D. Clark states that there is a conflict of interest in representing the Board of Seneca County Commissioners and other parties currently involved in the case captioned above, specifically the Board of Trustees of Scipio Township, Seneca County, Ohio. An effort to have the parties execute a written waiver of the conflict was unsuccessful.

Initially our office agreed to represent the parties involved on a very limited scope pertaining only to filing their intervention petitions with the OPSB, and this was understood by all parties. Since this step of the process has been completed, we are requesting to withdraw on the grounds that any further representation not only puts us in conflict but goes beyond the scope of our stated engagement.

For these reasons, Joshua D. Clark respectfully requests that he be allowed to withdraw as counsel of record for the Board of Seneca County Commissioners and the Board of Trustees of Scipio Township, Seneca County, Ohio.

Respectfully submitted,

DEREK W. DeVINE
PROSECUTING ATTORNEY

By /s/Joshua D. Clark
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CERTIFICATE OF SERVICE

On July 23, 2019, the docketing division e-filing system will electronically serve notice of the filing of this document on all parties of record.

The undersigned hereby certifies that a copy of the foregoing will also be served upon: The Honorable Board of Scipio Township Trustees and The Honorable Board of Seneca County Commissioners by electronic mail on July 23, 2019.

/s/Joshua D. Clark
Joshua D. Clark (#0097037)
Assistant Prosecuting Attorney

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

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in

Case No(s). 17-2295-EL-BGN

Summary: Motion to Withdraw as Counsel of Record electronically filed by Mr. Joshua D Clark
on behalf of Mr. Joshua D Clark