

**BEFORE
THE OHIO POWER SITING BOARD**

In the Matter of the Application of **REPUBLIC WIND, LLC** for a Certificate of Environmental Compatibility and Public Need for a Wind-Powered Electric Generating Facility in Seneca and Sandusky Counties, Ohio)
Case No. 17-2295-EL-BGN

**REPUBLIC WIND, LLC’S MOTION FOR LEAVE TO
FILE UPDATED TESTIMONY**

Republic Wind, LLC (“Republic Wind”) moves for leave to file updated direct testimony of Dr. Kenneth A. Mundt, PhD. Pursuant to the Administrative Law Judge (“ALJ”) Entry of September 12, 2019, Republic Wind timely filed its expert and factual testimony on October 21, 2019.

Republic Wind seeks to file an updated Exhibit KM-4 in support of Dr. Mundt’s Direct Testimony, which was originally filed October 21, 2019. This update would replace the current Exhibit KM-4 filed in support of Dr. Mundt’s Testimony. The current version of Exhibit KM-4 was inadvertently filed as a duplicate of Exhibit KM-3—meaning Exhibit KM-3 was filed two times as an attachment to Dr. Mundt’s testimony, leaving the appropriate Exhibit KM-4 unfiled. Updated Exhibit KM-4 which Republic Wind seeks to file represents a Reference List containing the full citations cited and relied upon by Dr. Mundt in his Direct Testimony and the attached literature review (Exhibit KM-5). Allowing the substitution of updated Exhibit KM-4 for current Exhibit KM-4 will provide convenience to both Dr. Mundt and the intervening parties. The Exhibit is attached to this filing for the Board’s review.

There is sufficient good cause to grant this motion. Enabling Republic Wind to supplement and update its testimony creates a clearer case record for the hearing and promotes administrative

efficiency, instead of these issues being addressed solely by live testimony. The filings were made in advance of Dr. Mundt's scheduled testimony at the adjudicatory hearing, giving the parties time to review. No party is prejudiced by the filing of Republic's updated testimony. Rather, every party benefits from the clarification and provision of citations to which Dr. Mundt refers as made available in the updated Exhibit KM-4. Thus, Republic Wind requests that the ALJ to grant leave to file Republic Wind's updated testimony, substituting updated Exhibit KM-4, filed on November 4, 2019.

Respectfully submitted on behalf of
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CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was served upon the following parties of record via regular or electronic mail this 4th day of October, 2019.



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EXHIBIT KM-4: REFERENCE LIST FOR KEN MUNDT, PH.D.

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Summary: Motion of Republic Wind, LLC for Leave to File Updated Direct Testimony of Dr. Kenneth A. Mundt, PhD. electronically filed by Teresa Orahod on behalf of Devin D. Parram