

**BEFORE
THE OHIO POWER SITING BOARD**

In the Matter of the Application of)	
REPUBLIC WIND, LLC for a Certificate to)	
Build and Operate an Electric Transmission)	Case No. 19-1066-EL-BTX
Line, Seneca County, Ohio)	

SUPPLEMENTAL TESTIMONY OF

**Dalton S. Carr
Development Manager
Apex Clean Energy**

on behalf of

Republic Wind, LLC

January 15, 2021

1 **Q-1. Please state your name.**

2 **A-1.** My name is Dalton S. Carr.

3 **Q-2. On whose behalf are you offering testimony?**

4 **A-2.** I am testifying on behalf of the Applicant, Republic Wind, LLC.

5 **Q-3. Did you previously file testimony on behalf of the Applicant this case?**

6 **A-3.** Yes, I filed testimony on December 29, 2020.

7 **Q-4. What is the purpose of your supplemental testimony?**

8 **A-4.** The purpose of my testimony is to address the circumstances surrounding the Joint
9 Stipulation filed on January 8, 2021 (“Joint Stipulation”) and support its adoption by the
10 Ohio Power Siting Board (“OPSB” or “Board”). This testimony is a supplement to my
11 previously filed testimony.

12 **Q-5. Have you reviewed the Joint Stipulation?**

13 **A-5.** Yes.

14 **Q-6. Why do you believe the Board should approve the Joint Stipulation?**

15 **A-6.** The Stipulation meets the criteria for Board approval of stipulations. The Staff and the
16 Applicant are the only parties in this case, and the Applicant has agreed to the Staff’s
17 initial recommended conditions, with a single minor change. Specifically, one sentence
18 in Condition No. 15 was modified to better align with the operational characteristics of a
19 transmission line facility.

20 The Stipulation presented in this case represents the product of serious discussions
21 between the parties. Because there was general agreement with the Staff Report, it was
22 necessary to have only one meeting with the Staff, its attorneys and the Applicant and its
23 attorneys. However, there were additional agreements reached via e-mails and telephone
24 calls between the parties. Additionally, the Stipulation represents a reasonable
25 compromise that balances competing positions; therefore, it does not necessarily reflect
26 the position that either one of the parties would have taken if these issues had been fully
27 litigated.

1 **Q-7. Does the Stipulation include additional conditions that were not contained in the**
2 **Staff Report?**

3 **A-7.** No.

4 **Q-8. In your opinion, does the Joint Stipulation benefit the public interest?**

5 **A-8.** The Stipulation provides for clarity with respect to one of the conditions in the Staff
6 Report, and, therefore serves the public interest. In addition, avoidance of a more lengthy
7 contested hearing also serves the public interest. Finally, the parties believe that all of the
8 provisions in the Stipulation are in harmony with regulatory principles and practice,
9 including consistency with the Board's conditions in previous transmission line
10 proceedings.

11 Testimony provided at the local public hearing, held on January 7, 2021, further
12 highlights the public benefit of the project more generally. Witness Gary Baldosser
13 testified that he supports the transmission project not only because it will support the
14 generation facility, but because it also represents investment in rural America.¹ He also
15 testified that "our community has embraced this investment . . . by partnering with
16 private industry and leasing their personal resources, their land, to make all of our
17 communities better."² There was no testimony against the transmission line project at the
18 local public hearing.

19 **Q-9. Do you have any further comments?**

20 **A-9.** It is my understanding that although a stipulation is not binding upon the Board, there is
21 court precedent that the terms of a stipulation such as is presented here, should be
22 accorded substantial weight especially when it is unopposed, signed by all the parties and
23 resolves all the issues in the proceeding. It is for all these reasons that I urge the Board to
24 approve the Stipulation.

¹ Transcript, p. 14.

² Id., p. 15.

1 **Q-10. Does this conclude your testimony?**

2 **A-10.** Yes, it does. I reserve the right to modify the testimony if the Joint Stipulation filed in
3 this case on January 8, 2021 is subsequently modified.

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Supplemental Testimony of Dalton Carr was served upon the following parties of record via regular or electronic mail this 15th day of January 2021.



Devin D. Parram

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Case No(s). 19-1066-EL-BTX

Summary: Text Supplement Testimony of Dalton S. Carr on behalf of Republic Wind, LLC
electronically filed by Teresa Orahoad on behalf of Devin D. Parram