



DAVE YOST
OHIO ATTORNEY GENERAL

Public Utilities Section
Office 614-466-4395
Fax 614-644-8764

March 8, 2021

The Honorable Lauren Augostini and Jacky St. John
Administrative Law Judges
Ohio Power Siting Board
180 East Broad Street, 12th Floor
Columbus, OH 43215-3793
Lauren.Augostini@puco.ohio.gov
Jacqueline.St.John@puco.ohio.gov

Re: Motion for Waiver,
Case No. 20-1084-EL-BGN

Dear Judges Augostini and St. John:

On March 2, 2021, Powell Creek Solar, LLC (“Applicant” or “Power Creek”), filed a motion, pursuant to Ohio Adm.Code 4906-2-21(D), for a protective order to maintain certain equipment data in the Sound Assessment (filed in this case on March 1, 2021) as confidential and not part of the public record.

The Applicant stated that the specific information that it seeks to maintain as confidential information is only available to Powell Creek under the terms of a non-disclosure agreement with the vendor. Motion at 1. The information identified in Table 3-1 of the Revised Sound Assessment is what the Applicant seeks to protect and the Applicant states that this information is competitively sensitive and its release would harm the vendor and be detrimental to Powell Creek’s reputation and ability to compete in the marketplace. *Id.*

Staff understands the sensitive nature of the information that Powell Creeks seeks to protect and does not object to the Applicant’s request to keep certain equipment data in the Sound Assessment, Revised Final, filed in this case on March 1, 2021 confidential and not part of the public record.

Respectfully submitted,

/s/ Jodi J. Bair

Jodi J. Bair

Assistant Attorney General

Public Utilities Section

30 E. Broad St., 26th Floor

Columbus, OH 43215

614.644.8599 (telephone)

866.431.1581 (fax)

Jodi.Bair@ohioattorneygeneral.gov

**On behalf of Staff of the
Ohio Power Siting Board**

cc: Parties of Record

Dylan F. Borchers dborchers@bricker.com

Sommer L. Shelly ssheely@bricker.com

Counsel for Powell Creek Solar LLC

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Summary: Correspondence Regarding Motion for Waiver electronically filed by Mrs. Kimberly M Naeder on behalf of OPSB