

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE APPLICATION OF
MARSHALL WIND FARM FOR
CERTIFICATION OF A RENEWABLE
ENERGY RESOURCE GENERATING
FACILITY.

CASE NO. 21-162-EL-REN

ENTRY

Entered in the Journal on July 28, 2021

I. SUMMARY

{¶ 1} The Commission grants the applicant's request to dismiss the case following the withdrawal of the application.

II. DISCUSSION

{¶ 2} R.C. 4928.64 and 4928.645 contain the renewable energy resource requirements for electric utility and electric services companies providing electric retail generation in Ohio. R.C. 4928.01(A)(37) defines the types of renewable energy resource generating facilities that qualify in meeting the statutory mandates. Pursuant to Ohio Adm.Code 4901:1-40-04(F), any entity that desires to be designated an eligible renewable energy resource generating facility for the state of Ohio shall file an application for certification that demonstrates the facility satisfies the requirements of R.C. 4928.64 and 4928.645.

{¶ 3} On February 18, 2021, Marshall Wind Farm (Applicant) filed an application for certification of the Marshall Wind Farm a 71 megawatt facility comprised of 36 Vestas wind turbines, located in Beattie, Kansas, as an eligible Ohio renewable energy resource generating facility, as defined in R.C. 4928.01.

{¶ 4} Ohio Adm.Code 4901:1-40-04(D)(2) provides for automatic approval of an application for certification as an eligible Ohio renewable energy resource generating facility unless the Commission suspends the application within 30 days. This application was

suspended by attorney examiner Entry on February 22, 2021, to allow Staff additional time to review the application and obtain additional information from Applicant.

{¶ 5} On April 7, 2021, Carbon Solutions Group, LLC, filed a motion to intervene out of time, a motion to consolidate, and a motion to establish a procedural schedule in the case, along with a supporting memorandum.

{¶ 6} On June 8, 2021, the attorney examiner scheduled by Entry a prehearing conference in the case to address the coming procedural steps in the case.

{¶ 7} On July 1, 2021, the Applicant filed a notice of withdrawal of the application, in accordance with Ohio Adm.Code 4901:1-40-04(D)(5).

{¶ 8} The Commission finds that the request by the Applicant to withdraw its application for a renewable energy resource generating facility is reasonable and should be granted. Accordingly, this case should be dismissed and closed of record.

III. ORDER

{¶ 9} It is, therefore,

{¶ 10} ORDERED, That Applicant's request to withdraw its application be granted and Case No. 21-162-EL-REN be dismissed and closed of record. It is, further,

{¶ 11} ORDERED, That a copy of this Entry be served upon all parties of record.

COMMISSIONERS:

Approving:

Jenifer French, Chair
M. Beth Trombold
Lawrence K. Friedeman
Daniel R. Conway
Dennis P. Deters

JMD/mef

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Case No(s). 21-0162-EL-REN

Summary: Entry granting the applicant's request to dismiss the case following the withdrawal of the application. electronically filed by Kelli C. King on behalf of The Public Utilities Commission of Ohio