

**BEFORE  
THE OHIO POWER SITING BOARD**

<b>In the Matter of the Application of</b>	)	
<b>Kingwood Solar I LLC for a Certificate of</b>	)	<b>Case No. 21-117-EL-BGN</b>
<b>Environmental Compatibility and Public</b>	)	
<b>Need</b>	)	

---

**MOTION FOR LEAVE TO INCLUDE ATTACHMENT  
IN REBUTTAL TESTIMONY FOR AMY L. KRAMB  
AND  
REQUEST FOR EXPEDITED RULING**

---

Pursuant to Ohio Adm.Code 4906-2-27, Kingwood Solar I LLC (the “Applicant” or “Kingwood”) respectfully requests leave to include an attachment in the Rebuttal Testimony for Amy L. Kramb. Ms. Kramb’s resume, which was referenced in her timely-filed Rebuttal Testimony as Attachment AK-1, was inadvertently not included in the filed version. A copy of that attachment is appended to this filing.

As explained further in the accompanying Memorandum in Support, good cause exists for granting this Motion and ruling on an expedited basis. Also, pursuant to Ohio Adm.Code 4906-2-27(C), Kingwood requests an expedited ruling on this Motion. Given the timing of this motion, Kingwood cannot certify that no party objects to an expedited ruling.

Respectfully submitted,

/s/ Michael J. Settineri

Michael J. Settineri (0073369), Counsel of Record

Anna Sanyal (0089269)

Nathaniel B. Morse (0099768)

Vorys, Sater, Seymour and Pease LLP

52 E. Gay Street

Columbus, Ohio 43215

614-464-5462

614-719-5146 (fax)

[mjsettineri@vorys.com](mailto:mjsettineri@vorys.com)

[aasanyal@vorys.com](mailto:aasanyal@vorys.com)

[nbmorse@vorys.com](mailto:nbmorse@vorys.com)

*Attorneys for Kingwood Solar I LLC*

**MEMORANDUM IN SUPPORT  
OF MOTION FOR LEAVE TO INCLUDE ATTACHMENT  
IN REBUTTAL TESTIMONY FOR AMY L. KRAMB  
AND REQUEST FOR AN EXPEDITED RULING**

Pursuant to the Administrative Law Judge's ("ALJ") March 17, 2022 Entry, Kingwood Solar I LLC (the "Applicant") timely filed its rebuttal testimony on April 14, 2022. However, an attachment referenced in Ms. Kramb's Rebuttal Testimony was inadvertently not included. Specifically, Ms. Kramb's resume, identified as Attachment AK-1, was not included in the filed version. Through this motion, the Applicant requests that the ALJ grant leave to include the referenced attachment in Ms. Kramb's rebuttal testimony. Ms. Kramb's resume is attached to this filing. The Applicant will also bring complete copies of Ms. Kramb's rebuttal testimony (with resume attached) to the April 25, 2022 hearing for the court reporter and the Administrative Law Judges.

Due to the non-substantive nature of the error, various reasons support allowing Kingwood to file the testimony with the appropriate attachments. The questions and answers in each testimony remain exactly the same. The only addition to the testimony is the inclusion of Ms. Kramb's resume, which was already referenced in the testimony itself. *See, e.g.*, Page 1, Line 9 and Page 3, Line 17 of Rebuttal Testimony of Amy L. Kramb (filed April 14, 2022). No party will be harmed by the filing of this corrected version, because the text of Ms. Kramb's testimony remains the same as in the versions filed on April 14, 2022, with the only change being the addition of the missing resume that was clearly intended to be included. Additionally, this filing is being made in advance of the hearing, which will resume on April 25, 2022.

WHEREFORE, for the above-stated reasons, Kingwood respectfully requests that the ALJ grant this motion on an expedited basis.

Respectfully submitted,

/s/ Michael J. Settineri

Michael J. Settineri (0073369), Counsel of Record

Anna Sanyal (0089269)

Nathaniel B. Morse (0099768)

Vorys, Sater, Seymour and Pease LLP

52 E. Gay Street

Columbus, Ohio 43215

614-464-5462

614-719-5146 (fax)

[mjsettineri@vorys.com](mailto:mjsettineri@vorys.com)

[aasanyal@vorys.com](mailto:aasanyal@vorys.com)

[nbmorse@vorys.com](mailto:nbmorse@vorys.com)

*Attorneys for Kingwood Solar I LLC*

## **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was served upon the following via email on this  
20th day of April, 2022.

Jodi J. Bair  
Werner L. Margard  
*Attorneys for Ohio Power Siting Board Staff*

Jodi.bair@ohioattorneygeneral.gov  
Werner.margard@ohioattorneygeneral.gov

Daniel A. Brown  
*Attorney for Cedarville Township Trustees*

dbrown@brownlawdayton.com

David Watkins  
Kevin Dunn  
*Attorneys for Xenia Township Trustees*

dw@planklaw.com  
kdd@planklaw.com

Lee A. Slone  
*Attorney for Miami Township Board of Trustees*

lee.slone@dinsmore.com

John E. Hart  
*Attorney for In Progress LLC*

jehartlaw@gmail.com

Charles D. Swaney  
*Attorney for Tecumseh Land Preservation Association*

cswaney@woh.rr.com

Jack A. Van Kley  
*Attorney for Citizens for Greene Acres, Inc.*

jvankley@vankleywalker.com

Thaddeus M. Boggs  
Jesse J. Shamp  
*Attorney for the Greene County Commissioners*

tboggs@fbtlaw.com  
jshamp@fbtlaw.com

Chad A. Endsley  
Leah F. Curtis  
Amy M. Milam  
*Attorneys for Ohio Farm Bureau Federation*

cendsley@ofbf.org  
lcurtis@ofbf.org  
amilam@ofbf.org

/s/ Michael J. Settineri  
Michael J. Settineri

## AMY L. KRAMB – ARCHITECTURAL HISTORIAN



Ms. Amy Kramb meets the U.S. Secretary of the Interior professional qualifications for history and architectural history as outlined in 48 FR 44716 (36 CFR Part 61). Ms. Kramb is also pre-qualified by the Ohio Department of Transportation (ODOT) for history/architecture investigations and environmental documentation. She has over 25 years of experience in the cultural resources, historic preservation, and planning industries. Ms. Kramb routinely evaluates resources in accordance with Section 106 of the National Historic Preservation Act (NHPA) and Section 4(f) of the US Department of Transportation Act. Her experience includes supervision and completion

of fieldwork for compliance surveys; performing literature reviews; writing historical contexts; assessing impacts on historic resources; proposing avoidance, minimization, and mitigation measures for historic resources; making National Register of Historic Places (NRHP) eligibility determinations; conducting Historic American Building Surveys (HABS) and Historic American Engineering Record (HAER) surveys; evaluating proposed alterations of historic buildings to ensure compliance with rehabilitation standards; completing Historic Inventory forms; assisting local governments with administration of state historic preservation office (SHPO) programmatic agreements; and, helping clients draft and implement Memorandum of Agreement/Understanding (MOA/MOU) documents.

### RECENT RELEVANT EXPERIENCE

**Historic Preservation Consulting Services, Springfield, Ohio** – Since October 2009, Ms. Kramb has served as the Historic Preservation Consultant for the City of Springfield. Ms. Kramb makes determination of NRHP eligibility for properties proposed for demolition or rehabilitation by the City under various Federal programs, like Community Development Block Grant (CDBG), Neighborhood Stabilization Program (NSP), and Lead Safe programs.

**Historic Preservation Consulting Services for Cell Tower Installations** – Since 2011, Ms. Kramb has assisted engineering firms with completing cultural resources reviews for cellular communication tower installations. Ms. Kramb reviews the FCC Form 620 and Form 621 documents and provides recommendations as to the effects of the proposed towers on historic resources. Ms. Kramb works with the communications provider to develop concealment designs or mitigation measures to minimize or eliminate adverse effects.

**Historic Context Report for the East Reservoir Dam and Portage Lakes, Summit County, Ohio** – To fulfill Memorandum of Agreement (MOA) mitigation requirements necessary because of Ohio Department of Natural Resources (ODNR) repairs to the East Reservoir Dam, Ms. Kramb researched and wrote a historic context report covering the period of East Reservoir and Portage Lakes from the end of the canal era to the development of the Portage Lakes State Park facilities in the 1960s.

**Historic American Building Survey Documentation** – Ms. Kramb completed HABS mitigation documentation for the following sites: The **Fifth Church of Christ Scientist**, Cleveland, Cuyahoga County, Ohio; **Clark County Veterans Memorial Hall**, Springfield, Clark County, Ohio; **Former International Truck and Engine Lagonda Assembly Plant**, Springfield, Clark County, Ohio.

**Historic American Engineering Record Documentation** – Ms. Kramb completed HAER mitigation documentation for the following sites: **Bucyrus Water Treatment Plant** (HAER #OH-140), Bucyrus, Crawford County, Ohio; **Keowee Street Bridge** (SFN: 5760550, PID: 94020), Dayton, Montgomery County, Ohio.

**Mitigation Documentation of the National Register of Historic Places Listed BUT-00299-04 (John Kennel Sr. Farm) in the City of Trenton, Butler County, Ohio** – In anticipation of MOA requirements due to the proposed demolition of BUT-00299-04, Ms. Kramb documented the interior and exterior features of the farmhouse and outbuildings.

### Education

- Capital University Law School, Columbus, Ohio – Juris Doctor, with a Certificate in Dispute Resolution, 2007
- The Ohio State University, Columbus, Ohio – Bachelor of Arts, Majors: History and Anthropology with focus in Archaeology, 1997

### Relevant Recent Training

- ODOT Section 106 & Creating Permanent Records, May 2019
- ODOT Section 4(f) /6(f), May 2019
- ODOT Purpose & Need, May 2019
- ODOT Project Development Process, May 2019
- ODOT Categorical Exclusion & Public Involvement, May 2019
- ODOT Managing the Environmental and Transportation Development Process, March 2014

### ODOT Pre-qualifications

History/Architecture, 4(f), CE/EA/EIS



**Mitigation Efforts to Update Ohio Historic Inventory Information for the Augspurger Amish/Mennonite Settlement Multiple Resources Area in Butler County, Ohio** – Based on 2019 conditions, Ms. Kramb updated the Ohio Historic Inventory forms for 17 properties listed on the NRHP in 1984 as part of a Mennonite settlement that prospered in Butler County between about 1820 and 1880. The work was conducted in anticipation of an MOA to mitigate adverse effects resulting from the demolition of a NRHP listed farm.

**Wright State University Cellular Antenna Mitigation Project, Dayton, Ohio** – To fulfill MOA requirements, Ms. Kramb developed a tri-fold walking tour brochure to document the history of four buildings comprising Founder's Quadrangle at the center of Wright State University's campus.

**Historic Tour of Van Wert Cellular Antenna Mitigation Project, Van Wert, Ohio** – To fulfill MOA requirements, Ms. Kramb worked with the Van Wert Historical Society and developed a tri-fold tour brochure promoting nine select sites within downtown Van Wert.

**Updated NRHP Nomination Form** – To fulfill MOA requirements, Ms. Kramb updated the NRHP Nomination form for **Kingswood Center Gardens** in the Mansfield, Richland County, Ohio.

**Determination of Effects Reports** – Ms. Kramb reviewed project plans and provided adverse effects determinations for the following NRHP eligible and listed sites: Garden Gateway Project, **Kingswood Center Gardens**, Mansfield, Richland County, Ohio; **Mooreland Estate**, Lakeland Community College Campus, Lake County, Ohio; FAI-00866-05, **Timbertop Estate**, Fairfield County, Ohio.

**Phase II History/Architecture Surveys** – Ms. Kramb completed the following reports: Phase II History/Architecture Investigations for **MOE-26-16.85 (PID 110443) in the Village of Woodsfield**, Monroe County; Phase II History/Architecture Investigations for the **Wastewater Treatment Plant Project in the Village of West Alexandria**, Lanier Township, Preble County; Phase II History/Architecture Survey for **POR-KSU Gateway Esplanade (PID 88517)**, Portage County; Phase II History/Architecture Survey for sites within the **Ohio Valley Coal Company Approved Mining Areas D-0360-21 and D-0360-23** in Goshen Township, Belmont, County.

**Phase I History/Architecture Surveys (non-ODOT projects)** – Ms. Kramb completed the following reports for projects in the State of Ohio: Phase I History/Architecture Survey for the **Tiltonsville-Windsor Transmission Line Rebuild Project** in Warren Township, Jefferson County; History/Architecture Reconnaissance Survey for the Proposed **Kingwood Solar Project** in Portions of Cedarville, Miami, and Xenia Townships, Greene County; History/Architecture Reconnaissance Survey for the Proposed **Birch Solar Project** in Portions of Shawnee Township, Allen County and Logan Township, Auglaize County; Phase I History/Architecture Survey for the **Nestlewood Solar Project** in portions of Tate Township, Clermont County and Clark Township, Brown County; Phase I History/Architecture Survey for the **Border Basin Solar Project** in Cass Township, Hancock County; History/Architecture Reconnaissance Survey for the **Grover Hill Wind Farm** in Latty Township, Paulding County; Phase I History/Architecture Survey Report for the **Naval Air Reserve Center at Rickenbacker International Airport**, Columbus, Franklin County; Phase I History/Architecture Surveys for the **East Reservoir Dam Improvements, North Reservoir Dam Rehabilitation, North Reservoir Dam Outlet Replacement, and North Reservoir Spillway Project** in Portage Lakes State Park, Coventry Township, Summit County; Phase I History/Architecture Survey for a **Senior Living Facility** along Royalton Road in Strongsville, Cuyahoga County. Phase I History/Architecture Surveys for the **Leesburg Industrial Park**, Fairfield Township, Highland County; Phase I History/Architecture Survey for the **Greenfield Industrial Park**, Madison Township, Highland County; Phase I History/Architecture Survey for the **Oxford Mining Company Shugert North Mine Application** in Union Township, Belmont County; Phase I History/Architecture Survey for **CLA-Little Miami Trail Extension** in Clark County; Phase I History/Architecture Survey for the **Blossom Hill School Building Project**, Brecksville, Cuyahoga County; Phase I History/Architecture Survey for **Sanitary Sewer Improvements in the City of Parma**, Cuyahoga County.

**Phase I History/Architecture Surveys and Cultural Resource Scoping Requests for ODOT Projects** – Ms. Kramb completed reports for the following Ohio Department of Transportation (ODOT) projects. **District 11:** HOL-62-15.49 (PID 99647) roadway realignment; **District 10:** MOE-26-16.85 (PID) intersection improvements in the Village of Woodsfield; **District 8:** WAR/GRE-US 42-17.94 (PID 81627) culvert replacements, Clermont SR-131-5.33 (PID 97209) culvert replacement; **District 7:** MOT-CR 230-9.06 (PID 88223) roadway improvements; **District 6:** FRA-CR 17-10.43 (PID 105623) intersection improvements; FRA-70-16.17 (PID 76997) Far East Freeway Project; **District 4:** SUM-CR 17-7.44 (PID 84498) roadway improvements, SUM-31<sup>st</sup> Street NW (PID 86923) roadway improvements, SUM-619-4.73 (PID 76436) intersection improvements, STA-SR 172-30.06 (PID 106622) intersection improvements, SUM-77-24.18 (PID 97536) interstate widening, MAH-680-2.06 (PID 96637) interstate bridge improvements; **District 3:** RIC-CR 320-6.02 (PID 85312), RIC-CR 320-8.75 and RIC-320-1.00 (PID 85311) roadway realignment and bridge replacements; **District 2:** WOO-64-11.42 (PID 87671) and WOO-65-4.38 (PID 87670) roadway improvements; **District 1:** PUT-CR 5-7.00 (PID 76899) roadway improvements, ALL-SR-11.22 (PID 108644) Roadway Reconstruction Project in Delphos.



**This foregoing document was electronically filed with the Public Utilities  
Commission of Ohio Docketing Information System on**

**4/20/2022 5:03:43 PM**

**in**

**Case No(s). 21-0117-EL-BGN**

Summary: Motion Motion for Leave to Include Attachment, Request for Expedited Ruling, and Memorandum in Support electronically filed by Mr. Michael J. Settineri on behalf of Kingwood Solar I LLC