

BEFORE THE OHIO POWER SITING BOARD

In the Matter of the Application)	
of Kingwood Solar I LLC, for a)	Case No. 21-0117-EL-BGN
Certificate of Environmental)	
Compatibility and Public Need)	

**MOTION FOR EXTENSION, MEMORANDUM IN SUPPORT, AND REQUEST FOR
EXPEDITED RULING**

Pursuant to Ohio Adm.Code 4906-2-07, Kingwood Solar I LLC (“Kingwood”) respectfully requests, as explained in the attached Memorandum of Support, that Kingwood’s January 23, 2023 deadline to respond to the application for rehearing filed by Citizens for Greene Acres, Inc., the Cedarville Township Board of Trustees, the Miami Township Board of Trustees, and the Xenia Township Board of Trustees, be extended to January 27, 2022. Also, pursuant to Ohio Adm.Code 4906-2-27(C), the Applicant requests an expedited ruling on this Motion. Citizens for Greene Acres, Inc., the Greene County Board of Commissioners, the Miami Township Board of Trustees, the Ohio Farm Bureau Federation, and Ohio Power Siting Board Staff and do not oppose this Motion or the request for expedited ruling.

Good cause exists for granting this Motion and ruling on an expedited basis, as set forth in the accompanying Memorandum in Support.

Respectfully submitted,

/s/ Anna Sanyal

Michael J. Settineri (0073369), Counsel of Record
Jonathan Stock (0065637)
Anna Sanyal (0089269)
Nathaniel B. Morse (0099768)
Vorys, Sater, Seymour and Pease LLP
52 East Gay Street
Columbus, Ohio 43215
(614) 464-5462

(614) 719-5146 (fax)
mjsettineri@vorys.com
jstock@vorys.com
aasanyal@vorys.com
nbmorse@vorys.com

Attorneys for Kingwood Solar I, LLC

**MEMORANDUM IN SUPPORT OF
MOTION FOR EXTENSION AND
REQUEST FOR EXPEDITED RULING**

Kingwood Solar I LLC (“Kingwood”) respectfully requests that its January 23, 2023 deadline to respond to the application for rehearing filed by Citizens for Greene Acres, Inc., the Cedarville Township Board of Trustees, the Miami Township Board of Trustees, and the Xenia Township Board of Trustees, be extended by four days to January 27, 2023. Good cause exists for granting this Motion. Kingwood would appreciate the additional time given the Martin Luther King, Jr. state holiday this week. Additionally, as applications for rehearing to the Board’s December 15, 2022 Opinion and Order are due today (January 17, 2023), an extension would ensure that all memorandum contra to applications for rehearing filed in this proceeding would be due on the same date, January 27, 2023.

Kingwood also requests expedited ruling on this Motion, pursuant to Ohio Adm.Code 4906-2-27(C). This rule allows the Board to issue a ruling without the filing of additional memoranda if the motion requests an extension of time of five days or less. However, prior to the filing of this Motion, Kingwood also contacted the other parties in this proceeding, and represents that Citizens for Greene Acres, Inc., the Greene County Board of Commissioners, the Miami Township Board of Trustees, the Ohio Farm Bureau Federation, and Ohio Power Siting Board Staff do not oppose this Motion or the expedited nature of the request, given the current filing deadline of January 23, 2023. Consequently, for the above reasons, Kingwood requests that the Administrative Law Judge grant the Motion and allow Kingwood to file its memorandum contra to the application for rehearing filed by Citizens for Greene Acres, Inc., the Cedarville Township Board of Trustees, the Miami Township Board of Trustees, and the Xenia Township

Board of Trustees on January 27, 2023.

Respectfully submitted,

/s/ Anna Sanyal

Michael J. Settineri (0073369), Counsel of Record

Jonathan Stock (0065637)

Anna Sanyal (0089269)

Nathaniel B. Morse (0099768)

Vorys, Sater, Seymour and Pease LLP

52 East Gay Street

Columbus, Ohio 43215

(614) 464-5462

(614) 719-5146 (fax)

mjsettineri@vorys.com

jstock@vorys.com

aasanyal@vorys.com

nbmorse@vorys.com

Attorneys for Kingwood Solar I, LLC

CERTIFICATE OF SERVICE

The Ohio Power Siting Board's e-filing system will electronically serve notice of the filing of this document on the parties referenced on the service list of the docket card who have electronically subscribed to the case. In addition, the undersigned certifies that a courtesy copy of the foregoing document is also being sent via electronic mail on January 17, 2023, to:

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

lslone@mdllp.net

John E. Hart
Attorney for In Progress LLC

johnhart@cedarville.edu

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@vankley.law

Thaddeus M. Boggs
Jesse Shamp
Attorneys 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/ Anna Sanyal
Anna Sanyal

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

1/17/2023 5:12:03 PM

in

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

Summary: Motion Motion for Extension, Memorandum in Support, and Request for Expedited Ruling electronically filed by Ms. Anna Sanyal on behalf of Kingwood Solar I LLC