

OHIO POWER SITING BOARD

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In the Matter of the	:
Application of American	:Case No.
Transmission Systems, Inc.,	:22-248-EL-BTX
for a Certificate of	:
Environmental Compatibility and	:
Public Need to Construct the	:
Dowling-Fulton 345 kV Transmission:	:
Line Tap to Melbourne Substation	:
Project.	:

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PROCEEDINGS

Before Jesse Davis, Administrative Law Judge,
held at the offices of the Public Utilities
Commission of Ohio, 180 East Broad Street,
Hearing Room 11-C, Columbus, Ohio, on Tuesday,
January 9, 2024, at 10:00 A.M.

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Armstrong & Okey, Inc.
222 East Town Street, 2nd Floor
Columbus, Ohio 43215
(614) 224-9481

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APPEARANCES:

Porter Wright Morris & Arthur LLP
By Mr. L. Bradfield Hughes
41 South High Street
Suites 2800-3200
Columbus, Ohio 43215

On behalf of American Transmission
Systems, Inc.

Mr. Thomas Lindgren
Assistant Attorney General
30 East Broad Street, 26th Floor
Columbus, Ohio 43215

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

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1 Tuesday Morning,
2 January 9, 2024.

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4 ALJ DAVIS: Good morning, everyone.
5 It's approximately 10:11 A.M. on January 9th,
6 2024. My name is Jesse Davis, I am the
7 Administrative Law Judge assigned to hear this
8 case by the Ohio Power Siting Board, which has
9 called today for hearing case No. 22-248-EL-BTX
10 which is captioned In the Matter of the
11 Application of America Transmission Systems
12 Incorporated for a Certificate of Environmental
13 Compatibility and Public Need to Construct the
14 Dowling-Fulton 345 Kilovolt Transmission Line
15 Tab to Melbourne Substation Project.

16 At this time we will take
17 appearances starting with Staff.

18 MR. LINDGREN: Thank you, your
19 Honor. On behalf of the Staff, Ohio Attorney
20 General Dave Yost by Thomas Lindgren and Ashley
21 Wnek, Assistant Attorneys General, 30 East Broad
22 Street, 26th Floor, Columbus, Ohio 43215.

23 ALJ DAVIS: Thank you. On behalf
24 of the Applicant?

25 MR. HUGHES: Brad Hughes, Porter

Wright Morris & Arthur, on behalf of American
Transmission Systems Incorporated. My firm
address is 41 South High Street, 30th Floor,
Columbus, Ohio 43215. Thank you

ALJ DAVIS: Thank you very much.
And I will just note for the sake of the record
that on December 15th by entry Administrative
Law Judge did grant a motion to intervene to a
Mr. Rocky A. Conley II. He is not in
attendance nor is a representative on his behalf
here today.

So now we will proceed with an
update from the Applicant as to the status of
this application.

MR. HUGHES: Thank you, your Honor.
As you may recall from the public hearing that
occurred in this case Mr. Conley appeared to
object to the preferred route given the location
of his racetrack, his development plans for
the racetrack, and some structures that he has
erected on the racetrack in the time since
American Transmission Systems Incorporated
applied for the preferred route.

And I am happy to report that in
the time since the public hearing, although Mr.

1 Conley has not been responsive to the Company's
2 efforts to conduct a survey on his property, the
3 Company has taken steps to adjust the preferred
4 route such that the concerns raised by Mr.
5 Conley at the public hearing should be
6 addressed.

7 Specifically the modification of the
8 preferred route that the company is currently
9 working through engineering involves the segment
10 that was Segment No. 38 in the Company's
11 application. And that segment is identified in
12 the route selection study that was included with
13 the Company's application, and it's depicted on
14 Figure 5 as one of the initial study segments.

15 And the Company, hopefully this
16 route will, this modification to the route, will
17 bringing the line to the north so that it no
18 longer impacts Mr. Conley's property.

19 I am also happy to report that over
20 the holidays the real estate department at
21 American Transmission Systems was able to reach
22 out to the property owners whose parcels would
23 be impacted by this adjustment with respect to
24 Segment 38. And those landowners have consented
25 to this adjustment to the preferred route.

1 And if necessary Mr. Scott Humphrys
2 is here today and can answer any questions you
3 may have about that adjustment to the preferred
4 route.

5 ALJ DAVIS: Thank you very much.
6 Anything from Staff?

7 MR. LINDGREN: No, your Honor.

8 ALJ DAVIS: Thank you. For the
9 sake of the record I will just note that
10 immediately following the conclusion of today's
11 hearing, which will be continued, we will be
12 having a prehearing conference to discuss the
13 future procedural schedule of the case and any
14 related event there.

15 So at this time with no further
16 business to discuss we are now going to adjourn.
17 The hearing will be continued, then an entry
18 will be issued to memorialize a new procedural
19 schedule. We are adjourned. Thank you.

20 (At 10:20 A.M. the hearing was
21 adjourned)

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CERTIFICATE

I do hereby certify that the foregoing
is a true and correct transcript of the
proceedings taken by me in this matter on
January 9, 2023, and carefully compared with my
original stenographic notes.

Michael O. Spencer,
Registered Professional
Reporter.

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in

Case No(s). 22-0248-EL-BTX

Summary: Transcript January 9th 2024 In the Matter of the Application of American Transmission Systems, Inc., for a Certificate of Environmental Compatibility and Public Need to Construct the Dowling-Fulton 345 kV Transmission Line Tap to Melbourne Substation Project. electronically filed by Mr. Ken Spencer on behalf of Armstrong & Okey, Inc. and Spencer, Michael O. Mr..