

ORIGINAL

In The
SUPREME COURT OF OHIO

**Champaign County and Goshen, Union
And Urbana Townships,**

and

**Union Neighbors United (UNU), Robert
McConnell, Diane McConnell, and
Julia F. Johnson,**

Appellants,

v.

Ohio Power Siting Board,

Appellee.

Case No. 2013-1874

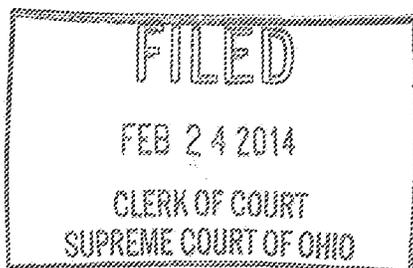
Appeal from the Ohio Power Siting Board,
Case No. 12-160-EL-BGN, *In the Matter of
the Application of Champaign Wind, LLC,
for a Certificate To Construct a Wind-
Powered Electric Generating Facility in
Champaign County, Ohio.*

**STIPULATION TO EXTENSION OF TIME FOR
APPELLEE OHIO POWER SITING BOARD
TO FILE ITS MERIT BRIEF**

Kevin S. Talebi (0069198)
Champaign County Prosecuting Attorney
Jane A. Napier (0061426)
Assistant Prosecuting Attorney
(Counsel of Record)
200 N. Main Street
Urbana, OH 43078
Telephone: (937) 484-1900
Facsimile: (937) 484-1901
ktalebi@champaignprosecutor.com
jnapier@champaignprosecutor.com

**Attorneys for Appellants Champaign
County and Goshen, Salem, and Union
Townships**

Mike DeWine (0009181)
Ohio Attorney General
William L. Wright (0018010)
Section Chief, Public Utilities Section
Werner L. Margard III (0024858)
Counsel of Record
Devin D. Parram (0082507)
Katherine L. Johnson (0091064)
Assistant Attorneys General
180 East Broad Street, 6th Fl
Columbus, OH 43215-3793
Telephone: (614) 466-4397
Facsimile: (614) 644-8764
bill.wright@puc.state.oh.us
werner.margard@puc.state.oh.us
devin.parram@puc.state.oh.us
katie.johnson@puc.state.oh.us



Jack A. Van Kley (0016961)
(Counsel of Record)
Van Kley & Walker LLC
132 Northwoods Blvd., Suite C-1
Columbus, OH 43235
Telephone: (614) 431-8900
Facsimile: (614) 431-8905
jvankley@vankleywalker.com

Christopher A. Walker (0040696)
Van Kley & Walker LLC
137 North Main Street
Suite 316
Dayton, OH 45402-1772
Telephone: (937) 226-9000
Facsimile: (937) 226-9002
cwalker@vankleywalker.com

**Attorneys for Appellants Union Neighbors
United, Robert McConnell, Diane
McConnell, and Julia F. Johnson**

**Counsel for Appellee,
Ohio Power Siting Board**

M. Howard Petricoff (0008287)
(Counsel of Record)
Michael J. Settineri (0073369)
Miranda R. Leppla (0086351)
Vorys, Sater, Seymour and Pease LLP
52 East Gay Street
P.O. Box 1008
Columbus, OH 43215-1008
Telephone: (614) 464-5414
Facsimile: (614) 719-4904
mhpetricoff@vorys.com
mjsettineri@vorys.com
mrleppla@vorys.com

**Attorneys for Intervening Appellee
Champaign Wind LLC**

STIPULATION TO EXTENSION

Pursuant to S.Ct. Prac. R. 16.03(A)(2), (3), the merit brief of Appellee Ohio Power Siting Board in this case must be filed by March 5, 2014. Pursuant to S.Ct. Prac. R. 3.03(B)(2)(a), counsel for Appellants Union Neighbors United, Robert McConnell, Diane McConnell, and Julia F. Johnson, Appellants Champaign County and Goshen, Salem, and Union Townships, Intervening-Appellee Buckeye Wind LLC, and Appellee Ohio Power Siting Board, have agreed to a twenty (20) day extension to the deadline for filing of the Board's merit brief. No prior extension has been requested by Appellees. The new date for the filing of a merit brief by the Board, pursuant to the agreement of the parties, is March 25, 2014. Pursuant to S.Ct. Prac. R. 3.03(B)(3), this extension shall apply to all other parties on the same side, including Intervening-Appellee Champaign Wind LLC.

Respectfully submitted,

Agreed:

Agreed:

/s/Kevin S. Talebi

Kevin S. Talebi (0069198)
Champaign County Prosecutor
Jane A. Napier (0061426)
(Counsel of Record)
Assistant Prosecuting Attorney
Counsel of Record
200 N. Main Street
Urbana, OH 43078
Telephone: (937) 484-1900
Facsimile: (937) 484-1901
ktalebi@champaignprosecutor.com
jnapier@champaignprosecutor.com

**Attorneys for Appellants Champaign
County and Goshen, Salem, and Union
Townships**

/s/Werner L. Margard III

Werner L. Margard III (0024858)
(Counsel of Record)
Devin D. Parram (0082507)
Katherine L. Johnson (0091064)
Assistant Attorneys General
180 East Broad Street, 6th Floor
Columbus, OH 43215-3793
Telephone: (614) 466-4397
Facsimile: (614) 644-8764
werner.margard@puc.state.oh.us
devin.parram@puc.state.oh.us
katie.johnson@puc.state.oh.us

**Attorneys for Appellee,
Ohio Power Siting Board**

Agreed:

/s/Jack A. Van Kley

Jack A. Van Kley (0016961)
(Counsel of Record)
Van Kley & Walker LLC
132 Northwoods Blvd., Suite C-1
Columbus, OH 43235
Telephone: (614) 431-8900
Facsimile: (614) 431-8905
jvankley@vankleywalker.com

Christopher A. Walker (0040696)
Van Kley & Walker LLC
137 North Main Street
Suite 316
Dayton, OH 45402-1772
Telephone: (937) 226-9000
Facsimile: (937) 226-9002
cwalker@vankleywalker.com

**Attorneys for Appellants Union Neighbors
United, Robert McConnell, Diane
McConnell, and Julia F. Johnson**

Agreed:

/s/M. Howard Petricoff

M. Howard Petricoff (0008287)
Counsel of Record
Michael J. Settineri (0073369)
Miranda R. Leppla (0086351)
Vorys, Sater, Seymour and Pease LLP
52 East Gay Street
P.O. Box 1008
Columbus, OH 43215-1008
Telephone: (614) 464-5414
Facsimile: (614) 719-4904
mhpetricoff@vorys.com
mjsettineri@vorys.com
mrleppla@vorys.com

**Attorneys for Intervening Appellee
Champaign Wind LLC**

PROOF OF SERVICE

I hereby certify that a true copy of the foregoing Stipulation to Extension of Time for Appellee Power Siting Board of Ohio to File Its Merit Brief, submitted on behalf of Appellee, the Power Siting Board of Ohio, was served by regular U.S. mail, postage prepaid, or hand-delivered, upon the following parties of record, this 24th day of February, 2014.

/s/Werner L. Margard III

Werner L. Margard III
Assistant Attorney General

Parties of Record:

Kevin S. Talebi
Champaign County Prosecuting Attorney
Jane A. Napier
Assistant Prosecuting Attorney
200 N. Main Street
Urbana, OH 43078

**Attorneys for Appellants Champaign
County and Goshen, Salem, and Union
Townships**

Jack A. Van Kley
Van Kley & Walker LLC
132 Northwoods Blvd., Suite C-1
Columbus, OH 43235

Christopher A. Walker
Van Kley & Walker LLC
137 North Main Street
Suite 316
Dayton, OH 45402-1772

**Attorneys for Appellants Union Neighbors
United, Robert McConnell, Diane
McConnell, and Julia F. Johnson**

M. Howard Petricoff
Michael J. Settineri
Miranda R. Leppla
Vorys, Sater, Seymour and Pease LLP
52 East Gay Street
P.O. Box 1008
Columbus, OH 43215-1008

**Attorneys for Intervening Appellee Buckeye
Wind LLC**