

IN THE COURT OF APPEALS OF OHIO
TENTH APPELLATE DISTRICT

FILED
APPEALS
FRANKLIN CO OHIO
2009 SEP 10 PM 12:03
CLERK OF COURTS

State of Ohio ex rel.
AEP Ohio, etc. et al.,

Relators,

v.

The Ohio Environmental Review
Appeals Commission et al.,

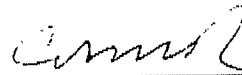
Respondents.

No. 09AP-839

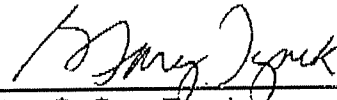
(REGULAR CALENDAR)

JOURNAL ENTRY

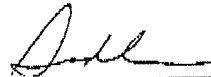
Relators' September 8, 2009 motion for an alternative writ is granted. Respondents shall, not later than September 17, 2009, grant the relief requested by relators, vacate the one-hour hearings in relators' actions and reschedule same or show cause why this court should not issue the requested writ. Respondents shall, in their response, address the due process aspects and the single-subject rule of the Ohio Constitution. The parties shall appear for a hearing before this court on September 17, 2009, at 10:15 a.m., in Courtroom 23(B).



Judge John A. Connor



Judge G. Gary Tyack



Judge Lisa L. Sadler

cc: Deputy Court Administrator
Court Assignment Commissioner

EXHIBIT 1---LIST OF SCHEDULED ONE-HOUR HEARINGS

AEP Ohio	
Cardinal Operating Co.	9-30-09
Columbus Southern Power	9-22-09
Ohio Power Gavin	9-22-09
Ohio Power Muskingum	9-22-09
Ashland, Inc.	
Cleveland West	10-9-09
Evendale	9-14-09
Clean Harbors	
Hebron Recycle Center	10-22-09
Columbus Steel Castings	10-1-09
Core Molding Technologies, Inc.	10-6-09
Duke Energy-Ohio, Inc.	
CG&E Beckjord	10-5-09
CG&E Miami Fort	10-7-09
Cinergy Solutions	10-9-09
CG&E Woodsdale	10-9-09
CG&E Zimmer	10-15-09
FirstEnergy Corp.	
CEI Ashtabula	9-29-09
CEI Eastlake	9-30-09
CEI Lakeshore	10-6-09
Ohio Edison Burger	9-30-09
Ohio Edison Sammis (Title V)	9-29-09
Ohio Edison Sammis (PTI)	10-13-09
Toledo Edison Bayshore (Title V)	10-15-09
Toledo Edison Bayshore (NPDES)	11-18-09
Toledo Edison Richland	10-14-09
Ford Motor Company	
Avon Lake	9-29-09
Cleveland Casting (Title V)	10-13-09
Cleveland Casting (PTI)	10-22-09
Cleveland Engine	10-6-09
Lima	10-6-09

Kraton Polymers U.S. LLC	
Belpre PTI #1	10-8-09
Belpre PTI #2	11-19-09
Millennium Inorganic Chemicals, Inc.	
Plant 2 Title V	9-29-09
PTI #1	9-30-09
PTI #2	9-25-09
PTI #3	9-23-09
PTI #4	9-23-09
Momentive Performance Materials Quartz, Inc.	
(GE Quartz)	
Appeal #1	10-7-09
Appeal #2	10-7-09
PPG Industries, Inc.	
Circleville (Title V)	10-1-09
Circleville (PTI)	10-8-09
The Procter & Gamble Company	
Allocation Rule	11-19-09