

COMMONWEALTH OF KENTUCKY  
BEFORE THE KENTUCKY STATE BOARD ON  
ELECTRIC GENERATION AND TRANSMISSION SITING

IN THE MATTER OF:

The Application of Dogwood Corners, LLC for a	)	
Certificate of Construction for an	)	
Approximately 125 Megawatt Merchant Electric	)	Case No. 2023-00246
Solar Generating Facility in Christian County, Kentucky	)	
Pursuant to KRS 270.700 and 807 KAR 5:10	)	

**MOTION OF CHRISTIAN COUNTY, KENTUCKY FOR THE BOARD TO ACCEPT  
LATE FILING OF CHRISTIAN COUNTY’S WITNESS LIST**

Christian County, Kentucky (hereinafter referred to as “Christian County”), by counsel, moves the Siting Board to accept the late filing of Christian County’s Witness List. While applicant’s analysis of KRS 446.030(1)(a) is correct, Christian County’s late filing should be accepted. In support of this Motion, it is affirmatively stated both designated witnesses are representatives of Christian County government, one being the County Judge Executive and the other being a duly elected member of the Fiscal Court. The applicant’s witness list filing occurred at 4:43 p.m. on January 31, 2024, the last day for filing at almost the last hour. The applicant’s filing required analysis to determine the appropriate witness(es) to rebut, as may be necessary, the testimony summarized in applicant’s witness designation. In that light, Christian County’s Witness List, filed on February 1, 2024, six calendar days prior to the hearing in this matter, should be deemed by the Siting Board to have been timely filed.

Moreover, Dogwood Corners, LLC mischaracterizes the testimony of Christian County’s witnesses and claims Christian County Judge Executive, Jerry Gilliam, will be opining on matters of law, and Squire John Bruce is providing expert testimony. It misunderstands. Both Judge Gilliam and Squire Bruce are elected members of the Christian County Fiscal Court, active

members of the Christian County community, and are expected to provide testimony pursuant to their personal experience and knowledge of the local ordinances and their personal reviews of Dogwood Corners, LLC's application related to same, including Dogwood Corners, LLC's failure to abide by either Ordinance 22-004 or Ordinance 23-005, both failures being fatal to the application of Dogwood Corners.

Accordingly, Dogwood Corners, LLC's objection to Christian County's witness list is within the discretion of the Siting Board and should be denied.

This 6th day of February, 2024.

*/s/ Harold Mac Johns*

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HAROLD MAC JOHNS  
ENGLISH, LUCAS, PRIEST & OWSLEY, LLP  
12 Public Square; P.O. Box 746  
Elkton, KY 42220  
Telephone: (270) 265-2912  
Facsimile: (270) 265-2054  
Email: [mjohns@elpolaw.com](mailto:mjohns@elpolaw.com)  
*Attorney for Christian Fiscal Court*

LINDSAY TATE PORTER  
ENGLISH, LUCAS, PRIEST & OWSLEY, LLP  
1101 College Street; P.O. Box 770  
Bowling Green, KY 42102-0770  
Telephone: (270) 781-6500  
Facsimile: (270) 782-7782  
Email: [lporter@elpolaw.com](mailto:lporter@elpolaw.com)  
*Co-Counsel for Christian Fiscal Court*

LINCOLN FOSTER  
CHRISTIAN COUNTY ATTORNEY  
P.O. Box 24  
Hopkinsville, KY 42241  
Email: [lfoster@prosecutorys.ky.gov](mailto:lfoster@prosecutorys.ky.gov)  
*Co-Counsel for Christian Fiscal Court*

**CERTIFICATE OF SERVICE**

This is to certify that on the 6th day of February, 2024, a true and accurate copy of the foregoing document was electronically served upon the following:

James W. Gardner  
M. Todd Osterloh  
Rebecca C. Price  
Sturgill, Turner, Barker, & Moloney, PLLC  
333 W. Vine Street, Suite 1500  
Lexington, KY 40507  
[jgardner@sturgillturner.com](mailto:jgardner@sturgillturner.com)  
[tosterloh@sturgillturner.com](mailto:tosterloh@sturgillturner.com)  
[rprice@sturgillturner.com](mailto:rprice@sturgillturner.com)

*/s/ Harold Mac Johns*  
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HAROLD MAC JOHNS  
LINDSAY TATE PORTER  
LINCOLN FOSTER