

**COMMONWEALTH OF KENTUCKY
KENTUCKY STATE BOARD ON ELETRIC GENERATION
AND TRANSMISSION SITING
CASE NO. 2023-00263**

IN RE: BANJO CREEK SOLAR, LLC

MOTION AND REQUEST FOR LOCAL PUBLIC HEARING

Come now the Residents of Banjo Creek, by counsel, and pursuant to KRS 278.712(1) and the Board's Order of September 27, 2023, and move for and request the Board to convene a local public hearing in this matter.

On October 3, 2023, the eleven individuals comprising the group known as the Residents of Banjo Creek were granted the right to intervene in this matter and vested with "the full rights of a party." On September 27, 2023, the Board filed its Order establishing the schedule for the application submitted by Banjo Creek Solar, LLC. Under the Appendix to that Order, "requests for public hearing shall be filed no later than 10/09/2023." The statute found at KRS 278.712(1) states that the Board "may convene a local public hearing upon receipt of a request by not less than three (3) interested persons that reside in a county . . . in which the facility is proposed to be constructed to consider the application for a construction certificate." There are eleven Residents of Banjo Creek, which is greater than the statutorily required minimum, and, through undersigned counsel, they each request for the Board to hold a local public hearing on this matter in Graves County. They do so for the reasons set out in their Motion to Intervene. Additionally, holding a local public hearing will permit the Residents of Banjo Creek to effectively speak for themselves and present their concerns and questions to the Board. It will also permit them to question and cross-examine witnesses and evidence presented by the applicant for this project. A public hearing will also permit others from the local community to learn, or learn more, about this project and express their support

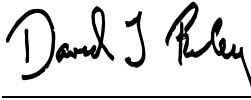
or concerns to the Board. Undersigned counsel notes that on September 12, 2023, an informal meeting of some of the officers/agents of Greengo Energy and Banjo Creek Solar, LLC, the Graves County Judge/Executive, one or two of the Graves County Commissioners, the Graves County Attorney, and approximately 25-30 residents of Graves County was held at the office of the Graves County Judge/Executive. This meeting allowed residents to express their concerns about or support for the project but had no formal structure and was more of a “listening session” and discussion focused on reaching potential compromises between the various stakeholders. Those same potential compromises are matters that this Board has the authority to order. Obviously, all parties and stakeholders in this project have shown a willingness to conduct the development and evaluation of this project in Graves County, and a hearing in that county should be held in accordance with their prior practice. The Residents of Banjo Creek believe that a more formal hearing held in their local community would be beneficial to the Board’s determination in this matter.

WHEREFORE, the Residents of Banjo Creek pray that Board exercise the authority given to it by KRS 278.712(1) and grant them a local public hearing in this matter to be held in Graves County.

This the 4th day of October, 2023.

Respectfully submitted,

GRUMLEY, RILEY & STEWART, P.S.C.

By: 

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CERTIFICATE OF SERVICE

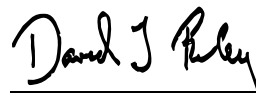
Undersigned counsel hereby certifies that on the 4th day of October, 2023, a true and correct copy of the foregoing was served filed with the Public Service Commission using its online, electronic filing system, which will distribute a copy of the same to the following:

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