Before

**The Public Utilities Commission of Ohio**

In the Matter of the Application of Ohio )

Power Company to Amend Its Supplier ) Case No. 13-729-EL-ATA

Coordination Tariff and Related Contracts. )

**Reply Comments of Industrial Energy Users-Ohio**

Joseph E. Oliker

(Counsel of Record)

Samuel C. Randazzo

Frank P. Darr

Matthew R. Pritchard

McNees Wallace & Nurick LLC

21 East State Street, 17TH Floor

Columbus, OH 43215

Telephone: (614) 469-8000

Telecopier: (614) 469-4653

joliker@mwncmh.com

sam@mwncmh.com

fdarr@mwncmh.com

mpritchard@mwncmh.com

July 22, 2013 Attorneys for Industrial Energy Users-Ohio

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1. **BACKGROUND**

On March 22, 2013, pursuant to Section 4909.18, Revised Code, Ohio Power Company (“AEP-Ohio”) filed an application to amend its Electric Generation Supplier Tariff and Related Contracts.[[1]](#footnote-1) On July 8, 2013, the Industrial Energy Users-Ohio (“IEU-Ohio”) filed Comments in this proceeding. Pursuant to the Attorney Examiner’s June 5, 2013 Entry in this proceeding, IEU-Ohio submits it Reply Comments.

1. **REPLY COMMENTS**

In its July 8, 2013 Comments, IEU-Ohio objected to AEP-Ohio’s failure to include in its proposed Supplier Tariff the methodologies AEP-Ohio planned to utilize to establish a customer’s peak load contribution (“PLC”) capacity obligation and hourly energy usage. As proposed, AEP-Ohio’s Application requested that the Commission delegate to AEP-Ohio the authority to calculate the capacity obligations of competitive retail electric service (“CRES”) providers in its service territory based upon methodologies “posted on the Company’s website.”[[2]](#footnote-2) The methodology proposed by AEP-Ohio could be modified without Commission review or approval at the discretion of AEP-Ohio.

 On July 16, 2013, AEP-Ohio submitted a letter in this proceeding. In that letter, AEP-Ohio indicated that due to an inadvertent oversight, the methodologies for calculating capacity obligations, transmission obligations and hourly energy usage had not been posted on AEP-Ohio’s website, but that oversight had been remedied as of July 15, 2013. AEP-Ohio’s letter included a copy of the proposed methodologies AEP-Ohio plans to utilize to establish capacity obligations, transmission obligations and hourly energy usage.

 For the reasons detailed in IEU-Ohio’s July 8, 2013 Comments, omitting the methodologies to calculate capacity obligations, transmission obligations and hourly energy usage from AEP-Ohio’s Supplier Tariff would not be just and reasonable. The Commission must require AEP-Ohio to set forth these methodologies in its Supplier Tariff.

 Furthermore, because AEP-Ohio’s Application appears to be unjust and unreasonable, *i.e.,* AEP-Ohio failed to include its proposed methodologies to calculate capacity obligations, transmission obligations and hourly energy usage in its proposed Supplier Tariff, the Commission must, in accordance with Section 4909.18, Revised Code, set this matter for an evidentiary hearing.

1. **CONCLUSION**

 For the reasons stated herein, IEU-Ohio requests that the Commission direct AEP-Ohio to revise its Application and proposed Supplier Tariff to include the information required by Section 4909.18, Revised Code, and schedule an evidentiary hearing to consider AEP-Ohio’s Application.

Respectfully submitted,

/s/ Matthew R. Pritchard

Joseph E. Oliker (Counsel of Record)

Samuel C. Randazzo

Frank P. Darr

Matthew R. Pritchard

McNees Wallace & Nurick LLC

21 East State Street, 17th Floor

Columbus, OH 43215-4228

jolikermwncmh.com

sam@mwncmh.com

fdarr@mwncmh.com

mpritchard@mwncmh.com

**Attorneys for Industrial Energy**

**Users-Ohio**

#### Certificate of Service

I hereby certify that a copy of the foregoing *Reply Comments of Industrial Energy Users-Ohio* was served upon the following parties of record this 22nd day of July 2013, *via* electronic transmission, hand-delivery or first class U.S. mail, postage prepaid.

/s/ Matthew R. Pritchard

Matthew R. Pritchard

Steven T. Nourse

American Electric Power Service Corporation

1 Riverside Plaza, 29th Floor

Columbus, OH 43215

stnourse@aep.com

**On Behalf of Ohio Power Company**

Mark A. Hayden

FirstEnergy Service Company

76 South Main Street

Akron, OH 44308

haydenm@firstenergy.com

Laura C. McBride

Ulmer Berne LLP

1660 West Sixth Street

Cleveland, OH 44113

lmcbride@ulmer.com

**On Behalf of FirstEnergy Solutions Corp.**

M. Howard Petricoff

Gretchen L. Petrucci

Vorys, Sater, Seymour and Pease LLP

52 E. Gay Street

PO Box 1008

Columbus, OH 43216-1008

mhpetricoff@vorys.com

glpetrucci@vorys.com

**On Behalf of Retail Energy Supply Association**

Jeanne W. Kingery

Associate General Counsel

Duke Energy Business Services LLC
155 East Broad Street, 21st Floor

Columbus, OH 43215

jeanne.kingery@duke-energy.com

**On Behalf of Duke Energy Retail Sales, LLC**

Stephanie M. Chmiel

Thompson Hine LLP

41 South High Street, Suite 1700

Columbus, OH 43215

Stephanie.Chmiel@thompsonhine.com

**On Behalf of Border Energy Electric Services, Inc.**

Michael L. Kurtz

Kurt J. Boehm

Jody Kyler Cohn

Boehm, Kurtz & Lowry

36 East Seventh Street

Suite 1510

Cincinnati, OH 45200

dboehm@bkllawfirm.com

mkurtz@bkllawfirm.com

jkylercohn@bkllawfirm.com

**On Behalf of Ohio Energy Group**

William L. Wright

Assistant Attorney General

Chief, Public Utilities Section

180 E. Broad Street, 6th Floor

Columbus, OH 43215-3793

william.wright@puc.state.oh.us

**On Behalf of the Staff of the Public Utilities Commission of Ohio**

Sarah Parrott

Attorney Examiner

Public Utilities Commission of Ohio

180 E. Broad Street, 12th Floor

Columbus, OH 43215-3793

Sarah.Parrot@puc.state.oh.us

jonathan.tauber@puc.state.oh.us

**Attorney Examiner**

1. Hereinafter referred to as the Application and the Supplier Tariff. [↑](#footnote-ref-1)
2. Application Exhibit B-1, Original Sheet No. 103-32D and Exhibit B-2, Original Sheet No. 103-33D. Currently, no such process for calculating the capacity obligation is available on AEP-Ohio’s website. [↑](#footnote-ref-2)