**UNITED STATES OF AMERICA**

**BEFORE THE**

**FEDERAL ENERGY REGULATORY COMMISSION**

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| Electric Power Supply Association, Retail Energy supply Association, Dynegy, Inc., Eastern Interconnection, LLC, NRG Power Marketing, LLC, and GenOn Energy Management, LLC,  Complainants,  v.  AEP Generation Resources, Inc., and Ohio Power Company,  Respondents. | :  :  :  :  :  :  :  :  :  :  :  :  :  : | Docket No. EL16-33-000 |

**MOTION TO FILE COMMENTS AFTER TIME**

**SUBMITTED ON BEHALF OF**

**THE PUBLIC UTILITIES COMMISSION OF OHIO**

The Public Utilities Commission of Ohio (PUCO) respectfully requests leave of the Federal Energy Regulatory Commission (Commission) to file the attached comments.

The PUCO did not provide timely comments in this case because, at the time com­ments were due, a decision on case before it, specifically, *In the Matter of the Application Seeking Approval of Ohio Power Company’s Proposal to Enter into an Affiliate Power Purchase Agreement for Inclusion in the Power Purchase Agree­ment Rider*, PUCO Case No. 14-1693-EL-RDR, was pending. That decision, though still subject to rehearing, has now been made and lodged with the Commission. Some aspects of that decision may be useful for the Commission in its consideration of this case. To that end, the PUCO has attached comments which are a verbatim duplication of other comments being submitted by the PUCO today in this Commission’s case numbers EL16-49-000 and EL16-34-000. By accepting these late-filed comments, this Commis­sion will have a more complete record for its consideration. These comments were pre­pared as quickly as was possible considering the PUCO’s examination of its own case and its requirement to approve com­ments only through public meetings which only occur weekly. These two considerations did not permit the PUCO to act until now. The PUCO does not believe that allowing its comments into the record of this case at this time, given that there has been no Commis­sion action taken, will prejudice any party and will not burden or disrupt the development of the case.

The PUCO, therefore, respectfully requests this Commission accept the attached Comments.

Respectfully submitted,

*/s/ Thomas W. McNamee*

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**Attorney for the**

**Public Utilities Commission of Ohio**

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# CERTIFICATE OF SERVICE

I hereby certify that the foregoing has been served in accordance with 18 C.F.R. Section 385.2010 upon each person designated on the official service list compiled by the Secretary in this proceeding.

*/s/ Thomas W. McNamee*

**Thomas W. McNamee**

Dated at Columbus, Ohio this April 11, 2016.