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BEFORE THE OHIO POWER SITING BOARD

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In the Matter of the Letter of Notification of)
American Transmission Systems, Incorporated,)
And The Ohio Edison Company for the Carlisle-)
Johnson 138 kV Transmission Line Tap to the)
Fieldstone Substation Project)

Case No. 07-145-EL-BLN

Motion for Waiver of Notice Requirements
For
Letter of Notification

American Transmission Systems, Inc. ("ATSI"), and Ohio Edison Company ("OE"), subsidiaries of FirstEnergy Corp., move for a waiver of the requirement of Rule 4906-5-02(A)(1) of the Ohio Administrative Code that a Letter of Notification be filed ninety days before planned start of construction of the Carlisle-Johnson 138 kV Transmission Line Tap to the Fieldstone Substation Project. Approval of the waiver request will allow construction on the project to begin as early as April 1, 2007. For the reasons stated below, ATSI and OE submit that good cause for the waiver of the rule exists as required by Rule 4906-1-03.

In conjunction with the filing of this Motion for Waiver of Notice Requirements, on approximately February 9, 2007, ATSI and OE have filed a Letter of Notification for the Carlisle-Johnson 138 kV Transmission Line Tap to Fieldstone Substation Project

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("Project"). In this Project, ATSI and OE are proposing to install an approximately 75 feet (0.02 mile) long, single circuit radial transmission line tap from an existing ATSI transmission line to a new OE distribution substation. The transmission line tap will extend from the existing Carlisle-Johnson 138 kV transmission line to the new Fieldstone Substation which is being installed adjacent to the west side of the existing transmission line. As a part of installing the transmission line tap, two new poles will be installed in the transmission line tap, five new poles will be installed in the existing transmission line to support two switches and the tap connection, and one existing transmission line pole will be removed. The Project area is located approximately 190 feet south of Chestnut Ridge Road and approximately 725 feet east of State Route 57 in Eaton Township, Lorain County, Ohio and in close proximity to the City of Elyria.

The proposed Project is needed to supply electrical energy to Ohio Edison's new Fieldstone Substation. This new substation is needed because the electrical load on Ohio Edison's local electric distribution system has out grown the capacity of Ohio Edison's existing local distribution substation. Due to residential and commercial growth in the area, Ohio Edison's nearby Ely and Shawville distribution substations have become overloaded during peak load periods and are not expected to be capable of supplying peak loads in 2007. Over the past five years, Ohio Edison's load growth in the North Ridgeville area has averaged 8 to 9 percent per year, with more than 2,300 residential units installed since 2000, and an additional 4,200 units planned. Nearby commercial development is also occurring, including the area adjacent to the Project site on the north side of Chestnut Ridge Road. Installation of the Fieldstone substation will allow the

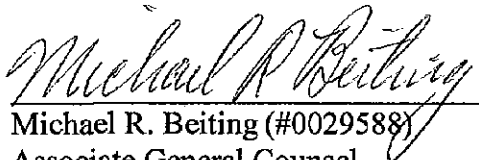
transfer of 3.5 MVA from the Ely substation, 6.4 MVA from Shawville substation, and 1.9 MVA from the Abbe substation to the new Fieldstone Substation, thus reducing the load on the existing substations to within their normal operating loadings. Delay of placing the new substation in-service beyond the start of summer peak loading conditions, expected to potentially occur as early as June 1, 2007, poses a significant overload risk to OE's local distribution facilities, which uncorrected has the potential for a significant disruption to the reliable electric service of area customers.

Commercial development has been rapidly occurring in the general area of the Fieldstone Substation. FirstEnergy's Real Estate Department began the process of acquiring a site for the substation in September, 2005. Contact was initiated with the owner of every parcel that was identified as a feasible location. This was a total of seven landowners. The area has recently seen rapid commercial and residential growth including the arrival of big box retailers. Most of the landowners FirstEnergy contacted had previously been approached by developers whom they had also refused to sell to. In order to ensure our timeline could be met, FirstEnergy began simultaneous negotiations with the two landowners who were willing to sell property. After protracted negotiations, involving both landowners, their respective attorney's and FirstEnergy's in-house counsel, an agreement in principal was finally reached on January 31, 2007. A draft of the Letter of Notification was previously prepared and expeditiously completed, reviewed and finalized as soon as possible after this agreement was reached. However this process did not provide an opportunity to submit the Letter of Notification earlier than February 9, 2007, which combined with the typical 90-day OPSB review period, would not allow

construction to begin until approximately May 10, 2007. Given the critical nature of placing the Fieldstone substation and the proposed transmission line tap Project in-service prior to June 1, 2007, ATSI and OE are concerned that starting construction as late as May 10 may not provide sufficient time to complete the Project, especially if any unanticipated complications arise in the construction process. As such, ATSI and OE are seeking to start construction of the Project as early as April 1, 2007 in an effort to provide the best opportunity to install the necessary facilities prior to summer 2007 peak load conditions.

ATSI and OE submit that good cause exists for granting the waiver, and moves this Board to grant a waiver of the ninety-day filing requirement of Rule 4906-5-02(A)(1).

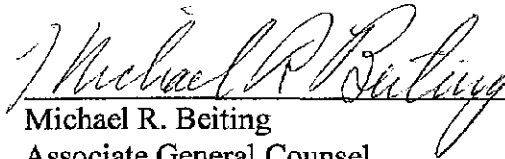
Respectively submitted,

A handwritten signature in cursive script, reading "Michael R. Beiting". The signature is written in dark ink and is positioned above a horizontal line.

Michael R. Beiting (#0029588)
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CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing Answer and Motion for Waiver of Notice Requirements for Letter of Notification Notice Requirements was served by regular U.S. Mail, postage prepaid, upon Mr. Klaus Lambeck and Mr. Duane W. Luckey, the Public Utilities Commission of Ohio, 180 East Broad Street, Columbus, OH 43215-3793 this 9th day of February, 2007.

A handwritten signature in cursive script, reading "Michael R. Beiting". The signature is written in dark ink and is positioned above the printed name and title.

Michael R. Beiting
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