

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of)
Ohio Edison Company for)
Modifications to its Street Lighting) Case No. 07-915-EL-ATA
and Private Outdoor Lighting)
Schedules to Offer Optional)
Shielded Luminaires)

In the Matter of the Application of)
The Cleveland Electric Illuminating)
Company for Modifications to its) Case No. 07-916-EL-ATA
Street Lighting and Private Outdoor)
Lighting Schedules to Offer)
Optional Shielded Luminaires)

In the Matter of the Application of)
Toledo Edison Company for)
Modifications to its Street Lighting) Case No. 07-917-EL-ATA
and Private Outdoor Lighting)
Schedules to Offer Optional)
Shielded Luminaires)

FINDING AND ORDER

The Commission finds:

- (1) The Applicants, The Toledo Edison Company (TE), The Cleveland Electric Illuminating Company (CEI) and Ohio Edison Company (OE), are public utilities as defined in Section 4905.02, Revised Code, and, as such, are subject to the jurisdiction of this Commission.
- (2) On April 25, 2007, in its Opinion and Order in Case No. 05-1281-EL-CSS, *In the Matter of the Complaint of Lawrence A. Boros v. The Cleveland Electric Illuminating Company*, this Commission directed CEI to make available, as an option, full-cutoff luminaires under the optional street lighting and private outdoor lighting schedules of its tariffs.
- (3) Pursuant to that Order, on August 14, 2007, in Case Nos. 07-915-EL-ATA (OE), 07-916-EL-ATA (CEI) and 07-917-EL-ATA (TE) the Applicants proposed to modify the existing outdoor lighting and street lighting schedules to include additional optional

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shielded light offerings. The proposed revised tariffs are designed such that customers choosing the option of shielded luminaires will compensate the company for the cost of providing that option.

- (4) Some of the proposed tariffs (for private outdoor lighting) subject to this application contain language stating "The Company will no longer offer this optional service for new installations after December 31, 2007." This provision anticipates the Commission's approval of the Companies' applications in Case Nos. 07-361-EL-ATA, 07-362-EL-ATA and 07-363-EL-ATA, which request that the private outdoor lighting service not be available after December 31, 2007 except for customers then served under the tariffs. The Commission has not yet ruled on those applications. Therefore, those provisions must be removed from the proposed tariffs and whatever shielded luminaires are offered in the proposed tariffs must be available for new customers, as well as current customers. The applications subject to this Finding and Order have been filed pursuant to the Commission's order of August 14, 2007, in Case No. 05-1281-EL-CSS. The Commission finds they, as modified in this Finding, comply with the directives of that Order, are not unreasonable and should be approved. The Commission finds it unnecessary to hold a hearing in this matter.

It is, therefore,

ORDERED, That the applications of the Toledo Edison Company, Cleveland Electric Illuminating Company and Ohio Edison Company are approved as modified in Finding (4). It is, further,

ORDERED, That the Applicants are authorized to file in final form four complete copies of the tariff consistent with this Finding and Order. Applicant shall file one copy in its TRF docket (or may make such filing electronically as directed in case No 06-900-AU-WVR) and one copy in this case docket. The remaining two copies shall be designated for distribution to the Rates and Tariffs, Energy and Water Division of the Commission's Utilities Department. It is, further,

ORDERED, That the tariffs subject to the applications in Case Nos. 07-915-EL-ATA, 07-916-EL-ATA and 07-917-EL-ATA shall be effective as of the date final tariffs are filed. It is, further,

ORDERED, The Applicants shall notify all affected customers via a bill message, via a bill insert, or via a separate mailing within 30 days of the effective date of the tariffs. A copy of the customer notices shall be submitted to the Commission's Service

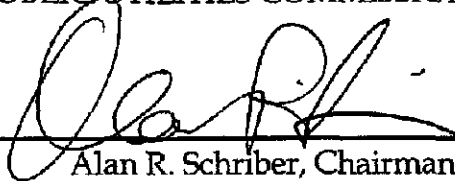
07-915-EL-ATA et al.

Monitoring and Enforcement Department, Reliability and Service Analysis Division, at least 10 days prior to its distribution to customers. It is, further,

ORDERED, That nothing in this Finding and Order shall be binding upon this Commission in any future proceeding or investigation involving the justness or reasonableness of any rate, charge, rule or regulation. It is, further,

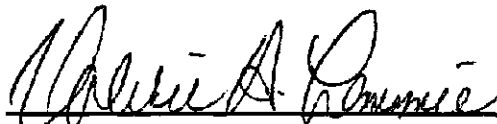
ORDERED, That a copy of this Finding and Order be served upon the Applicants and all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO


Alan R. Schriber, Chairman


Paul A. Centolella


Ronda Hartman Fergus

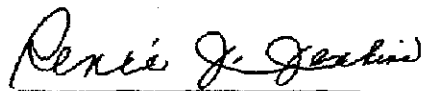

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APR 23 2008



Renee J. Jenkins
Secretary