

FILE

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

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In the Matter of the Application of Duke :
Energy Ohio for the Approval of an Electric : Case No. 08-0920-SSO
Security Plan. :

In the Matter of the Application of Duke :
Energy Ohio for Approval to Amend : Case No. 08-0921-EL-AAM
Accounting Methods. :

In the Matter of the Application of Duke :
Energy Ohio for Approval of a Certificate :
Of Public Convenience and Necessity to : Case No. 08-0922-EL-UNC
Establish an Unavoidable Capacity :
Charge. :

In the Matter of the Application of Duke :
Energy Ohio for Approval to Amend its : Case No. 08-0923-ATA
Tariff. :

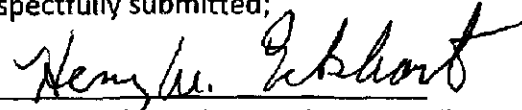
MOTION TO INTERVENE
BY
THE SIERRA CLUB, OHIO CHAPTER

The Sierra Club Ohio Chapter ("Sierra Club") moves the Public Utilities Commission of Ohio ("Commission") for leave to intervene in each of the above styled cases pursuant to Sec. 4903.221 Revised Code of Ohio, and Rule 4901-1-11, of the Ohio Administrative Code, with full powers and rights granted by the Commission, specifically by statute or by the provisions of the Ohio Administrative Code, to intervening parties.

The Sierra Club provides the following Memorandum In Support of the foregoing Motion.

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Respectfully submitted;



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MEMORANDUM IN SUPPORT OF MOTION

In support of this Motion to Intervene, The Sierra Club states that it is the world's oldest and largest grassroots environmental organization. It has 1.4 million members and supporters in 65 Chapters and over 400 local groups nationwide.

The Sierra Club's statement of purpose is "To explore, enjoy and protect the wild places of the Earth, to practice and promote the responsible use of the Earth's ecosystem and resources; to educate and enlist humanity to protect and restore the quality of the natural and human environment; and to use all lawful means to carry out these objectives." The Sierra Club had been involved in promotion of responsible energy policy almost since its first year.

The Sierra Club's Ohio Chapter has over 17,000 members throughout the state. Global Warming is the Sierra Club's highest priority issue. The Club's Ohio Chapter has been actively promoting energy efficiency as the lowest cost and most environmentally acceptable resource since 1984.

The Sierra Club has been involve in approximately 25 separate cases before the Commission during the 1990's involving all of the 7 major electric IOU's in Ohio. The Ohio Chapter was a key proponent of the energy efficiency measures in Sub. S. B. 221.

Many of The Sierra Club's Ohio members are served by the Duke Energy Ohio ("Duke") company that is the Applicant in this case. The Sierra Club has a real and substantial interest as these proceedings may directly or indirectly impact the environment of the State of Ohio, and other areas of the United States, and the electric bills of our members in Dukes service area.

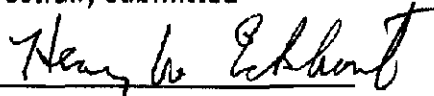
Intervention of The Sierra Club will not unduly prolong or delay the proceedings.

The Intervention of The Sierra Club will significantly contribute to full development of the record in the case.

The Ohio Chapter of the Sierra Club's particular interest regarding environmental issues and the development of FirstEnergy's resource strategy will not be fully represented by other existing parties.

WHEREFORE, the Sierra Club of Ohio respectfully requests that its Motion to Intervene be granted in full as aforesaid.

Respectfully submitted



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CERTIFICATE OF SERVICE

The undersigned hereby certifies that he has served a copy of the foregoing Motion to Intervene on the parties listed on the attached list y ordinary first class mail, postage prepaid, this 24th day of August 2008.



Henry W. Eckhart

CASE NUMBER: 08-0920-EL-SSO
CASE DESCRIPTION: DUKE ENERGY OHIO
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*Indicates that filer has agreed to be automatically served via electronic mail.