

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of
Constellation NewEnergy, Inc. for
Certification as a Retail Electric Service
Supplier.

)
) Case No. 00-1717-EL-CRS
)
)

ENTRY

The attorney examiner finds:

- (1) On October 22, 2006, the Commission approved the issuance of a renewed Certificate No. 00-003(4), to Constellation NewEnergy, Inc. (Constellation or applicant) to provide competitive retail power marketer and power broker services in the state of Ohio. The expiration date for Certificate No. 00-003(4) is October 22, 2008.
- (2) On September 25, 2008, Constellation filed a motion for an extension of the expiration date of its existing certificate and a request for an expedited ruling pursuant to Rule 4901-1-12(C) and (F), Ohio Administrative Code (O.A.C.). In its motion, Constellation states that, as a result of an inadvertent oversight, it failed to file its renewal application within the requisite time frame. Additionally, Constellation explains that the delay in filing its renewal application is partly due to its active participation and numerous deadlines in six active proceedings to implement Amended Sub. SB 221. The applicant represents that it will file its application for the renewal of certification for competitive retail electric service no later than October 10, 2008.
- (3) The attorney examiner believes that an extension of the expiration date of Certificate No. 00-003(4) to November 10, 2008, is warranted so that Constellation's customers will not be adversely affected while its renewal application is under consideration.

It is, therefore,

ORDERED, That Constellation's motion for an extension of the certificate expiration date is granted in accordance with Finding (3). It is, further,

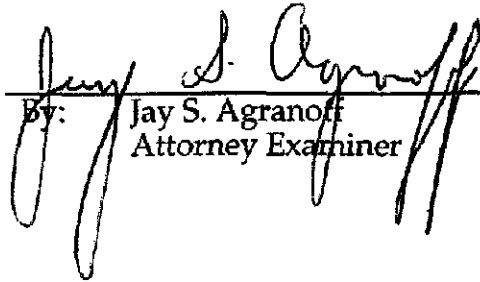
ORDERED, That the October 22, 2008 expiration date of Certificate No. 00-003(4) be extended to November 10, 2008. It is, further,

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.

Technician Tm Date Processed 10/3/2008

ORDERED, That a copy of this entry be served upon all parties of record.


THE PUBLIC UTILITIES COMMISSION OF OHIO


By: Jay S. Agranoff
Attorney Examiner

JJB
geb

Entered in the Journal

OCT. 03 2008



Renee J. Jenkins
Secretary