

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF OHIO

- - -

Case No. 08-935-EL-SSO

In the Matter of the Application )  
of Ohio Edison Company, The Cleveland )  
Electric Illuminating Company and The )  
Toledo Edison Company for Authority )  
to Establish a Standard Service Offer )  
Pursuant to Section 4928.143, Revised )  
Code, in the Form of an Electric )  
Security Plan. )

- - -

BE IT REMEMBERED that upon the hearing  
of the above-entitled matter held before  
Commissioner Cheryl Roberto at the Monticello  
Middle School Auditorium, 3665 Monticello  
Boulevard, Cleveland Heights, Ohio, and held  
on Thursday, the 25th day of September, 2008,  
at 6:30 o'clock p.m., the following  
proceedings were had.

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COMPUTERIZED TRANSCRIPTION BY

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1 MR. PRICE: Good evening. We are  
2 set for hearing at this time and this place in  
3 Case 08-935-EL-SSO in the Matter of the  
4 Application of Ohio Edison Company, the  
5 Cleveland Electric Illuminating Company and  
6 the Toledo Edison Company for Authority to  
7 Establish a Service Offer Pursuant to Section  
8 4928.143, Revised Code, in the Form of an  
9 Electric Security Plan.

10 My name is Gregory Price. I'm the  
11 attorney examiner assigned to this case.  
12 Presiding is Commissioner Cheryl Roberto.  
13 Let's begin by taking appearances of the  
14 parties, starting with the company.

15 MR. KORKOSZ: Thank you, Your  
16 Honor. I am on behalf of the company. I am  
17 Arthur Korkosz, FirstEnergy Service Company,  
18 76 South Main Street, Akron, Ohio.

19 MR. PRICE: Consumers' counsel.

20 MR. POULOS: Thank you, Your  
21 Honor. On behalf of Ohio Consumers'  
22 Counsel my name is Greg Poulos. Also here  
23 with Anthony Dill. We represent the  
24 residential consumers in this case.

25 MR. PRICE: Thank you. Are there

1 any other interveners here at tonight's  
2 proceedings? Seeing none.

3 All testimony tonight will be  
4 under oath. Representatives from the parties  
5 will be able to ask you questions regarding  
6 your testimony. Let's begin by taking our  
7 first witness this evening. David Simons.  
8 Dave Simons.

9 MR. SIMONS: Yeah, I would like to  
10 submit comment in writing.

11 MR. PRICE: That would be fine.  
12 Thank you.

13 Our next witness is Mary Kruse.  
14 Please come up. Miss Kruse, raise your right  
15 hand.

16 MARY KRUSE  
17 of lawful age, a Witness herein, having been  
18 first duly sworn, as hereinafter certified,  
19 testified and said as follows:

20 MR. PRICE: Please state your name  
21 and address for the record.

22 MS. KRUSE: Mary Kruse.

23 MR. PRICE: Please use the  
24 microphone if you can.

25 MS. KRUSE: K-r-u-s-e. I live on

1 Haselton Road in Cleveland Heights. I'm not  
2 sure that I understand the format here, but I  
3 just have some comments I would like to make.

4 MR. PRICE: That would be fine.  
5 Thank you.

6 MS. KRUSE: FirstEnergy. Okay.  
7 FirstEnergy, locally Cleveland Electric  
8 Illuminating Company, is a for profit  
9 organization and to my knowledge, going back  
10 many years, we have paid either the highest  
11 rates in Ohio or very close to them.

12 Along the way the company has  
13 tended to ignore reliability problems, what  
14 they describe as difficult to service suburbs.  
15 They claim the fact that we have fences, dogs  
16 and other things that keep them from replacing  
17 the lines behind our homes.

18 And we have been subject over the  
19 years to brown-outs that have been very  
20 costly. In my case a series of brown-outs  
21 that went on in the past years cost me a  
22 fairly new Toshiba TV and a refrigerator that  
23 was only six and a half years old.  
24 Electricians told me that they will burn --  
25 the stuff goes out if they keep being cycled

1 on and off like that.

2 Okay. So I became very concerned  
3 about that as time went on. The statement I  
4 want to make about for profit corporations is  
5 that they need to accept risks, they need to  
6 accept the idea that they can lose money if  
7 they don't run their company effectively and  
8 it appears to me over the years they haven't.

9 Bad planning has actually been  
10 part of the problem. They have had problems  
11 with their nuclear plants, they have neglected  
12 to update the equipment they have out in the  
13 field here.

14 At a critical time, as I recall,  
15 they laid off a large number of older  
16 employees. They urged them to retire or got  
17 rid of them. Right after that we had a major  
18 breakdown that was like ten days before people  
19 in my neighborhood got their power restored  
20 completely.

21 There was a couple of things that  
22 I have to say about this. There is no vital  
23 service like electricity as opposed to cable  
24 television, which people can live without.  
25 That shouldn't be allowed unlimited profits

1       which is pretty much what they ask for and  
2       they sometimes get away with it.

3               There is one thing I can say about  
4       CEI. They are putting shareholder value,  
5       that's dividends and capital gains, way above  
6       the interests of their customers. This makes  
7       you wonder if they really should be allowed to  
8       continue as a private corporation making money  
9       here in Ohio. There is no competition.

10              Cleveland at least has Cleveland  
11       Public Power thanks to the foresight of Dennis  
12       Kucinich. Whatever his other inefficiencies,  
13       he kept municipal light in a difficult time  
14       and risked his career to do so. Today they at  
15       least have some choice.

16              There is another problem that's  
17       existing and that's high executive pay for  
18       what looks like pretty poor performance on the  
19       part of CEI. Raises five percent, four  
20       percent and six percent, which are the numbers  
21       you just mentioned, now at a time when the  
22       customers are increasingly on fixed or even  
23       declining incomes and I don't just mean the  
24       elderly like myself.

25              People where they're down to one

1 income person in the family, people that are  
2 losing their jobs left and right around here,  
3 that's unconscionable and I honestly think  
4 that before anybody grants any more money to  
5 CEI they ought to consider whether or not this  
6 utility that's always poor mouthing should be  
7 bought out by the State of Ohio and run the  
8 way municipally owned utilities were in the  
9 past and could be today.

10 In other words, the utilities for  
11 quite critical services like electricity,  
12 drinking water, even our roads those should  
13 never ever be in the hands of corporations.  
14 Those things should be accessible to everybody  
15 at rates they can afford and this is just not  
16 the case with CEI.

17 I thank you very much for your  
18 attention.

19 MR. PRICE: Thank you. Our next  
20 witness is Bob Kloos.

21 ROBERT KLOOS  
22 of lawful age, a Witness herein, having been  
23 first duly sworn, as hereinafter certified,  
24 testified and said as follows:

25 MR. PRICE: Please state your

1 name and your address for the record.

2 MR. KLOOS: My name is Bob Kloos.  
3 I live at 2465 Kingston Road, Cleveland  
4 Heights, Ohio. Just a couple of comments.

5 I'm not going to presume to tell a  
6 utility company how to run its business and  
7 while you have a duty to your shareholders I  
8 believe you also have a duty to the residents  
9 in terms of our health and our well-being and  
10 even our children.

11 Bottom line, if I don't need  
12 electricity, if I don't need electrical power  
13 you can't sell it to me. So it's incumbent  
14 upon me to do everything I possibly can to  
15 live as efficiently as I possibly can.

16 And as a result, we have been able  
17 to do a number of things with our home to make  
18 it as energy efficient as possible even to the  
19 point of installing a 2.77 kilowatt solar  
20 array on the roof. I'm delighted to say my  
21 next electric bill from CEI was less than \$4.  
22 When my son goes away to college it will even  
23 get better.

24 But my question is most of the  
25 electricity, at least 99 percent of it in



1 Ohio, I believe is the result of burning coal,  
2 natural gas or nuclear fuel. Coal is still  
3 dirty. Clean coal is just a theory. Natural  
4 gas is a greenhouse gas and we still don't  
5 have reasonable solutions for expended nuclear  
6 fuel.

7 So while our lights are burning,  
8 our environment is getting dirtier. Things  
9 are piling up and my children's future looks  
10 grimmer. So my question is, what are these  
11 energy producers doing not just to produce  
12 energy but cleaner energy?

13 CEO Eric Schmidt of Google has  
14 made his headquarters carbon neutral. It took  
15 a great deal of planning, but he is a smart  
16 man and now they are carbon neutral. He said  
17 the other day that this nation could be  
18 totally dependent on our electrical needs all  
19 produced by renewable sources in 20 years.

20 Now, many people scoffed at that  
21 and I'm not about to hold Eric Schmidt to  
22 that. He is great for helping you find things  
23 on the internet. I don't know if he can  
24 legitimately make that kind of a claim. But  
25 it's coming from a CEO who has accomplished

1 great things in a short period of time and I  
2 don't think he can be dismissed.

3 So bottom line it would be easy  
4 for me to acquiesce to a request for higher  
5 rates if I saw similar enthusiasm to set some  
6 kind of goals where energy produced in this  
7 state was going to be cleaner in the very near  
8 future.

9 Is FirstEnergy, and this is a  
10 legitimate question we ask of any organization  
11 that is providing a service, are you doing  
12 everything you can? And my kids would ask  
13 that and my neighbors would ask that and if  
14 five years from now we still are producing  
15 electricity from renewable sources to the tune  
16 of less than one percent in the state I  
17 question the motives.

18 One question if I'm allowed to  
19 ask, does FirstEnergy lobby congress to keep  
20 natural gas subsidies in place and to keep  
21 coal mining restrictions off the table? Those  
22 are two things that I think are going to  
23 stifle any kind of legitimate process or  
24 progress for cleaner energy and a cleaner  
25 environment.

1                   And I would like to think that  
2       FirstEnergy would not use dollars we pay,  
3       dollars they want to charge for keeping the  
4       state dirtier and people in the hollers of  
5       West Virginia at risk. Thank you very much.

6                   MR. PRICE: Thank you. I would  
7       like to apologize in advance for my error in  
8       pronunciation for our next witness and all  
9       people this evening, but our next witness is  
10      Malathi Marudhamyan. Would you like to make a  
11      statement tonight?

12                  MS. MARUDHAMYAN: No, I don't.

13                  MR. PRICE: Thank you. Our next  
14      witness is Barb Deneris.

15                  BARBARA DENERIS  
16      of lawful age, a Witness herein, having been  
17      first duly sworn, as hereinafter certified,  
18      testified and said as follows:

19                  MR. PRICE: Please state your name  
20      and address for the record.

21                  MS. DENERIS: Barbara Deneris,  
22      23976 Lyman Boulevard, Shaker Heights, Ohio.

23                  MR. PRICE: Please proceed.

24                  MS. DENERIS: I wanted to thank  
25      everyone for having this hearing to allow

1 people to get their thoughts out, but my main  
2 issue here is I wanted to address the  
3 conservation or lack thereof of FirstEnergy's  
4 plan.

5 First of all, their plan had  
6 committed to spending \$5 million per year for  
7 the next five years on energy efficiency. I  
8 would suggest that FirstEnergy make a bigger  
9 commitment to energy efficiency. Other Ohio  
10 utilities like American Electric Power have  
11 proposed investing \$178 million over a much  
12 smaller service territory.

13 I would also suggest that there be  
14 dedicated funding for energy efficiency  
15 programs in the residential sector.  
16 Historically they have not always supported  
17 the residential sector. They have given large  
18 opt-outs to large energy users, industrial  
19 energy users and at the expense of having the  
20 residential rates go up.

21 So I wanted to propose that there  
22 be efficiency programs given to the residents  
23 and not make the residents pay for those  
24 efficiency or opt-out programs that are given  
25 to the industrial users.

1           Also suggest that FirstEnergy make  
2   a commitment to provide energy efficiency  
3   programs in each of their service territories  
4   across their footprint, not just in a small  
5   localized areas and having Northeast Ohio, for  
6   example, pay a disproportionate amount of the  
7   rate increases and not receive an equal amount  
8   of the program benefits of the environmental  
9   programs that they offer.

10           Opportunities to be more energy  
11   efficient are right around the corner and I  
12   feel that Ohio FirstEnergy has ignored these  
13   despite lots of growing concerns of the energy  
14   environmental issues and lots more people are  
15   embracing these issues seriously.

16           And right now almost 90 percent of  
17   Ohio's energy comes from coal fired power  
18   making Ohio the fourth largest contributor to  
19   global warming pollution in the country. I  
20   think that's a pretty sad statistic. I don't  
21   want to be on the top five or even top ten  
22   list.

23           By cutting our energy use and  
24   investing in clean energy resources we can  
25   stabilize electric rates for all in the

1 future. It's submitted that every dollar we  
2 spend on energy efficiency is \$3 cheaper than  
3 producing that electricity from coal or  
4 nuclear power plants.

5 Opportunities to be energy  
6 efficient some ideas might be discounted for  
7 audits for consumer rebates on energy  
8 efficiency to municipalities, cities that  
9 might want to install LED lighting which is  
10 far more energy efficient. Discounts on  
11 residential weatherization or appliances,  
12 refrigerator pickups to eliminate the cost and  
13 the burden of having these old appliances in  
14 the residences.

15 Also I'm not clear based on  
16 FirstEnergy's proposal who will pay for the  
17 efficiency benefits and who will benefit from  
18 them. Ohio Edison plans to offer certain  
19 industrial commercial customers special deals  
20 in return for committed efficiency savings.  
21 Who will pay for these efficiency  
22 improvements? Will residential customers see  
23 a proportionate share of the benefit?

24 I suggest that all customer  
25 classes pay for the energy efficiency

1 programs. Thank you very much.

2 MR. PRICE: Thank you. Is there  
3 anybody that would like to testify whose name  
4 I have not called or who has not had a chance  
5 to sign up on the sign up sheet? Okay.

6 MS. ROBERTO: I would just like to  
7 thank you folks for coming this evening and  
8 the comments that are offered really do  
9 provide us with insight and they're much  
10 appreciated and I would stay after if somebody  
11 would rather talk one on one as opposed to  
12 coming down in front and speaking into the  
13 microphone. So thank you very much for being  
14 here.

15 MR. PRICE: With that we will  
16 consider our hearing adjourned. Thank you  
17 very much.

18 - - -

19 (Hearing concluded at 7:00 p.m.)

20 - - -

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## C E R T I F I C A T E

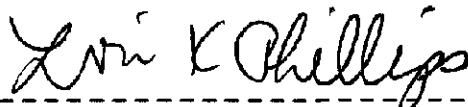
STATE OF OHIO, )  
                  ) SS:  
SUMMIT COUNTY, )

I, Lori K. Phillips, an RMR and Notary Public within and for the State of Ohio, duly commissioned and qualified, do hereby certify that the proceedings were by me reduced to Stenotypy, afterwards transcribed upon a computer; and that the foregoing is a true and correct transcription of the proceedings so given as aforesaid.

I do further certify that these proceedings were taken at the time and place in the foregoing caption specified, and were completed without adjournment.

I do further certify that I am not a relative, counsel or attorney of any party, or otherwise interested in the event of this action.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal of office at Akron, Ohio, on this 30th day of September, 2008.



-----  
Lori K. Phillips, RMR and  
Notary Public in and for the State  
of Ohio.

My Commission expires December 2, 2010.



\$	[1] 1:20	[2] 1424	<b>Brown-outs</b>	1,7 6:10 8:3
\$178	9	Appreciated	[2] 4:19-20	Close
[1] 12:11	90	[1] 1510	<b>Burden</b>	[1] 4:11
\$3	[1] 13:16	<b>Arms</b>	[1] 14:13	<b>Coal</b>
[1] 14:2	99	[1] 135	<b>Burn</b>	[6] 9:1-3 10:21
\$5	[1] 8:25	<b>Arroyo</b>	[1] 4:24	13:17 14:3
[1] 12:6	A	[1] 820	<b>Burning</b>	<b>Code</b>
0	<b>Able</b>	<b>Arthur</b>	[2] 9:1,7	[2] 1:7 2:8
<b>08-935-EL-SSO</b>	[2] 3:5 8:16	[1] 217	<b>Business</b>	<b>College</b>
[2] 1:3 2:3	<b>Above-entitled</b>	<b>Assigned</b>	[1] 8:6	[1] 8:22
2	[1] 1:10	[1] 211	C	<b>Coming</b>
2	<b>Accept</b>	<b>ASSOCIATES</b>	<b>Cable</b>	[3] 9:25 15:7,12
[1] 16:21	[2] 5:5-6	[1] 116	[1] 5:23	<b>Comment</b>
2.77	<b>Accessible</b>	<b>Attention</b>	<b>Capital</b>	[1] 3:10
[1] 8:19	[1] 7:14	[1] 718	[1] 6:5	<b>Comments</b>
20	<b>Accomplished</b>	<b>Attorney</b>	<b>Caption</b>	[3] 4:3 8:4 15:8
[1] 9:19	[1] 9:25	[2] 211,1612	[1] 16:10	<b>Commercial</b>
2008	<b>Acquiesce</b>	<b>Auditorium</b>	<b>Carbon</b>	[1] 14:19
[2] 1:12 16:16	[1] 10:4	[1] 111	[2] 9:14,16	<b>Commission</b>
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[1] 16:21	[1] 16:13	[1] 147	[1] 6:14	<b>Commissioned</b>
23976	<b>Address</b>	<b>Authority</b>	<b>Case</b>	[1] 16:6
[1] 11:22	[4] 3:21 8:1 11:	[2] 1626	[6] 1:3 2:3,11,	<b>Commissioner</b>
2465	20 12:2	B	24 4:20 7:16	[2] 1:11 2:12
[1] 8:3	<b>Adjourned</b>	<b>Bad</b>	<b>CEI</b>	<b>Commitment</b>
2501	[1] 15:16	[1] 59	[5] 6:4,19 7:5,	[2] 12:9 13:2
[1] 1:17	<b>Adjournment</b>	<b>Barb</b>	16 8:21	<b>Committed</b>
25th	[1] 16:11	[1] 1114	<b>CEO</b>	[2] 12:6 14:20
[1] 1:12	<b>Advance</b>	<b>Barbara</b>	[2] 9:13,25	<b>Company</b>
3	[1] 11:7	[2] 111521	<b>Certain</b>	[13] 1:5-6 2:4-6,
30th	<b>Affixed</b>	<b>Based</b>	[1] 14:18	14,16-17 4:8,12
[1] 16:15	[1] 16:15	[1] 1415	<b>Certified</b>	5:7 8:6
330	<b>Afford</b>	<b>Become</b>	[3] 3:18 7:23 11:	<b>Competition</b>
[2] 1:19,21	[1] 7:15	[1] 52	17	[1] 6:9
332-0607	<b>Aforesaid</b>	<b>Begin</b>	<b>Certify</b>	<b>Completed</b>
[1] 1:20	[1] 16:8	[2] 21336	[3] 16:6,9,12	[1] 16:11
3665	<b>Afterwards</b>	<b>Behalf</b>	<b>Chance</b>	<b>Completely</b>
[1] 1:11	[1] 16:7	[2] 21621	[1] 15:4	[1] 5:20
4	<b>Age</b>	<b>Behind</b>	<b>Charge</b>	<b>Computer</b>
4	[3] 3:17 7:22 11:	[1] 417	[1] 11:3	[1] 16:7
[1] 8:21	16	<b>Benefit</b>	<b>Cheaper</b>	<b>COMPUTERIZED</b>
44311	<b>Akron</b>	[2] 141723	[1] 14:2	[1] 1:15
[1] 1:18	[3] 1:18 2:18 16:	<b>Benefits</b>	<b>Cheryl</b>	<b>Concerned</b>
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[2] 1:7 2:8	<b>Allow</b>	<b>Better</b>	<b>Children</b>	<b>Concerns</b>
5	[1] 11:25	[1] 823	[1] 8:10	[1] 13:13
520	<b>Allowed</b>	<b>Bigger</b>	<b>Children's</b>	<b>Concluded</b>
[1] 1:17	[3] 5:25 6:7 10:	[1] 128	[1] 9:9	[1] 15:19
6	18	<b>Bill</b>	<b>Choice</b>	<b>Congress</b>
6:30	<b>Almost</b>	[1] 821	[1] 6:15	[1] 10:19
[1] 1:13	[1] 13:16	<b>BISH</b>	<b>Cities</b>	<b>Conservation</b>
7	<b>American</b>	[1] 116	[1] 14:8	[1] 12:3
76	[1] 12:10	<b>Bishassociates@neo.ir.a</b>	<b>Claim</b>	<b>Consider</b>
[1] 2:18	<b>Amount</b>	[1] 122	[2] 4:15 9:24	[2] 7:5 15:16
762-0031	[2] 13:6-7	<b>Bob</b>	<b>Classes</b>	<b>Consumer</b>
[1] 1:19	<b>Anthony</b>	[2] 72082	[1] 14:25	[1] 14:7
762-0300	[1] 2:23	<b>Bottom</b>	<b>Clean</b>	<b>Consumers</b>
[1] 1:21	<b>Apologize</b>	[2] 811,103	[2] 9:3 13:24	[1] 2:24
7:00	[1] 11:7	<b>Bought</b>	<b>Cleaner</b>	<b>Consumers'</b>
[1] 15:19	<b>Appearances</b>	[1] 77	[4] 9:12 10:7,24	[2] 2:19,21
8	[1] 2:13	<b>Bulvard</b>	<b>Clear</b>	<b>Continue</b>
800	<b>Appliances</b>	[2] 1121122	[1] 14:15	[1] 6:8
	[2] 14:11,13	<b>Breakdown</b>	<b>Cleveland</b>	<b>Contributor</b>
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<b>Urged</b>	

***Public Utilities Commission of Ohio hearing***

***Before Gregory Price, attorney examiner***

***September 25, 2008***

**BISH & ASSOCIATES, LLC  
520 South Main Street  
Suite 2501  
Akron, Ohio 44311  
33-762-0031**

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF OHIO

Case No. 08-935-EL-SSO

In the Matter of the Application )  
of Ohio Edison Company, The Cleveland )  
Electric Illuminating Company and The )  
Toledo Edison Company for Authority )  
to Establish a Standard Service Offer )  
Pursuant to Section 4928.143, Revised )  
Code, in the Form of an Electric )  
Security Plan. )

BE IT REMEMBERED that upon the hearing  
of the above-entitled matter held before  
Commissioner Cheryl Roberto at the Monticello  
Middle School Auditorium, 3665 Monticello  
Boulevard, Cleveland Heights, Ohio, and held  
on Thursday, the 25th day of September, 2008,  
at 6:30 o'clock p.m., the following  
proceedings were had.

COMPUTERIZED TRANSCRIPTION BY

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3

1 any other interveners here at tonight's  
2 proceedings? Seeing none.

3 All testimony tonight will be  
4 under oath. Representatives from the parties  
5 will be able to ask you questions regarding  
6 your testimony. Let's begin by taking our  
7 first witness this evening. David Simons.  
8 Dave Simons.

9 MR. SIMONS: Yeah, I would like to  
10 submit comment in writing.

11 MR. PRICE: That would be fine.  
12 Thank you.

13 Our next witness is Mary Kruse.  
14 Please come up. Miss Kruse, raise your right  
15 hand.

16 MARY KRUSE  
17 of lawful age, a Witness herein, having been  
18 first duly sworn, as hereinafter certified,  
19 testified and said as follows:

20 MR. PRICE: Please state your name  
21 and address for the record.

22 MS. KRUSE: Mary Kruse.

23 MR. PRICE: Please use the  
24 microphone if you can.

25 MS. KRUSE: K-r-u-s-e. I live on

2

1 MR. PRICE: Good evening. We are  
2 set for hearing at this time and this place in  
3 Case 08-935-EL-SSO in the Matter of the  
4 Application of Ohio Edison Company, the  
5 Cleveland Electric Illuminating Company and  
6 the Toledo Edison Company for Authority to  
7 Establish a Service Offer Pursuant to Section  
8 4928.143, Revised Code, in the Form of an  
9 Electric Security Plan.

10 My name is Gregory Price. I'm the  
11 attorney examiner assigned to this case.  
12 Presiding is Commissioner Cheryl Roberto.  
13 Let's begin by taking appearances of the  
14 parties, starting with the company.

15 MR. KORKOSZ: Thank you, Your  
16 Honor. I am on behalf of the company. I am  
17 Arthur Korkosz, FirstEnergy Service Company,  
18 76 South Main Street, Akron, Ohio.

19 MR. PRICE: Consumers' counsel.

20 MR. POULOS: Thank you, Your  
21 Honor. On behalf of Ohio Consumers'  
22 Counsel my name is Greg Poulos. Also here  
23 with Anthony Dill. We represent the  
24 residential consumers in this case.

25 MR. PRICE: Thank you. Are there

4

1 Haselton Road in Cleveland Heights. I'm not  
2 sure that I understand the format here, but I  
3 just have some comments I would like to make.

4 MR. PRICE: That would be fine.  
5 Thank you.

6 MS. KRUSE: FirstEnergy. Okay.  
7 FirstEnergy, locally Cleveland Electric  
8 Illuminating Company, is a for profit  
9 organization and to my knowledge, going back  
10 many years, we have paid either the highest  
11 rates in Ohio or very close to them.

12 Along the way the company has  
13 tended to ignore reliability problems, what  
14 they describe as difficult to service suburbs.  
15 They claim the fact that we have fences, dogs  
16 and other things that keep them from replacing  
17 the lines behind our homes.

18 And we have been subject over the  
19 years to brown-outs that have been very  
20 costly. In my case a series of brown-outs  
21 that went on in the past years cost me a  
22 fairly new Toshiba TV and a refrigerator that  
23 was only six and a half years old.  
24 Electricians told me that they will burn --  
25 the stuff goes out if they keep being cycled

5

1 on and off like that.

2 Okay. So I became very concerned  
3 about that as time went on. The statement I  
4 want to make about for profit corporations is  
5 that they need to accept risks, they need to  
6 accept the idea that they can lose money if  
7 they don't run their company effectively and  
8 it appears to me over the years they haven't.

9 Bad planning has actually been  
10 part of the problem. They have had problems  
11 with their nuclear plants, they have neglected  
12 to update the equipment they have out in the  
13 field here.

14 At a critical time, as I recall,  
15 they laid off a large number of older  
16 employees. They urged them to retire or got  
17 rid of them. Right after that we had a major  
18 breakdown that was like ten days before people  
19 in my neighborhood got their power restored  
20 completely.

21 There was a couple of things that  
22 I have to say about this. There is no vital  
23 service like electricity as opposed to cable  
24 television, which people can live without.  
25 That shouldn't be allowed unlimited profits

6

1 which is pretty much what they ask for and  
2 they sometimes get away with it.

3 There is one thing I can say about  
4 CEI. They are putting shareholder value,  
5 that's dividends and capital gains, way above  
6 the interests of their customers. This makes  
7 you wonder if they really should be allowed to  
8 continue as a private corporation making money  
9 here in Ohio. There is no competition.

10 Cleveland at least has Cleveland  
11 Public Power thanks to the foresight of Dennis  
12 Kucinich. Whatever his other inefficiencies,  
13 he kept municipal light in a difficult time  
14 and risked his career to do so. Today they at  
15 least have some choice.

16 There is another problem that's  
17 existing and that's high executive pay for  
18 what looks like pretty poor performance on the  
19 part of CEI. Raises five percent, four  
20 percent and six percent, which are the numbers  
21 you just mentioned, now at a time when the  
22 customers are increasingly on fixed or even  
23 declining incomes and I don't just mean the  
24 elderly like myself.

25 People where they're down to one

7

1 income person in the family, people that are  
2 losing their jobs left and right around here,  
3 that's unconscionable and I honestly think  
4 that before anybody grants any more money to  
5 CEI they ought to consider whether or not this  
6 utility that's always poor mouthing should be  
7 bought out by the State of Ohio and run the  
8 way municipally owned utilities were in the  
9 past and could be today.

10 In other words, the utilities for  
11 quite critical services like electricity,  
12 drinking water, even our roads those should  
13 never ever be in the hands of corporations.  
14 Those things should be accessible to everybody  
15 at rates they can afford and this is just not  
16 the case with CEI.

17 I thank you very much for your  
18 attention.

19 MR. PRICE: Thank you. Our next  
20 witness is Bob Kloos.

21 ROBERT KLOOS  
22 of lawful age, a Witness herein, having been  
23 first duly sworn, as hereinafter certified,  
24 testified and said as follows:

25 MR. PRICE: Please state your

8

1 name and your address for the record.

2 MR. KLOOS: My name is Bob Kloos.  
3 I live at 2465 Kingston Road, Cleveland  
4 Heights, Ohio. Just a couple of comments.

5 I'm not going to presume to tell a  
6 utility company how to run its business and  
7 while you have a duty to your shareholders I  
8 believe you also have a duty to the residents  
9 in terms of our health and our well-being and  
10 even our children.

11 Bottom line, if I don't need  
12 electricity, if I don't need electrical power  
13 you can't sell it to me. So it's incumbent  
14 upon me to do everything I possibly can to  
15 live as efficiently as I possibly can.

16 And as a result, we have been able  
17 to do a number of things with our home to make  
18 it as energy efficient as possible even to the  
19 point of installing a 2.77 kilowatt solar  
20 array on the roof. I'm delighted to say my  
21 next electric bill from CEI was less than \$4.  
22 When my son goes away to college it will even  
23 get better.

24 But my question is most of the  
25 electricity, at least 99 percent of it in



9

1 Ohio, I believe is the result of burning coal,  
2 natural gas or nuclear fuel. Coal is still  
3 dirty. Clean coal is just a theory. Natural  
4 gas is a greenhouse gas and we still don't  
5 have reasonable solutions for expended nuclear  
6 fuel.

7 So while our lights are burning,  
8 our environment is getting dirtier. Things  
9 are piling up and my children's future looks  
10 grimmer. So my question is, what are these  
11 energy producers doing not just to produce  
12 energy but cleaner energy?

13 CEO Eric Schmidt of Google has  
14 made his headquarters carbon neutral. It took  
15 a great deal of planning, but he is a smart  
16 man and now they are carbon neutral. He said  
17 the other day that this nation could be  
18 totally dependent on our electrical needs all  
19 produced by renewable sources in 20 years.

20 Now, many people scoffed at that  
21 and I'm not about to hold Eric Schmidt to  
22 that. He is great for helping you find things  
23 on the internet. I don't know if he can  
24 legitimately make that kind of a claim. But  
25 it's coming from a CEO who has accomplished

11

1 And I would like to think that  
2 FirstEnergy would not use dollars we pay,  
3 dollars they want to charge for keeping the  
4 state dirtier and people in the hollers of  
5 West Virginia at risk. Thank you very much.

6 MR. PRICE: Thank you. I would  
7 like to apologize in advance for my error in  
8 pronunciation for our next witness and all  
9 people this evening, but our next witness is  
10 Malathi Marudhamyan. Would you like to make a  
11 statement tonight?

12 MS. MARUDHAMYAN: No, I don't.

13 MR. PRICE: Thank you. Our next  
14 witness is Barb Deneris.

15 BARBARA DENERIS  
16 of lawful age, a Witness herein, having been  
17 first duly sworn, as hereinafter certified,  
18 testified and said as follows:

19 MR. PRICE: Please state your name  
20 and address for the record.

21 MS. DENERIS: Barbara Deneris,  
22 23976 Lyman Boulevard, Shaker Heights, Ohio.

23 MR. PRICE: Please proceed.

24 MS. DENERIS: I wanted to thank  
25 everyone for having this hearing to allow

10

1 great things in a short period of time and I  
2 don't think he can be dismissed.

3 So bottom line it would be easy  
4 for me to acquiesce to a request for higher  
5 rates if I saw similar enthusiasm to set some  
6 kind of goals where energy produced in this  
7 state was going to be cleaner in the very near  
8 future.

9 Is FirstEnergy, and this is a  
10 legitimate question we ask of any organization  
11 that is providing a service, are you doing  
12 everything you can? And my kids would ask  
13 that and my neighbors would ask that and if  
14 five years from now we still are producing  
15 electricity from renewable sources to the tune  
16 of less than one percent in the state I  
17 question the motives.

18 One question if I'm allowed to  
19 ask, does FirstEnergy lobby congress to keep  
20 natural gas subsidies in place and to keep  
21 coal mining restrictions off the table? Those  
22 are two things that I think are going to  
23 stifle any kind of legitimate process or  
24 progress for cleaner energy and a cleaner  
25 environment.

12

1 people to get their thoughts out, but my main  
2 issue here is I wanted to address the  
3 conservation or lack thereof of FirstEnergy's  
4 plan.

5 First of all, their plan had  
6 committed to spending \$5 million per year for  
7 the next five years on energy efficiency. I  
8 would suggest that FirstEnergy make a bigger  
9 commitment to energy efficiency. Other Ohio  
10 utilities like American Electric Power have  
11 proposed investing \$178 million over a much  
12 smaller service territory.

13 I would also suggest that there be  
14 dedicated funding for energy efficiency  
15 programs in the residential sector.  
16 Historically they have not always supported  
17 the residential sector. They have given large  
18 opt-outs to large energy users, industrial  
19 energy users and at the expense of having the  
20 residential rates go up.

21 So I wanted to propose that there  
22 be efficiency programs given to the residents  
23 and not make the residents pay for those  
24 efficiency or opt-out programs that are given  
25 to the industrial users.

13

1 Also suggest that FirstEnergy make  
2 a commitment to provide energy efficiency  
3 programs in each of their service territories  
4 across their footprint, not just in a small  
5 localized areas and having Northeast Ohio, for  
6 example, pay a disproportionate amount of the  
7 rate increases and not receive an equal amount  
8 of the program benefits of the environmental  
9 programs that they offer.

10 Opportunities to be more energy  
11 efficient are right around the corner and I  
12 feel that Ohio FirstEnergy has ignored these  
13 despite lots of growing concerns of the energy  
14 environmental issues and lots more people are  
15 embracing these issues seriously.

16 And right now almost 90 percent of  
17 Ohio's energy comes from coal fired power  
18 making Ohio the fourth largest contributor to  
19 global warming pollution in the country. I  
20 think that's a pretty sad statistic. I don't  
21 want to be on the top five or even top ten  
22 list.

23 By cutting our energy use and  
24 investing in clean energy resources we can  
25 stabilize electric rates for all in the

14

1 future. It's submitted that every dollar we  
2 spend on energy efficiency is \$3 cheaper than  
3 producing that electricity from coal or  
4 nuclear power plants.

5 Opportunities to be energy  
6 efficient some ideas might be discounted for  
7 audits for consumer rebates on energy  
8 efficiency to municipalities, cities that  
9 might want to install LED lighting which is  
10 far more energy efficient. Discounts on  
11 residential weatherization or appliances,  
12 refrigerator pickups to eliminate the cost and  
13 the burden of having these old appliances in  
14 the residences.

15 Also I'm not clear based on  
16 FirstEnergy's proposal who will pay for the  
17 efficiency benefits and who will benefit from  
18 them. Ohio Edison plans to offer certain  
19 industrial commercial customers special deals  
20 in return for committed efficiency savings.  
21 Who will pay for these efficiency  
22 improvements? Will residential customers see  
23 a proportionate share of the benefit?

24 I suggest that all customer  
25 classes pay for the energy efficiency

15

1 programs. Thank you very much.

2 MR. PRICE: Thank you. Is there  
3 anybody that would like to testify whose name  
4 I have not called or who has not had a chance  
5 to sign up on the sign up sheet? Okay.

6 MS. ROBERTO: I would just like to  
7 thank you folks for coming this evening and  
8 the comments that are offered really do  
9 provide us with insight and they're much  
10 appreciated and I would stay after if somebody  
11 would rather talk one on one as opposed to  
12 coming down in front and speaking into the  
13 microphone. So thank you very much for being  
14 here.

15 MR. PRICE: With that we will  
16 consider our hearing adjourned. Thank you  
17 very much.

18 - - -

19 (Hearing concluded at 7:00 p.m.)

20 - - -

# C E R T I F I C A T E

16

STATE OF OHIO, )  
 ) SS:  
SUMMIT COUNTY, )

I, Lori K. Phillips, an RMR and  
Notary Public within and for the State of  
Ohio, duly commissioned and qualified, do  
hereby certify that the proceedings were by me  
reduced to Stenotypy, afterwards transcribed  
upon a computer; and that the foregoing is a  
true and correct transcription of the  
proceedings so given as aforesaid.

I do further certify that these  
proceedings were taken at the time and place  
in the foregoing caption specified, and were  
completed without adjournment.

I do further certify that I am not  
a relative, counsel or attorney of any party,  
or otherwise interested in the event of this  
action.

IN WITNESS WHEREOF, I have  
hereunto set my hand and affixed my seal of  
office at Akron, Ohio, on this 30th day of  
September, 2008.

*Lori K. Phillips*

Lori K. Phillips, RMR and  
Notary Public in and for the State  
of Ohio.

My Commission expires December 2, 2010.

<b>\$</b>	[1] 1:20	[2] 1424	<b>Brown-outs</b>	1,7 6:10 8:3
<b>\$178</b>	<b>9</b>	<b>Appreciated</b>	[2] 4:19-20	<b>Close</b>
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<b>\$5</b>	[1] 8:25	<b>Array</b>	[1] 4:24	13:17 14:3
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<b>2.77</b>	<b>Accessible</b>	<b>Attention</b>	<b>Capital</b>	[1] 3:10
[1] 8:19	[1] 7:14	[1] 718	[1] 6:5	<b>Comments</b>
<b>20</b>	<b>Accomplished</b>	<b>Attorney</b>	<b>Caption</b>	[3] 4:3 8:4 15:8
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<b>2010</b>	<b>Action</b>	<b>Audits</b>	<b>Career</b>	[2] 1:1 16:21
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[1] 8:3	<b>Adjourned</b>	<b>Bad</b>	<b>CEI</b>	<b>Commitment</b>
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[1] 1:12	<b>Advance</b>	<b>Barbara</b>	[2] 9:13,25	<b>Company</b>
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<b>30th</b>	<b>Affixed</b>	<b>Based</b>	[1] 14:18	14,16-17 4:8,12
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<b>330</b>	<b>Afford</b>	<b>Become</b>	[3] 3:18 7:23 11:	<b>Competition</b>
[2] 1:19,21	[1] 7:15	[1] 52	17	[1] 6:9
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[1] 1:20	[1] 16:8	[2] 21336	[3] 16:6,9,12	[1] 16:11
<b>3665</b>	<b>Afterwards</b>	<b>Behalf</b>	<b>Chance</b>	<b>Completely</b>
[1] 1:11	[1] 16:7	[2] 21621	[1] 15:4	[1] 5:20
<b>4</b>	<b>Age</b>	<b>Behind</b>	<b>Charge</b>	<b>Computer</b>
<b>4</b>	[3] 3:17 7:22 11:	[1] 417	[1] 11:3	[1] 16:7
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[1] 1:18	[3] 1:18 2:18 16:	<b>Benefits</b>	<b>Cheryl</b>	<b>Concerned</b>
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<b>5</b>	[1] 11:25	[1] 823	[1] 8:10	[1] 13:13
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[1] 1:13	[1] 13:16	<b>BUSH</b>	<b>Cities</b>	<b>Conservation</b>
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<b>76</b>	[1] 12:10	<b>Richassociates@neo.rr.c</b>	<b>Claim</b>	<b>Consider</b>
[1] 2:18	<b>Amount</b>	[1] 122	[2] 4:15 9:24	[2] 7:5 15:16
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