

FILE**Hunter, Donielle**

From: ContactThePUCO@puc.state.oh.us
Sent: Monday, December 15, 2008 2:37 PM
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Subject: Docketing
Attachments: JFUS121508RJ 3817370.pdf

Public Utilities Commission of Ohio
Investigation and Audit Division

Memorandum

Date: 12/15/2008

Re: John Fusco
1315 Churchill Hubbard Rd

Youngstown, OH 44505

Docketing Case No.: 08-935-EL-SSO

Notes:

Please docket the attached in the case number above.

2008 DEC 15 PM 2:46
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J. FUSCO 12/15/08 RS

LIBERTY TOWNSHIP

*Administration Building
1315 Churchill Hubbard Road
Youngstown, OH 44505
330-759-1315 fax 330-759-9226*

Facsimile**DATE:** 12-15-08**To:** PUCO**ATTN:** DOCKETING DIVISION 614-466-7366**TO:** Governor Ted Strickland**Attn:** John Haseley, Chief of Staff 614-728-9522**TO:** Mark Shanahan - Governor's Energy Advisor 614-752-9188**To:** NOPEC Leigh Herington 440-2481986**From:** John E Fusco, Fiscal Officer

Number of pages 3 including this cover sheet.

Subject: NOPEC Resolution

Comments: See attached resolution passed on December 12, 2008. Please contact me if you have any questions.

If you do not receive all pages or have any problems with this transmission, please call (330) 759-1315.



LIBERTY TOWNSHIP
1315 CHURCHILL HUBBARD ROAD
YOUNGSTOWN, OH 44505
330-759-1315

RESOLUTION # 08-201

The Board of Trustees of Liberty Township, Trumbull County, Ohio met in a Special session on December 12, 2008 at 4:00 p.m. at the Administration Building with the following members present: Mr. Jack Simon, and Mrs. Jodi Stoyak presiding.

08-201 Motion made by Mrs. Jodi Stoyak to pass the following resolution:

WHEREAS, the Northeast Ohio Public Energy Council ("NOPEC") is a regional council of governments under Ohio law comprised of 126 member Ohio municipalities, counties and townships in eight (8) Northeast Ohio counties;

WHEREAS, NOPEC currently operates governmental energy aggregation purchasing programs for electricity and natural gas and has arranged for the electric generation supply for about 450,000 retail electricity consumers whose distribution service is provided by The Cleveland Illuminating Company and Ohio Edison Company, both FirstEnergy Corporation companies;

WHEREAS, NOPEC's customers currently all take SSO service from the Ohio Edison Company and Cleveland Electric Illuminating Company, and are captive customers of FirstEnergy;

WHEREAS, this community is a member of NOPEC;

WHEREAS, First Energy has filed applications with the Public Utilities Commission of Ohio (PUCO) to establish an electric security plan or market rate offer as provided for in Amended Substitute Senate Bill 221;

WHEREAS, First Energy refuses to extend the current NOPEC generation discount from December 31, 2008 until First Energy's permanent electric rate plan is approved by the PUCO;

WHEREAS, First Energy's refusal to extend the current NOPEC generation discount until First Energy's permanent electric rate plan is approved by the PUCO means that our residents will lose the current 5% NOPEC generation discount beginning January 1, 2009; and

WHEREAS, losing the current 5% NOPEC generation discount in these troubling and unstable financial times will result in undue hardship for our residents.

NOW, THEREFORE, BE IT RESOLVED: That the PUCO order FirstEnergy to continue and/or extend the NOPEC generation discount from December 31, 2008 until First Energy's permanent rate plan is approved; and

RESOLVED: That the PUCO adopt NOPEC's recommendations in the FirstEnergy Electric Security Plan case to eliminate the 1 cent/kwh minimum default service rider for NOPEC customers; and

RESOLVED: That the PUCO eliminate or establish a credit for NOPEC customers for the proposed generation deferral to allow NOPEC to provide generation services to our residents after January 1, 2009; and

RESOLVED: That the PUCO prevent FirstEnergy from making excessive profits at the expense of economically-challenged, hard-working Ohioans.

Mr. Simon seconded the motion to adopt the Resolution. On the roll call being called, the vote result as follows:

Mrs. Stoyak, Yes. Mr. Simon, Yes. Motion carried.

Resolution passed.

State of Ohio)
County of Trumbull) ss: Certificate of Clerk

I, John E. Fusco, Clerk of the Board of Trustees of Liberty Township, Trumbull County, Ohio in whose custody and control the files and records of such Board are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original resolution, and that the same is a true and correct copy thereof.

Date: 12-15-08


JOHN E. FUSCO, CLERK
LIBERTY TOWNSHIP