

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of)
Ohio Edison Company, The Cleveland)
Electric Illuminating Company, and)
The Toledo Edison Company for) Case No. 08-935-EL-SSO
Authority to Establish a Standard)
Service Offer Pursuant to)
Section 4928.143, Revised Code in the)
Form of an Electric Security Plan.)

ENTRY

The attorney examiner finds:

- (1) Ohio Edison Company, The Cleveland Electric Illuminating Company, and the Toledo Edison Company (FirstEnergy) are public utilities as defined in Section 4905.02, Revised Code, and, as such, are subject to the jurisdiction of this Commission.
- (2) On July 31, 2008, FirstEnergy filed an application for a standard service offer (SSO) pursuant to Section 4928.141, Revised Code. This application is for an electric security plan in accordance with Section 4928.143, Revised Code. Contemporaneously, in Case No. 08-936-EL-SSO, FirstEnergy filed a separate application for a market rate offer in accordance with Section 4928.142, Revised Code.
- (3) By entry dated August 5, 2008, the attorney examiner established September 4, 2008, as the deadline by which parties were required to file motions to intervene in this proceeding. Accordingly, on August 21, 2008, Dominion Retail, Inc., (Dominion Retail) filed a motion to intervene in this proceeding. No party filed a memorandum contra Dominion Retail's motion.
- (4) By entry dated October 2, 2008, the attorney examiner granted intervention to a number of parties. However, Dominion Retail was inadvertently excluded from the list of parties granted intervention. Accordingly, the

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attorney examiner finds that Dominion Retail's motion to intervene should be granted at this time.

- (5) The attorney examiner notes that Dominion Retail was not prejudiced by the inadvertent delay in granting its motion because Dominion Retail had a full opportunity to participate in the hearing and to file briefs as if the motion had been previously granted.

It is, therefore,

ORDERED, That the motion to intervene filed by Dominion Retail be granted in accordance with Finding (4). It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

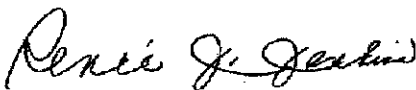


By: Gregory A. Price
Attorney Examiner

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Entered in the Journal

DEC 16 2008



Renee J. Jenkins
Secretary