

FILE

BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO

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PUCO

In The Matter of the)
Village of Holland for Certification) Case No. 00-2212-EL-GAG
As a Governmental Aggregator)

**MOTION FOR EXTENSION OF CERTIFICATE EXPIRATION DATE AND
MEMORANDUM IN SUPPORT**

I. MOTION FOR EXTENSION

Now comes the Village of Holland ("Holland") and moves that the Public Utilities Commission of Ohio ("Commission") grant an extension of the January 17, 2009, expiration date of its certificate to provide governmental aggregation services. Inadvertently, Holland did not file an application for renewal of Certificate 00-039 (3) within the 30-120 day advance window set forth in rule 4901:1-27-09 of the Ohio Administrative Code ("OAC"). Holland will file its renewal application, out of time, on or before January 9, 2009, and Holland seeks an extension of its certificate's expiration date while the Commission is considering the renewal application.

II. MEMORANDUM IN SUPPORT

The Village of Holland was granted the authority to provide governmental aggregation services on December 21, 2004, and its current certificate expires on January 17, 2009. Unfortunately, due to an inadvertent oversight with regard to the timing for filing, Holland did not realize that the advance filing date for its certificate renewal has passed. Holland will file its renewal application on or before January 9, 2009. While the Commission considers the renewal, Holland requests an extension of the expiration date


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of its certificate from January 17, 2009 to February 17, 2007, to allow for the thirty day review period from the December 17, 2008 renewal application filing date.

Holland's request for an extension is reasonable under the circumstances and should be granted. Should the Village's ability to provide aggregation services expire on January 17, 2009, Holland's aggregation participants would be at a disadvantage in that they would not be able to receive the most competitive electric rate. Although Holland inadvertently failed to file its renewal application within the 30-120 day window as set forth in Rule 4901:1-27-09 (A), in substance there have been no material changes in Holland's operation of its aggregation program. Indeed, except for the automatic expiration date of its Certificate 00-039 (3), Holland has done nothing that would warrant suspension or rescission of its authority. Since Holland's dilemma has been caused by an inadvertent oversight, an extension would allow the Village to obtain renewal of its certificate without causing inconvenience to its residents. Indeed, extension of the expiration date is necessary to prevent irreparable harm to Holland and its residents, and would prevent disruption in service to Holland residents. The Village of Holland respectfully submits that an extension of its certificate expiration date is in the public interest.

Wherefore, Holland respectfully urges the Commission to grant the extension.

Respectfully submitted,

 Asst. Sec. for

The Village of Holland