

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 Authority to Establish ) Case No. 08-935-EL-SSO  
a Standard Service Offer Pursuant to )  
Section 4928.143, Revised Code, in the )  
Form of an Electric Security Plan. )

ENTRY ON REHEARING

The Commission finds:

- (1) On July 31, 2008, Ohio Edison Company (OE), The Cleveland Electric Illuminating Company, and The Toledo Edison Company (TE) (jointly referred to as the Companies) filed an application for a standard service offer (SSO) pursuant to Section 4928.141, Revised Code. The application was for an electric security plan (ESP) in accordance with Section 4928.143, Revised Code. On December 19, 2008, the Commission issued an opinion and order, authorizing the implementation of an SSO pursuant to the Companies' proposed ESP with modifications.
- (2) On December 22, 2008, the Companies filed a notice that they were exercising their right to withdraw and thereby terminate their application for an ESP. Also on December 22, 2008, the Companies filed proposed tariff sheets for service to be provided to customers beginning January 1, 2009.
- (3) In accordance with the entry issued December 26, 2008, various parties filed comments on the Companies' proposed tariff filing and the Companies filed reply comments.
- (4) By finding and order issued January 7, 2009, the Commission, *inter alia*, concluded that, until a subsequent SSO is authorized by the Commission in accordance with Section 4928.142 or Section 4928.143, Revised Code, the Companies' SSO in effect on December 31, 2008, shall continue. The Commission further concluded that the tariffs should reflect the termination of the regulatory transition charges (RTCs) for OE and TE as of December 31, 2008, as well as the Fuel Recovery Mechanism, an

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regulatory transition charges (RTCs) for OE and TE as of December 31, 2008, as well as the Fuel Recovery Mechanism, an RTC Offset Rider, and a Fuel Cost Recovery Rider for all three companies. The Commission found that, by operation of law, the revised tariffs should be approved effective January 1, 2009, on a services rendered basis.

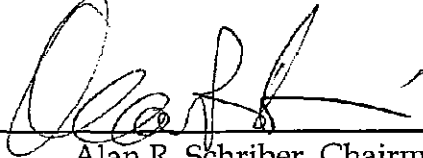
- (5) Section 4903.10, Revised Code, states that any party who has entered an appearance in a Commission proceeding may apply for rehearing with respect to any matters determined in that proceeding, by filing an application within 30 days after the entry of the order upon the journal of the Commission.
- (6) The Companies, Industrial Energy Users-Ohio (IEU-Ohio), Northwest Ohio Aggregation Coalition/Northeast Ohio Public Energy Council (NOAC/NOPEC), and the Ohio Consumer and Environmental Advocates (OCEA) filed applications for rehearing of the Commission's January 7, 2009, finding and order on January 9, 2009, January 12, 2009, January 22, 2009, and February 2, 2009, respectively.
- (7) Therefore, the Commission finds that the applications for rehearing filed by the Companies, IEU-Ohio, NOAC/NOPEC, and OCEA should be granted. We believe that sufficient reasons have been set forth by these parties to warrant further consideration of the matters specified in the applications for rehearing.

It is, therefore,

ORDERED, That the applications for rehearing filed by the Companies, IEU-Ohio, NOAC/NOPEC, and OCEA be granted for further consideration of the matters specified in the applications for rehearing. It is, further,

ORDERED, That copies of this entry on rehearing be served upon parties of record.

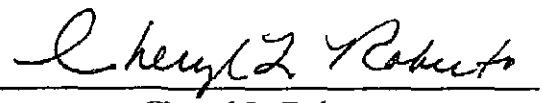
THE PUBLIC UTILITIES COMMISSION OF OHIO

  
Alan R. Schriber, Chairman

  
Paul A. Centolella

  
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Valerie A. Lemmie

  
Cheryl L. Roberto

CMTP/vrm

Entered in the Journal

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Renee J. Jenkins  
Secretary