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BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Ohio

Edison Company, The Cleveland Electric	)	Case Nos. 09-21-EL-ATA
Illuminating Company, and The Toledo	)	09-22-EL-AEM
Edison Company for Approval of Rider	)	09-23-EL-AAM
FUEL and Related Accounting Authority.	)	

ENTRY ON REHEARING

The Commission finds:

- (1) On January 9, 2009, Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company (jointly referred to as FirstEnergy) filed an application in Case Nos. 09-21-EL-ATA, et. al, (*FirstEnergy Rider FUEL Case*) which, *inter alia*, requested approval of a fuel rider (Rider FUEL). As proposed by FirstEnergy, Rider FUEL would recover the costs for power purchased for customers receiving generation service for the time period of January 1, 2009, through March 31, 2009, and costs incurred after March 31, 2009, would be determined by the results of a future competitive bid process.
- (2) On January 14, 2009, the Commission issued a finding and order which, *inter alia*, authorized FirstEnergy to implement Rider FUEL on a temporary basis until March 31, 2009.
- (3) 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.
- (4) Between January 26, 2009, and February 9, 2009, the following parties filed applications for rehearing of the Commission's January 14, 2009, finding and order in this case: FirstEnergy; The Ohio Energy Group (OEG); NextEra Energy Resources, LLC, FPL Energy Power Marketing, LLC, Gexa Energy Holdings, LLC, and Gexa Energy - Ohio, LLC (NextEra); the Ohio Consumer and Environmental Advocates (OCEA); Nucor Steel Marion, Inc. (Nucor); The Kroger Company (Kroger); and

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Northeast Ohio Public Energy Council (NOPEC). Memoranda contra these applications for rehearing have been filed.


- (5) Sufficient reasons have been set forth by these parties to warrant further consideration of the matters specified in the applications for rehearing. Therefore, the Commission finds that the applications for rehearing filed by FirstEnergy, OEG, NextEra, OCEA, Nucor, Kroger, and NOPEC should be granted.

It is, therefore,

ORDERED, That the applications for rehearing filed by FirstEnergy, OEG, NextEra, OCEA, Nucor, Kroger, and NOPEC 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 all parties of record.

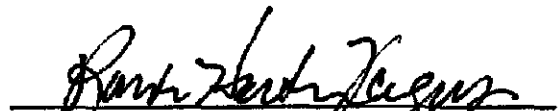
THE PUBLIC UTILITIES COMMISSION OF OHIO



Alan R. Schriber, Chairman



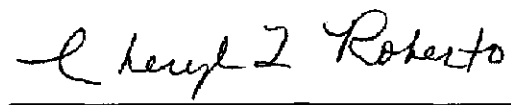
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Entered in the Journal

FEB 25 2009



Renee J. Jenkins  
Secretary