

FILE

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PUCO

Via Overnight Mail

March 16, 2009

Public Utilities Commission of Ohio
PUCO Docketing
180 E. Broad Street, 10th Floor
Columbus, Ohio 43215

In re: Case Nos. 09-90-EL-COI

Dear Sir/Madam:

Please find enclosed an original and twenty (20) copies of the MOTION TO INTERVENE AND MEMORANDUM IN SUPPORT OF THE OHIO ENERGY GROUP filed in the above-referenced matter.

Please place this document of file.

Respectfully yours,



David F. Boehm, Esq.
Michael L. Kurtz, Esq.
BOEHM, KURTZ & LOWRY

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Encl.
Cc: Certificate of Service

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**BEFORE THE
PUBLIC UTILITY COMMISSION OF OHIO**

In The Matter Of Commission's Investigation Into The	:	Case No. 09-90-EL-COI
Value of Continued Participation in Regional	:	
Transmission Organizations	:	

**THE OHIO ENERGY GROUP'S
MOTION FOR LEAVE TO INTERVENE**

Pursuant to the Ohio Rev. Code §4903.22.1 and Ohio Admin. Code §4901-1-11, the Ohio Energy Group. ("OEG") moves for leave to intervene in this proceeding. The Public Utility Commission of Ohio ("Commission") should grant OEG leave to intervene because OEG has a real and substantial interest in the proceeding, and the Commission's disposition of this proceeding may impair or impede OEG's ability to protect that interest.

Respectfully submitted,



David F. Boehm, Esq.

Michael L. Kurtz, Esq.

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COUNSEL FOR OHIO ENERGY GROUP

March 16, 2009

**BEFORE THE
PUBLIC UTILITY COMMISSION OF OHIO**

In The Matter Of Commission's Investigation Into The	:	Case No. 09-90-EL-COI
Value of Continued Participation in Regional	:	
Transmission Organizations	:	

**MEMORANDUM IN SUPPORT OF
THE OHIO ENERGY GROUP'S MOTION TO INTERVENE**

Pursuant to Ohio Rev. Code §4903.22.1 and Ohio Admin. Code §4901-01-11, the Public Utility Commission of Ohio should grant OEG leave to intervene in this proceeding.

OEG is a non-profit entity organized to represent the interests of large industrial and commercial customers in electric and gas regulatory proceedings before the Public Utility Commission of Ohio ("Commission"). OEG's members who are participating in this intervention are: Air Products & Chemicals, Inc., AK Steel Corporation, Aleris International, Inc., Alcoa Inc., ArcelorMittal USA, BP-Husky Refining, LLC, Brush Wellman, Inc., Charter Steel, Chrysler LLC, E.I. DuPont de Nemours & Company, Ford Motor Company, GE Aviation, Griffin Wheel, Johns Manville, Linde, Inc., North Star BlueScope Steel, LLC, PPG Industries, Republic Engineered Products, Inc., Severstal Warren, Inc., Severstal Wheeling, Sunoco, Inc. (R&M), The Procter & Gamble Co. and Worthington Industries, Inc. These companies purchase electric power services from all of the utilities in Ohio. Therefore, the interests of OEG's members may be directly affected by the outcome of this proceeding. The interests

of OEG cannot be adequately represented by any other party. OEG intends to play a constructive role in this case and provide information which will assist the Commission.

No other party to this proceeding can adequately represent OEG's interest. Intervention would not unduly delay the proceeding nor unjustly prejudice any existing party.

Accordingly, OEG has a real and substantial interest and is entitled to intervene in this action under Ohio Rev. Code §4903.22.1 and Ohio Admin. Code §4901-1-11.

Respectfully submitted,



David F. Boehm, Esq.

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March 16, 2009