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March 24, 2009

PUCO

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Ms. Renee Jenkins
Secretary
Public Utilities Commission of Ohio
Docketing Division, 13th Floor
180 East Broad Street
Columbus, Ohio 43215-3793

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

Dear Ms. Jenkins:

On February 19, 2009, the Companies filed an Amended Application in the above captioned case with an attached Stipulation and Recommendation which set forth a Stipulated Electric Security Plan, which was then supplemented on February 26, 2009 through the filing of a Supplemental Stipulation ("Stipulated ESP"). The Stipulated ESP was agreed to by the Companies, the Staff of the Commission, and the overwhelming majority of the intervening parties to this proceeding (collectively, the "Signatory Parties"). The Signatory Parties requested that the Commission approve certain provisions of the Stipulated ESP on or before March 4, 2009, including Sections A.1, A.2, A.3, A.4, A.12 and Section I of the Stipulation.

The Commission issued its Second Finding and Order on March 4, 2009 approving each of these provisions to the Stipulated ESP, with the exception of A.12. The Commission took notice of the Attorney Examiner's entry that Section A.12, as well as all other matters in the Stipulated ESP, should be considered separately. On March 18, 2009, the Commission issued an Order Nunc Pro Tunc in which it amended the third ordering paragraph of the Second Finding and Order.

Pursuant to Section 4928.143(C)(2)(a) of the Revised Code, if the Commission modifies and approves an electric security plan, the Companies have the statutory right to withdraw the Application, thereby terminating it.

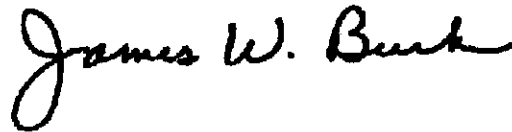
This is the Companies' notice, that despite the Commission's modification of the Stipulated ESP through the postponement of consideration of Section A.12 of the Stipulation (which will be considered as part of the Commission's Order on the

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remaining provisions of the Stipulation), the Companies are accepting the Commission's Second Finding and Order issued on March 4, 2009, as modified by the Entry Nunc Pro Tunc issued on March 18, 2009 as their ESP rate plan through May 31, 2009. The Companies are not exercising their right pursuant to Section 4928.143(C)(2)(a) of the Revised Code to withdraw and thereby terminate such rate plan.

Please file this Notice in the docket in the aforementioned case.

Sincerely,

A handwritten signature in black ink that reads "James W. Burk". The signature is written in a cursive style with a large, stylized "J" and "B".

James W. Burk
Counsel of Record

cc: Service List

Case 08-935-EL-SSO
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