

FILE

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

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PUCO

In the Matter of the Application of)
Columbus Southern Power Company for) Case No. 08-917-EL-SSO
Approval of its Electric Security Plan; an)
Amendment to its Corporate Separation)
Plan; and the Sale or Transfer of Certain)
Generation Assets.)

In the Matter of the Application of Ohio)
Power Company for Approval of its) Case No. 08-918-EL-SSO
Electric Security Plan; and an Amendment)
to its Corporate Separation Plan.)

**MOTION FOR EXTENSION OF TIME
AND
REQUEST FOR EXPEDITED RULING
BY
THE OFFICE OF THE OHIO CONSUMERS' COUNSEL**

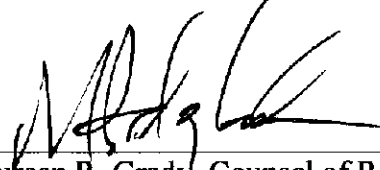
The Office of the Ohio Consumers' Counsel ("OCC") moves, pursuant to Ohio Adm. Code 4901-1-12 and 4901-1-13, for an extension of five days, from June 25, 2009 to June 30, 2009, to file a reply to the Ormet Primary Aluminum Corporation's Memorandum Contra. OCC also requests that an expedited ruling on this motion be issued, pursuant to Ohio Adm. Code 4901-1-12(C), without the filing of memoranda as provided by the rule.

The reasons supporting this motion are contained in the following memorandum in support.

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Respectfully submitted,

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MEMORANDUM IN SUPPORT

I. INTRODUCTION

On June 5, 2009, the Ohio Consumers' Counsel, the Ohio Hospital Association, the Ohio Manufacturers' Association, the Kroger Co., and the Ohio Energy Group (the "Movants") filed a Motion for Refund and Motion for AEP to Cease and Desist Future Collections from Customers ("Motion"). Ormet Primary Aluminum Corporation ("Ormet") filed its Memorandum Contra on June 23, 2009, after the deadline expired¹ under the current expedited schedule set forth in the PUCO's August 5, 2008 Entry. Ormet served its Memorandum Contra to OCC by facsimile on June 22, 2009. Under the current expedited schedule, OCC's reply to Ormet's Memorandum Contra is due June 25, 2008.

¹ OCC reserves its right to move or otherwise request that the PUCO strike Ormet's Memorandum Contra, given that it was filed after the deadline.

II. ARGUMENT

A. MOTION FOR EXTENSION OF TIME

To date, OCC has met the expedited schedule established by the Commission in this case, as evidenced by its prior filings including its Reply to AEP's Memorandum Contra. At this time, however, OCC moves the Commission for an extension of five days to file its reply memorandum to Ormet's Memorandum Contra based on the following grounds.

First, it is unreasonable for the OCC to be required to file its reply memorandum within three days of Ormet's service of its Memo Contra, when Ormet's Memo Contra was filed 10 days *beyond* the deadline for such filings established in the Commission's August 5, 2008 Entry. With Ormet's late filing of its Memo Contra, OCC will be forced to respond to various arguments from different parties on different days with different reply documents, instead of what should have been the efficiency of replying in one document to the separate Memorandum Contra of AEP and Ormet.

In addition, OCC's Counsel of Record is this week unexpectedly out of the Office for reasons beyond her control. Under the PUCO's expedited filing timelines, there should not have been any Memorandum Contra from Ormet that would require her attention now. With other counsel being assigned the task of assisting with OCC's reply, OCC is requesting that it be permitted this brief extension to provide OCC with adequate time to diligently review Ormet's Memorandum Contra and respond. Finally, the requested extension would not prejudice any of the parties to these proceedings.

B. REQUEST FOR EXPEDITED RULING

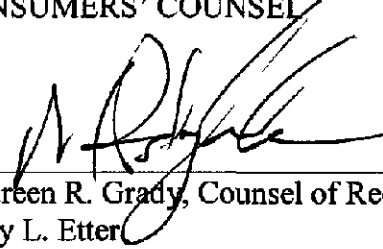
Given that OCC's Reply to Ormet's Memorandum Contra is due today, OCC requests an expedited ruling on this motion, pursuant to Ohio Adm. Code 4901-1-12(C). Since OCC is requesting only a five-day extension of time, a certification by OCC that no party objects to the issuance of an expedited ruling is not required under the rule and an immediate ruling may be issued without the filing of memoranda.

III. CONCLUSION

For all the above reasons, good cause exists under Ohio Adm. Code 4901-1-13(A) for a five-day extension of time to file replies to Ormet's memorandum contra. Moreover, the Commission should rule on an expedited basis regarding the extension because the PUCO may rule "without the filing of memoranda" under Ohio Adm. Code 4901-1-12(C) when the request is for an extension of five days or less. This Motion has been submitted according to the requirements of, and is subject to, the expedited procedures for pleadings established in these cases. OCC appreciates the PUCO's consideration of this request.

Respectfully submitted,

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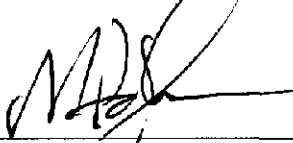
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the OCC's Motion for Extension of Time was served electronically on the persons listed on the electronic service list, as shown below, this 25th day of June, 2009.


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