

NC

FirstEnergy

76 South Main St.
Akron, Ohio 44308

FILE

September 22, 2009

Betty McCauley
Chief of Docketing
The Public Utilities Commission of Ohio
180 East Broad Street
Columbus, OH 43215

SUBJECT: Case Nos. 09-843EL-ATA
06-0653-EL-ORD
89-6001-EL-TRF

RECEIVED-DOCKETING DIV
2009 SEP 23 AM 9:22
PUCO

Dear Ms. McCauley:

In response pursuant to the Commission's Order in Docket No. 06-653-EL-ORD requiring changes to The Cleveland Electric Illuminating Company's Electric Service Tariffs and the modification of the Net Energy Metering Tariff, enclosed please find an original and 15 copies of the proposed filing for The Cleveland Electric Illuminating Company.

Please open a new ATA docket and assign a case number. Also please file one copy of this filing in Case No. 06-0653-EL-ORD, one copy in Case No. 89-6001-EL-TRF, and return two time-stamped copies (with the assigned case number) in the enclosed envelope.

Thank you.

Sincerely,



Steven E. Ouellette
Director, Rates & Regulatory Affairs

Enclosures

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.
Technician SM Date Processed SEP 23 2009

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

**Application NOT Involving an Increase in Rates,
pursuant to Section 4909.18 Revised Code**

In the Matter of the Application of)
The Cleveland Electric Illuminating Co.)
to modify the Net Energy Metering Tariff)

Case No. 09-_____-EL-ATA

Case No. 06-0653-EL-ORD

Case No. 89-6001-EL-TRF

1. APPLICANT RESPECTFULLY PROPOSES: (Check applicable proposals)

- | | |
|---|---|
| <input type="checkbox"/> New Service | <input type="checkbox"/> Change in Rule or Regulation |
| <input type="checkbox"/> New Classification | <input type="checkbox"/> Reduction Rates |
| <input type="checkbox"/> Change in Classification | <input type="checkbox"/> Correction of Error |
| <input checked="" type="checkbox"/> Other, not involving increase in rates | |
| <input type="checkbox"/> Various related and unrelated textual revision, without change in intent | |

2. DESCRIPTION OF PROPOSAL: Reflect changes proposed pursuant to the Commission's Order in Docket No. 06-653-EL-ORD requiring the modification of the net metering tariff for The Cleveland Electric Illuminating Company.

3. TARIFFS AFFECTED: (If more than 2, use additional sheets)

4. Attached hereto and made a part hereof are: (Check applicable Exhibits)

☒ Exhibit A - existing schedule sheets (to be superseded) if applicable

☒ Exhibit B - proposed schedule sheets

___ Exhibit C-1

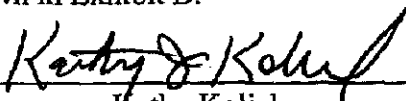
- a) if new service is proposed, describe;
Description included on attached Exhibit C-1.
- b) if new equipment is involved, describe (preferably with a picture, brochure, etc.)
and where appropriate, a statement distinguishing proposed service from existing
services;
- c) if proposed service results from customer requests, so state, giving if available,
the number and type of customers requesting proposed service.

___ Exhibit C-2 - if a change of classification, rule or regulation is proposed, a statement
explaining reason for change.

X Exhibit C-3 - statement explaining reason for any proposal not covered in Exhibits C-
1 or C-2.

5. This application will not result in an increase in any rate, joint rate, toll, classification, charge
or rental.

6. Applicant respectfully requests the Commission to approve the requested changes to Cleveland
Electric Illuminating Company's Electric Service Tariffs and the modification of the Net
Energy Metering Tariff and to authorize the Cleveland Electric Illuminating Company to file
same in final form, and to be in the form and content shown in Exhibit B.


Kathy Kolich

Attorney

NAME and TITLE

76 South Main Street

Akron, Ohio 44308

ADDRESS

330-384-4580

TELEPHONE NUMBER

TABLE OF CONTENTS

The following rates, rules and regulations for electric service are applicable throughout the Company's service territory except as noted.

	<u>Sheet</u>	<u>Effective Date</u>
TABLE OF CONTENTS	1	09-01-09
DEFINITION OF TERRITORY	3	05-01-09
ELECTRIC SERVICE REGULATIONS	4	05-01-09
ELECTRIC SERVICE SCHEDULES		
Residential Service (Rate "RS")	10	05-01-09
General Service - Secondary (Rate "GS")	20	05-01-09
General Service - Primary (Rate "GP")	21	05-01-09
General Service - Subtransmission (Rate "GSU")	22	05-01-09
General Service - Transmission (Rate "GT")	23	05-01-09
Street Lighting Provisions	30	05-01-09
Street Lighting (Rate "STL")	31	05-01-09
Traffic Lighting (Rate "TRF")	32	05-01-09
Private Outdoor Lighting (Rate "POL")	33	06-01-09
MISCELLANEOUS CHARGES	75	05-01-09
OTHER SERVICE		
Partial Service	46	01-01-06
Cogenerators and Small Power Production Facilities	48	01-01-03
Retail Transition Cost Recovery of Non-bypassable Regulatory Transition Charges	74	05-01-09
Interconnection Tariff	95	01-01-09

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RIDERS	<u>Sheet</u>	<u>Effective Date</u>
Summary	80	09-01-09
Residential Distribution Credit	81	05-01-09
Transmission and Ancillary Service Rider	83	06-01-09
Alternative Energy Resource	84	06-01-09
School Distribution Credit	85	06-01-09
Business Distribution Credit	86	05-01-09
Regulatory Transition & Transition Rate Credit	89	06-01-09
Universal Service	90	12-24-08
Temporary Energy Efficiency	91	01-01-06
State kWh Tax	92	05-01-09
Net Energy Metering	93	04-01-03
Grandfathered Contract	94	06-01-09
Delta Revenue Recovery	96	06-01-09
Demand Side Management	97	07-01-09
Reasonable Arrangement	98	06-01-09
Distribution Uncollectible	99	07-01-09
Deferred Transmission Cost Recovery	100	05-01-09
Economic Load Response Program	101	06-01-09
Optional Load Response Program	102	06-01-09
Generation Cost Reconciliation	103	06-01-09
Green Resource	104	06-01-09
Fuel	105	06-01-09
Advanced Metering Infrastructure / Modern Grid	106	05-01-09
Line Extension Cost Recovery	107	06-01-09
Delivery Service Improvement	108	04-01-09
PIPP Uncollectible	109	07-01-09
Non-Distribution Uncollectible	110	07-01-09
CEI Delta Revenue Recovery	112	06-01-09
Generation Service	114	06-01-09
Demand Side Management and Energy Efficiency	115	06-01-09
Economic Development	116	06-01-09
Deferred Generation Cost Recovery	117	06-01-09
Deferred Fuel Cost Recovery	118	01-01-11
Residential Deferred Distribution Cost Recovery	120	09-01-09
Non-Residential Deferred Distribution Cost Recovery	121	09-01-09

Rider No. 17 Net Energy Metering Rider

Availability

Pursuant to Section 4928.01(A)(30)-(32) of the Revised Code (Net Metering), a customer-generator is a customer of the Company that is a user of a net metering system. To qualify for a net metering system, the customer-generator facility must use as its fuel either solar, wind, biomass, landfill gas, or hydropower, or use a microturbine (a combustion turbine with a peak capacity of 100 kW or less) or a fuel cell which is located on the customer-generator's premises and operates in parallel with the Company's transmission and distribution systems and is intended primarily to offset part or all of the customer's requirements for electricity. A net metering system used by a customer-generator shall meet all applicable safety and performance standards established by the National Electrical Code, the Institute of Electrical and Electronic Engineers, and Underwriters Laboratories.

Pursuant to Section 4928.67 of the Revised Code, service under this Rider is available upon request to customer-generators on a first come, first served basis so long as the total rated generating capacity used by customer-generator facilities is less than one percent of the Company's aggregate customer peak demand in this state.

Metering

In order to receive service under this Rider, Net Metering must be accomplished using a single meter capable of registering the flow of electricity in each direction. If the existing electrical meter in service at the customer's facility is not capable of measuring the flow of electricity in each direction, the Company will, upon written request by the customer-generator, acquire, install, maintain, and read an approved meter that is capable of measuring electricity in each direction. The customer-generator will pay the Company all expenses involved in either modifying the existing meter or providing a new meter capable of registering the flow of electricity in each direction. Maintenance of the meter will be the responsibility of the Company, which will own the meter. The Company, at its own expense and with written consent of the customer-generator, may install additional meters to monitor the flow of electricity. Maintenance of the additional meter(s) will be the responsibility of the Company, which will own the meter(s).

Billing

The provisions of this rider will be applied to the rate schedule to which the customer would be assigned if that customer were not a customer-generator. The customer-generator will be billed or credited charges and applicable riders as measured by the meter. Measured demand specified in the appropriate tariff shall be based on the peak demand measured as supplied by the Company only, flowing from the Company's system to the customer-generator's facility. If the Company supplies more kilowatt-hours of electricity than the customer-generator facility feeds back to the Company's system during the billing period, all energy charges of the appropriate rate schedule shall be applied to the net kilowatt-hours of electricity that the Company supplied. If the customer-generator facility feeds more kilowatt-hours of electricity back to the system than the Company supplies to the customer-generator facility during the billing period, energy charges of the unbundled generation component of the appropriate rate schedule shall be applied to the net kilowatt-hours of electricity that the customer-generator facility supplied, which shall be allowed to accumulate as a bill credit until netted against the customer generator's bill. A refund in an amount of the accumulated bill credit will be paid to the customer-generator after three consecutive billing periods of such accumulation upon written request by the customer-generator.

The Cleveland Electric Illuminating Company

Sheet 1

Cleveland, Ohio

P.U.C.O. No. 13

3rd 4th Revised Page 1 of 2

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Filed pursuant to Order dated August 19, 2009, in Case Nos. 09-641-EL ATA & 09-642-EL

ATA, before

The Public Utilities Commission of Ohio

Issued by: Richard R. Grigg, President

Effective: September 1, 2009

The Cleveland Electric Illuminating Company

Sheet 1

Cleveland, Ohio

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Effective: September 1, 2009

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Availability

Pursuant to Section 4928.01(A)(30)-(32) of the Revised Code (Net Metering), a customer-generator is a customer of the Company that is a user of a net metering system. To qualify for a net metering system, the customer-generator facility must use as its fuel either solar, wind, biomass, landfill gas, or hydropower, or use a microturbine (a combustion turbine with a peak capacity of 100 kW or less) or a fuel cell which is located on the customer-generator's premises and operates in parallel with the Company's transmission and distribution systems and is intended primarily to offset part or all of the customer's requirements for electricity. A net metering system used by a customer-generator shall meet all applicable safety and performance standards established by the National Electrical Code, the Institute of Electrical and Electronic Engineers, and Underwriters Laboratories.

~~Pursuant to Section 4928.67 of the Revised and Rules 4901:1-22-03 and 4901:1-22-04 of the Ohio Administrative Code, service under this Rider is available upon request to customer generators on a first come, first served basis so long as the total rated generating capacity used by customer generator facilities is less than one percent of the Company's aggregate customer peak demand in this state.~~

Metering

In order to receive service under this Rider, Net Metering must be accomplished using a single meter capable of registering the flow of electricity in each direction. If the existing electrical meter in service at the customer's facility is not capable of measuring the flow of electricity in each direction, the Company will, upon written request by the customer-generator, acquire, install, maintain, and read an approved meter that is capable of measuring electricity in each direction. The customer-generator will pay the Company all expenses involved in either modifying the existing meter or providing a new meter capable of registering the flow of electricity in each direction. Maintenance of the meter will be the responsibility of the Company, which will own the meter. The Company, at its own expense and with written consent of the customer-generator, may install additional meters to monitor the flow of electricity. Maintenance of the additional meter(s) will be the responsibility of the Company, which will own the meter(s).

Billing

The provisions of this rider will be applied to the rate schedule to which the customer would be assigned if that customer were not a customer-generator. The customer-generator will be billed or credited charges and applicable riders as measured by the meter. Measured demand specified in the appropriate tariff shall be based on the peak demand measured as supplied by the Company only, flowing from the Company's system to the customer-generator's facility. If the Company supplies more kilowatt-hours of electricity than the customer-generator facility feeds back to the Company's system during the billing period, all energy charges of the appropriate rate schedule shall be applied to the net kilowatt-hours of electricity that the Company supplied. If the customer-generator facility feeds more kilowatt-hours of electricity back to the system than the Company supplies to the customer-generator facility during the billing period, energy charges of the Generation Service Rider (GEN) ~~unbundled generation component of the appropriate rate schedule~~ shall be applied to the net kilowatt-hours of electricity that the customer-generator facility supplied, which shall be allowed to accumulate as a bill credit until netted against the customer generator's bill, or until the customer-generator requests in writing a refund that amounts to, but is no greater than, an annual true-up of accumulated credits over a twelve-month period. ~~A refund in an amount of the accumulated bill credit will be paid to the customer-generator after three consecutive billing periods of such accumulation upon written request by the customer-generator.~~

EXHIBIT C-3

Statement of Proposal

This tariff filing is designed to make changes to the Company's tariffs which reflect new rules approved in the Commission's May 6, 2009 Order in Docket No. 06-653-EL-ORD. Said rules possess an effective date of June 29, 2009.

VERIFICATION

State of Ohio, Summit County, ss:

James F. Pearson, VP and Treasurer,
Name of Officer

James F. Pearson, (and)
(President) (Vice President)

Jacqueline S. Cooper, Asst. Corp. Sec.
Name of Officer

Jacqueline S. Cooper of
(Secretary) (Treasurer)

The Cleveland Electric Illuminating Company, being first duly sworn hereby verify this application

Sworn and subscribed before me this 21st day of September, 2009

Michele A. Buchtel
Notary Public

Michele A. Buchtel
Resident Summit County
Notary Public, State of Ohio
My Commission Expires: 08/28/11

