

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Energy Efficiency and)
Peak Demand Reduction Program) Case No. 09-580-EL-EEC
Portfolio of Ohio Edison Company.)

In the Matter of the Energy Efficiency and)
Peak Demand Reduction Program) Case No. 09-581-EL-EEC
Portfolio of The Cleveland Electric)
Illuminating Company.)

In the Matter of the Energy Efficiency and)
Peak Demand Reduction Program) Case No. 09-582-EL-EEC
Portfolio of The Toledo Edison Company.)

ENTRY

The attorney examiner finds:

- (1) Ohio Edison Company, The Cleveland Electric Illuminating Company, The Toledo Edison Company (FirstEnergy or the Companies) are public utilities as defined in Section 4905.02, Revised Code, and, as such, are subject to the jurisdiction of this Commission.
- (2) On July 9, 2009, FirstEnergy filed an application for approval of two energy savings and peak demand reduction programs, the High Efficiency Light Bulb Program and the Online Home Energy Education Tool Program, as part of their compliance with the 2009 energy efficiency and peak demand reduction benchmarks established in Section 4928.66, Revised Code. On September 16, 2009, FirstEnergy filed a letter in this docket representing that it had reached a consensus with all interested parties regarding modifications to its proposed programs.
- (3) On September 23, 2009, the Commission approved the application, as modified on September 16, 2009. Further, the Commission granted intervention in this proceeding to Industrial Energy Users-Ohio (IEU-Ohio), the Natural Resources Defense Council (NRDC), the Office of the Ohio

Consumers' Counsel (OCC), and Ohio Partners for Affordable Energy (OPAE).

- (4) On October 8, 2009, OCC filed an application for rehearing in this proceeding.
- (5) Although there is a full and complete record from which the Commission can make its decision, the attorney examiner finds that oral arguments should be scheduled for October 28, 2009, at 1:30 p.m., at the Commission offices, Hearing Room 11-E, 180 East Broad Street, Columbus, Ohio, in order to provide the Commission a better understanding of the issues and the opportunity to ask questions regarding the issues in this proceeding. The order of presentation and time limitations are as follows:
 - (a) FirstEnergy, 8 minutes;
 - (b) OCC, 8 minutes;
 - (c) IEU-Ohio, 8 minutes;
 - (d) NRDC, 8 minutes; and
 - (e) OPAE, 8 minutes.

The time limitations have been established in order to provide the Commission adequate time to ask questions of the parties.

It is, therefore,

ORDERED, That oral arguments be scheduled as set forth in Finding (5). It is, further,

ORDERED, That a copy of this Entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO



By: Gregory A. Price
Attorney Examiner

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Entered in the Journal

OCT 15 2009



Renee J. Jenkins
Secretary