

FILE



Office of the Ohio Consumers' Counsel

Your Residential Utility Consumer Advocate

Janine L. Migden-Ostrander
Consumers' Counsel

December 21, 2009

Ms. Renee Jenkins
Public Utilities Commission of Ohio
180 East Broad Street, 13th Floor
Columbus, OH 43215

RECEIVED-DOCKETING DIV
2009 DEC 21 PM 4:14
PUCO

Re: PUCO Case No. 08-888-EL-ORD, Ex Parte Discussion on December 10, 2009

Dear Ms. Jenkins:

On December, 10 2009, individuals representing various organizations met with Commissioner Roberto of the Public Utilities Commission of Ohio ("PUCO" or "Commission") at the Offices of the Commission, 180 East Broad Street, Columbus, Ohio, to discuss the rules adopted in this proceeding. Also present were Kim Bojko, Steve Lesser, Jennifer Lynch, and Kim Wissman. The organizations and their representatives included: The Office of the Ohio Consumers' Counsel (Christopher Allwein and Amy Gomberg), the Ohio Environmental Council (Nolan Moser), the Environmental Law and Policy Center (Michael Heintz), Sierra Club (Jennifer Miller), Citizen Power (Ted Robinson), Iberdrola Renewables (Eric Thumma), and the American Wind Energy Association (represented by Dayna Baird of Government Edge).

During the meeting participants addressed Ohio Administrative Code Chapters 4901:1-39 and 4901:1-40. The participants discussed how these rules, recently reviewed by the Joint Committee on Agency Rule Review, may be employed to comply with the intent of Ohio law and Commission rules.

Per Ohio Administrative Code 4901-1-09: "Any participant in the discussion who believes that any representation made in this document is inaccurate or that the communications made during the discussion have not been fully disclosed shall prepare a letter explaining the participant's disagreement with the document and shall file the letter with the Commission and serve the letter upon all parties and participants in the discussion within two business days of receipt of this document."

Sincerely,

Christopher J. Allwein
The Office of the Ohio Consumers' Counsel

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Nolan Moser ** per authorization
C.F.R.*
Nolan Moser
Ohio Environmental Council

Dayna Baird ** per authorization
C.F.R.*
Dayna Baird (Government Edge)
American Wind Energy Association

Michael Heintz ** per authorization
C.F.R.*
Michael Heintz
Environmental Law and Policy Center

Jennifer Miller ** per authorization
C.F.R.*
Jennifer Miller
Sierra Club

Ted Robinson ** per authorization
C.F.R.*
Ted Robinson
Citizen Power

Eric Thumma ** per authorization
C.F.R.*
Eric Thumma
Iberdrola Renewables