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MESSAGE •

RE: Documents for filing in Case Nos. 10-343-EL-ATA and 10-344-EL-ATA

Enclosed for electronic filing is the Motion to Intervene of Ormet Primary Aluminum Corporation and the Motion for Admission Pro Hac Vice of Clinton A. Vince, Douglas G. Bonner, Daniel D. Barnowski and Emma F. Hand.

Document Originator Douglas Bonner 202-408-3957.

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April 12, 2010

VIA Federal Express

Public Utilities Commission of Ohio
Docketing Division
180 East Broad Street
Columbus, Ohio 43215-3793

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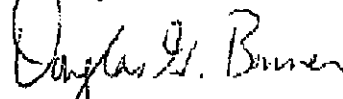
Re: Enclosed Documents for Filing in Case Nos. 10-343-EL-ATA and 10-344-EL-ATA

Dear Sir or Madam:

Enclosed please find an original and ten (10) copies each of *The Motion to Intervene of Ormet Primary Aluminum Corporation* and the *Motion for Admission Pro Hac Vice of Clinton A. Vince, Douglas G. Bonner, Daniel D. Burnowski and Emma F. Hand*. These documents were originally filed by facsimile on April 12, 2010. Two additional copies of each document are enclosed to be date-stamped and returned to me in the enclosed, self-addressed Federal Express envelope.

Thank you for your assistance in this matter. If you have any questions please contact me at the telephone number above.

Sincerely,


Douglas G. Bonner

Enclosures

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of
Columbus Southern Power Company to
Amend its Emergency Curtailment
Service Riders

)
)
) Case No. 10-343-EL-ATA
)
)

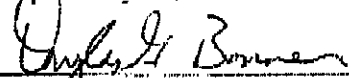
In the Matter of the Application of Ohio
Power Company to Amend its Emergency
Curtailment Service Riders

)
) Case No. 10-344-EL-ATA
)
)

MOTION TO INTERVENE OF
ORMET PRIMARY ALUMINUM CORPORATION

Ormet Primary Aluminum Corporation ("Ormet") hereby respectfully moves to intervene in the above-captioned matter pursuant to Ohio Revised Code Section 4903.221 and Section 4901-1-11 of the Commission's Code of Rules and Regulations, with full powers and rights granted by the Commission specifically, by statute, or by the provisions of the Commission's Code of Rules and Regulations to intervening parties. The reasons for granting this motion are contained in the memorandum attached hereto and incorporated herein.

Respectfully submitted,



Clinton A. Vince, Counsel of Record
Douglas G. Bonner
Daniel D. Barnowski
Emma F. Hand
Keith C. Nusbaum (#0082745)
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*Attorneys for Ormet Primary Aluminum
Corporation*

Dated: April 12, 2010

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of)	
Columbus Southern Power Company to)	
Amend its Emergency Curtailment)	Case No. 10-343-EL-ATA
Service Riders)	
)	
In the Matter of the Application of Ohio)	
Power Company to Amend its Emergency)	Case No. 10-344-EL-ATA
Curtailment Service Riders)	
)	

MEMORANDUM IN SUPPORT OF
ORMET PRIMARY ALUMINUM CORPORATION'S MOTION TO INTERVENE

Ormet Primary Aluminum Corporation ("Ormet") should be permitted to intervene in these matters pursuant to Section 4903.221, Ohio Revised Code and the Commission's Rules and Regulations contained in Section 4901-1-11 of the Ohio Administrative Code. Ormet is a large industrial retail customer of Columbus Southern Power Company and Ohio Power Company (collectively "AEP Ohio") under a reasonable arrangement with AEP Ohio. As a large industrial customer, Ormet is interested in participating in demand response programs in the future, and therefore has an interest in the design of those programs. In addition, due to the structure of Ormet's reasonable arrangement with AEP Ohio, it is possible that an increase in the Energy Efficiency/Peak Demand Rider such as that contemplated in AEP Ohio's proposal could increase the rate Ormet pays for power from AEP Ohio.

Under Section 4903.221, any person who may be adversely affected by a Commission proceeding may intervene in such proceeding. The Commission's rules state that any person shall be permitted to intervene in a proceeding upon a showing that:

The person has a real and substantial interest in the proceeding, and the person is so situated that the disposition of the proceeding may, as a practical matter, impair or

impede his or her ability to protect that interest, unless the person's interest is adequately represented by existing parties.¹

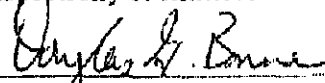
In deciding whether to permit intervention under Section 4901-1-11(B), the Commission considers:

- (1) The nature and extent of the prospective intervenor's interest.
- (2) The legal position advanced by the prospective intervenor and its probable relation to the merits of the case.
- (3) Whether the intervention by the prospective intervenor will unduly prolong or delay the proceedings.
- (4) Whether the prospective intervenor will significantly contribute to the full development and equitable resolution of the factual issues.
- (5) The extent to which the person's interest is represented by existing parties.

Ormet has a real and substantial interest in these proceedings. Both Ormet's interest in participating in demand response programs and its rates may be impacted by these proceedings and no other party can adequately represent Ormet's interest. Ormet's intervention is timely and will not unduly prolong or delay the proceedings.

WHEREFORE, Ormet respectfully requests that the Commission grant its motion to intervene in these proceedings.

Respectfully submitted,


Clinton J. Vince, Counsel of Record
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Daniel D. Barnowski
Emma F. Hand
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¹ Ohio Admin. Code § 4901-1-11(A)(2) (2007).

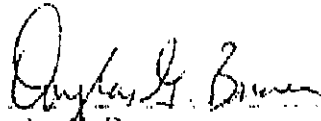
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*Attorneys for Ormet Primary Aluminum
Corporation*

Dated: April 12, 2010

CERTIFICATE OF SERVICE

I hereby certify that a copy of Ormet Primary Aluminum Corporation's Motion to Intervene and Memorandum in Support were served by U.S. Mail upon counsel identified below for all parties of record this 12th day of April, 2010.


Douglas L. Bonner

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BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of)	
Columbus Southern Power Company to)	
Amend its Emergency Curtailment)	Case No. 10-343-EL-ATA
Service Riders)	
)	
In the Matter of the Application of Ohio)	
Power Company to Amend its Emergency)	Case No. 10-344-EL-ATA
Curtailment Service Riders)	
)	

**MOTION FOR ADMISSION *PRO HAC VICE* OF
CLINTON A. VINCE, DOUGLAS G. BONNER, DANIEL D. BARNOWSKI
AND EMMA F. HAND**

Pursuant to Section 4901-1-08(B) of the Ohio Administrative Code, Keith C. Nusbaum (#0082745), an attorney licensed to practice law in the State of Ohio in good standing, respectfully petitions the Public Utilities Commission of Ohio ("Commission") to permit Clinton A. Vince, Douglas G. Bonner, Daniel D. Barnowski, and Emma F. Hand to practice *pro hac vice* before the Commission in the captioned proceedings. Mr. Vince, Mr. Bonner, Mr. Barnowski and Ms. Hand represent Ormet Primary Aluminum Corporation, an industrial customer of Columbus Southern Power Company and Ohio Power Company.

Mr. Vince was graduated from the Georgetown University Law Center in 1974. Mr. Vince is an active member in good standing of the District of Columbia Bar (#223594) and the New York Bar (#3805892), and has been admitted to the Supreme Court of the United States, the United States Courts of Appeal for the First, Second, Fourth, Fifth, Eighth, Tenth, Eleventh and D.C. Circuits and the District of Columbia and New York federal district courts. Mr. Vince has practiced energy law continuously since being admitted to the New York Bar in 1975.

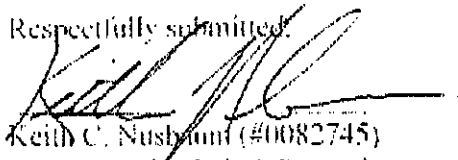
Mr. Bonner was graduated from Catholic University Law School in 1983. Mr. Bonner is an active member in good standing in the District of Columbia Bar (#384060) and the Florida Bar (#376825), and has been admitted to the United States Courts of Appeal for the Fifth, Ninth, Eleventh, and D.C. Circuits and the District of Columbia and Southern and Middle District of Florida federal district courts. Mr. Bonner has practiced law continuously since being admitted to the Florida Bar in 1983, and has over 16 years experience representing regulated utilities in administrative and litigation matters.

Mr. Barnowski was graduated from the University of Michigan Law School in 1995. Mr. Barnowski is an active member in good standing of the District of Columbia Bar (# 457108) and an inactive member of the Arizona Bar (# 16364), and has been admitted to the United States Courts of Appeal for the Fifth Circuit and the District of Columbia and District of Arizona federal district courts. Mr. Barnowski has practiced law continuously since being admitted to the Arizona Bar in 1995, and has experience representing regulated utilities in administrative and litigation matters.

Ms. Hand was graduated from the Georgetown University Law Center in 2001. She is an active member in good standing of the Virginia Bar (#46272) and the District of Columbia Bar (#4760001), and is admitted to the United States Courts of Appeal for the Fourth, Ninth and D.C. Circuits and the United States District Court for the District of Columbia. Ms. Hand has practiced energy law continuously since she was admitted to the Virginia Bar in 2001.

WHEREFORE, Keith C. Nusbaum respectfully requests that Clinton A. Vince, Douglas G. Bonner, Daniel D. Barnowski and Emma F. Hand be permitted to practice before the Commission in the aforementioned proceedings.

Respectfully submitted,

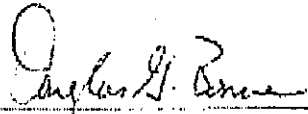


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Dated: April 12, 2010

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Motion to Admit *Pro Hac Vice* has been served upon the below-named persons via regular U.S. Mail Service, postage prepaid, this 12th day of April, 2010.



Douglas G. Bonner
Attorney for Ormet Primary Aluminum Corporation

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