

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Ohio)
Edison Company, The Cleveland Electric) Case No. 10-176-EL-ATA
Illuminating Company, and The Toledo)
Edison Company for Approval of a New)
Rider and Revision of an Existing Rider.)

FOURTH ENTRY ON REHEARING

The Commission finds:

- (1) Ohio Edison Company, The Cleveland Electric Illuminating Company, and 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 February 12, 2010, FirstEnergy filed an application in this proceeding to revise its current tariffs in order to provide rate relief to certain all-electric customers.
- (3) On March 3, 2010, the Commission issued its Finding and Order in this proceeding, approving FirstEnergy's application as modified by the Commission. On March 8, 2010, the Ohio Consumers' Counsel (OCC) filed an application for rehearing. On April 6, 2010, the Commission granted rehearing for the purpose of further consideration of the matters specified in the application for rehearing. Subsequently, on April 15, 2010, the Commission denied rehearing in our Second Entry on Rehearing (April 15 Entry) in this proceeding.

Further, on April 2, 2010, FirstEnergy filed an application for rehearing regarding the Commission's March 3, 2010, Finding and Order. The Commission granted rehearing on April 28, 2010, in the Third Entry on Rehearing in this proceeding.

- (4) Section 4903.10, Revised Code, states that any party to a Commission proceeding may apply for rehearing with respect to any matters determined by the Commission

within 30 days of the entry of the order upon the Commission's journal.

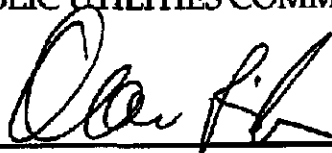
- (5) On May 14, 2010, FirstEnergy filed an application for rehearing, alleging that the April 15 Entry is unreasonable and unlawful on two separate grounds.
- (6) Further, on May 17, 2010, Industrial Energy Energy Users-Ohio (IEU-Ohio) filed an application for rehearing alleging that the April 15 Entry is unreasonable and unlawful on two separate grounds.
- (7) The OCC also filed an application for rehearing on May 17, 2010. In its application for rehearing, OCC alleges that the April 15 Entry is unjust and unreasonable on three separate grounds.
- (8) On May 24, 2010, OCC filed a memorandum contra FirstEnergy's application for rehearing. Further, on May 27, 2010, IEU-Ohio filed a memorandum contra the OCC's application for rehearing, and FirstEnergy filed a memorandum contra the applications for rehearing filed by OCC and IEU-Ohio.
- (9) The Commission grants the applications for rehearing filed by FirstEnergy, IEU-Ohio and OCC. We believe that sufficient reason has been set forth by the parties seeking rehearing to warrant further consideration of the matters specified in the applications for rehearing.

It is, therefore,

ORDERED, That the applications for rehearing filed by FirstEnergy, IEU-Ohio and OCC be granted for further consideration of the matters specified in the application for rehearing. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO



Alan R. Schriber, Chairman



Paul A. Centolella

Valerie A. Lemmie



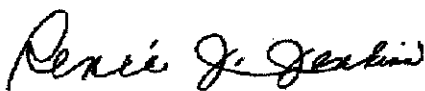
Steven D. Lesser

Cheryl L. Roberto

GAP/sc

Entered in the Journal

JUN 09 2010



Renee J. Jenkins
Secretary