FAX

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

| In the Matter of the Application of Ohio |) | |
|--|----------|-------------------------|
| Edison Company, The Cleveland Electric |) | Case No. 10-0176-EL-ATA |
| Illuminating Company and The Toledo | , | |
| Edison Company for Approval of a |) | |
| New Rider and Revision of an Existing |) | |
| Rider |) | |

REPLY TO FIRSTENERGY'S MEMORANDUM CONTRA MOVANTS' MOTION TO STRIKE SURREPLY REGARDING THE MOTION TO INTERVENE OF SUE STEIGERWALD; CITIZENS FOR KEEPING THE ALL-ELECTRIC PROMISE (CKAP); JOAN HEGINBOTHAM AND; BOB SCHMITT HOMES, INC.

Sue Steigerwald, Citizens for Keeping the All-Electric Promise (CKAP), Joan Heginbotham and Bob Schmitt Homes, Inc. ("Movants") files this reply to FirstEnergy's Memorandum Contra Motions to Strike FirstEnergy's Surreply by the OCC and by Movants. FirstEnergy filed its memorandum contra on August 2, 2010, seeking to prevent Movants from participating in this matter.

FirstEnergy is confused. This confusion has lead to late filings and filings that are not permitted by PUCO rules. The issue remains that FirstEnergy did not file its' memorandum contra on time and it filed its' surreply without permission. The Commission should not reward FirstEnergy's behavior by considering these filings.

PUCO rules require parties to timely file responsive pleadings and the Commission should uphold those rules. FirstEnergy's memorandum contra and surreply should be disallowed. Movants' Motion to Intervene should be granted and Movants should be permitted to fully participate in this matter.

¹ FirstEnergy Memorandum Contra at 3 (Aug. 2, 2010).

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served upon the following parties of record this 11th day of August 2010 via first class US mail, postage prepaid.

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