

FILE

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

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In the Matter of the Application of Duke Energy)
Ohio for Approval of a Market Rate Offer to)
Conduct a Competitive Bidding Process for)
Standard Service Offer Electric Generation) Case No. 10-2586-EL-SSO
Supply, Accounting Modifications, and Tariffs for)
Generation Service.)

**MOTION TO INTERVENE
OF
OHIO ADVANCED ENERGY**

Ohio Advanced Energy ("OAE") hereby moves, pursuant to Ohio Revised Code Section ("R.C.") 4903.221 and Ohio Administrative Code ("OAC") Rule 4901-1-11 and the Attorney Examiner's entry dated November 16, 2010, to intervene in the above-captioned proceeding. As set forth in the Memorandum in Support, OAE submits that it has a real and substantial interest in this proceeding, that it is so situated that the disposition of this proceeding without OAE's participation may impair or impede its ability to protect that interest, and that its participation in this proceeding will contribute to a just result. OAE further submits that no existing party represents its interest in this proceeding and that granting its motion to intervene will not unduly delay this proceeding or unjustly prejudice any existing party.

MEMORANDUM IN SUPPORT

OAE is the premier Ohio-based business trade association advocating on behalf of advanced and renewable technology industries. OAE is comprised of companies and

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organizations working in the areas of solar power, wind power, and other advanced energy technologies. These entities are interested in the development and expansion of renewable energy resources in the Duke service territories and will, in all likelihood, be affected by the outcome of this proceeding.

Consistent with the requirements of R.C. 4903.221 and OAC Rule 4901-1-11, OAE is a real party in interest herein, whose interest is not now represented, who can make a contribution to this proceeding and who will not unduly delay this proceeding or prejudice any existing party. OAE submits that its interest is not represented by existing parties; that it will contribute to the just and expeditious resolution of the issues and concerns set forth in this proceeding; and that its participation in this proceeding will not cause undue delay or unjustly prejudice any existing party.

WHEREFORE, the Ohio Advanced Energy respectfully requests that its motion to intervene in the above-captioned proceeding be granted.

Respectfully submitted on behalf of
OHIO ADVANCED ENERGY



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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Motion to Intervene was served upon the parties of record listed below this 7th day of December 2010 via first class mail.

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