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**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

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In the Matter of the Energy Efficiency)	
and Peak Demand Reduction Program)	
Portfolio of Ohio Edison Company,)	Case No. 09-951-EL-EEC
The Cleveland Electric Illuminating)	09-952-EL-EEC
Company, and The Toledo Edison)	09-953-EL-EEC
Company.)	

**MOTION FOR PROTECTIVE ORDER
BY
THE OFFICE OF THE OHIO CONSUMERS' COUNSEL
AND
THE NATURAL RESOURCES DEFENSE COUNCIL**

The Office of the Ohio Consumers' Counsel ("OCC") and the Natural Resources Defense Council ("NRDC") submit this Motion for Protective Order.¹ Concurrently with this Motion for Protective Order, the OCC and NRDC are filing a Second Motion for Hearing. This Motion for Protective Order is submitted in order to protect information contained in the Second Motion for Hearing that contains information asserted by Ohio Edison Company, The Cleveland Electric Illuminating Company and The Toledo Edison Company (collectively, "FirstEnergy EDUs") to be confidential.

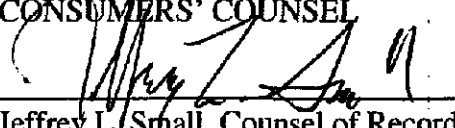
The reasons supporting this Motion for Protective Order are set forth in the attached Memorandum in Support.

¹ Ohio Adm. Code 4901-1-02(E), 4901-1-12, and 4901-1-24(D)(3).

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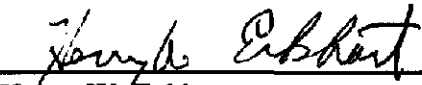
Respectfully submitted,

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Company.)	

MEMORANDUM IN SUPPORT

Concurrently with this Motion for Protective Order, the OCC and NRDC (“Movants”) file their Second Motion for Hearing in both a redacted form and an unredacted form under seal, consistent with the procedures stated in Ohio Adm. Code 4901-1-24(D)(1) and (2). The Second Motion for Hearing contains information that FirstEnergy EDUs assert to be confidential. Specifically, the Second Motion for Hearing refers to alleged confidential information contained in discovery responses by the FirstEnergy EDUs that provide details regarding the transmission and distribution projects described in the Application.

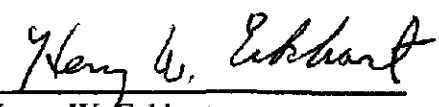
The OCC and NRDC might not agree with the FirstEnergy EDUs regarding the confidential nature of all of the protected information contained in the discovery responses, and Movants make no concession in that regard. Nevertheless, Movants take this step to protect the information, consistent with the terms of their protective agreements with the FirstEnergy EDUs, to ensure that the information is protected under seal pursuant to the FirstEnergy EDUs’ claim of confidentiality. Movants, however, reserve the right to challenge the confidentiality of any and all information that the FirstEnergy EDUs assert to be confidential.

Respectfully submitted,

JANINE L. MIGDEN-OSTRANDER
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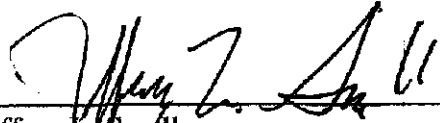
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CERTIFICATE OF SERVICE

I hereby certify that a copy of this Motion for Protective Order was electronically served on the persons stated below this 6th day of January 2011.


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