

FILE

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of)
Ohio Power Company for Approval of)
the Shutdown of Unit 5 of the Phillip) Case No.10-1454-EL-RDR
Sporn Generating Station and to)
Establish a Plant Shutdown Rider)

MOTION TO INTERVENE
AND COMMENTS ON THE PROPOSED RIDER
BY
SIERRA CLUB OF OHIO

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The Sierra Club of Ohio ("Sierra Club") moves the Public Utilities Commission of Ohio ("Commission") for leave to intervene in the above styled case pursuant to Sec. 4903.221 Revised Code of Ohio, and Rule 4901-1-11, of the Ohio Administrative Code, with full powers and rights granted by the Commission, specifically by statute or by the provisions of the Ohio Administrative Code, to intervening parties.

The Sierra Club provides the following Memorandum In Support of the foregoing Motion.

Respectfully submitted;



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MEMORANDUM IN SUPPORT OF MOTION

In support of this Motion to Intervene, The Sierra Club states that it is the nation's oldest and largest grass roots environmental organization. It has 1.4 million members and supporters in 65 Chapters and over 400 local groups nationwide. The Sierra Club has been involved in promotion of responsible energy policy almost since its first year.

The Ohio Chapter has over 17,000 members throughout the state. The Ohio Chapter has been involved in approximately 40 separate cases before the Commission since the 1990's involving all of the major electric IOU's in Ohio. The Ohio Chapter was a key proponent of the energy efficiency measures in Sub. S. B. 221.

Many of the Sierra Club's Ohio members are served by the Ohio Power Company. The Sierra Club has a real and substantial interest as these proceedings may directly or indirectly impact the environment of the State of Ohio, and even other areas of the United States.

The intervention of The Sierra Club will not unduly prolong or delay the proceedings.

The intervention of the Sierra Club will significantly contribute to full development of the record in the case.

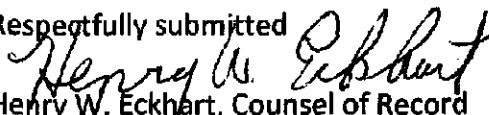
The particular interest of the Sierra Club regarding the environmental issues will not be fully represented by other existing parties.

COMMENTS ON THE PROPOSED RIDER

The Sierra Club supports the accelerated closure of the Ohio Power Sporn 5 generating unit. Our intention to support treatment of recovery that is fair, and which supports moderation and affordable clean energy is frustrated by the lack of clarity in the Application in

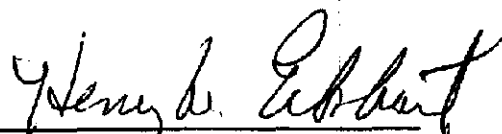
this matter. In particular the Sierra Club seeks clarification on how a fifty-year old plant can continue to carry unamortized debt which ratepayers are responsible for, and which the \$15.2 million in prospective avoided operating loss identified on line 27 of Attachment 1 to the Application represents a savings which should reduce unamortized debt.

WHEREFORE, the Sierra Club of Ohio respectfully requests that its' Motion to Intervene be granted in full as aforesaid.

Respectfully submitted

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that he has served a copy of the foregoing Motion and Memorandum, with the Comments, on the counsel listed blow either by ordinary U. S. mail, postage prepaid, or by electronic transfer, this 26th day of January, 2011.


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