

**BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of R.E.)	
Burger Units 4 & 5 for Certification as an)	Case No. 09-1940-EL-REN
Eligible Ohio Renewable Energy)	
Resource Facility)	

MOTION TO WITHDRAW APPLICATION

FirstEnergy Solutions Corp. ("FES"), on behalf of FirstEnergy Generation Corp., hereby moves the Commission for an order granting FES's withdrawal of its Application in the above-captioned case and cancelling Certificate Number 10-BIO-OH-GATS-0346. As explained more fully in the attached Memorandum in Support, FES has cancelled its plans to repower Units 4 and 5 of the R.E. Burger Plant to generate electricity principally with biomass.

Respectfully submitted,

/s/ Kevin P. Shannon

Mark A. Hayden
FIRSTENERGY SERVICE COMPANY
76 South Main Street
Akron, OH 44308
(330) 761-7735
(330) 384-3875 (fax)
haydenm@firstenergycorp.com

James F. Lang
Kevin P. Shannon
CALFEE, HALTER & GRISWOLD LLP
1400 KeyBank Center
800 Superior Ave.
Cleveland, OH 44114
(216) 622-8200
(216) 241-0816 (fax)
jlang@calfee.com
kshannon@calfee.com

Attorneys for FirstEnergy Solutions Corp.

**BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of R.E. Burger Units 4 & 5 for Certification as an Eligible Ohio Renewable Energy Resource Facility)))))	Case No. 09-1940-EL-REN
---	-----------------------	-------------------------

MEMORANDUM IN SUPPORT OF MOTION TO WITHDRAW APPLICATION

On December 11, 2009, FirstEnergy Solutions Corp. (“FES”) filed its Application requesting certification of Units 4 and 5 of its R.E. Burger Plant as an eligible Ohio renewable energy resource generating facility. That Application was subsequently amended on March 10, 2010. On August 11, 2010, the Commission issued Certificate Number 10-BIO-OH-GATS-0346, which certified R.E. Burger Units 4 and 5 as an eligible Ohio renewable energy resource generating facility. The Commission then received comments regarding the calculation of the REC multiplier, which remains under consideration in this docket.

Subsequently, FES determined that due to economic conditions, repowering the R.E. Burger Plant to burn biomass was not economically feasible. Since FES first announced its plans to repower the Plant, market prices for electricity have fallen to the extent that they no longer support repowering of R.E. Burger Units 4 and 5. Accordingly, FES has decided that the most appropriate course of action is to withdraw its Application, surrender its certificate to the Commission, and terminate further proceedings in this docket.

For the foregoing reasons, FES respectfully requests that the Commission issue an order granting FES’s withdrawal of its Application and cancelling Certificate Number 10-BIO-OH-GATS-0346.

Respectfully submitted,

/s/ Kevin P. Shannon

Mark A. Hayden, Counsel of Record
FIRSTENERGY SERVICE COMPANY
76 South Main Street
Akron, OH 44308
(330) 761-7735
(330) 384-3875 (fax)
haydenm@firstenergycorp.com

James F. Lang
N. Trevor Alexander
Kevin P. Shannon
CALFEE, HALTER & GRISWOLD LLP
1400 KeyBank Center
800 Superior Ave.
Cleveland, OH 44114
(216) 622-8200
(216) 241-0816 (fax)
jlang@calfee.com
talexander@calfee.com
kshannon@calfee.com

Attorneys for FirstEnergy Solutions Corp.

CERTIFICATE OF SERVICE

I hereby certify that this **Motion to Withdraw Application and Memorandum in Support**; was filed electronically this 3rd day of March, 2011, with the Public Utilities Commission of Ohio Docketing Information System. Notice of this filing will be sent via e-mail to the following subscribers by operation of the Commission's electronic filing system:

Will Reisinger
Nolan Moser
Trent A. Dougherty
The Ohio Environmental Council
1207 Grandview Ave., Suite 201
Columbus, Ohio 43212-3449

Henry W. Ekhart
Ekhart Law Office
50 West Broad St., Suite 2117
Columbus, Ohio 43215

Terrence O'Donnell
Sally W. Bloomfield
Matthew W. Warnock
Bricker & Eckler, LLP
100 South Third St.
Columbus, Ohio 43215-4291

Michael Heintz
Environmental Law & Policy Center
1207 Grandview Ave., Suite 201
Columbus, Ohio 43204

Joseph P. Serio
Christopher J. Allwein
Office of the Ohio Consumer's Counsel
10 W. Broad St., Suite 1800
Columbus, Ohio 43215-3485

The undersigned counsel for Applicant also has served a copy of the **Motion to Withdraw Application and Memorandum in Support** via e-mail upon:

Thomas W. McNamee
Assistant Attorney General
Public Utilities Section
180 East Broad Street, 6th Floor
Columbus, Ohio 43215-3793
thomas.mcnamee@puc.state.oh.us

/s/ Kevin P. Shannon
One of the Attorneys for FirstEnergy
Solutions Corp.

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

3/3/2011 3:42:12 PM

in

Case No(s). 09-1940-EL-REN

Summary: Motion to Withdraw Application electronically filed by Mr. Kevin P. Shannon on behalf of FirstEnergy Solutions Corp.