

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of The)	
Cleveland Electric Illuminating Company,)	
Ohio Edison Company, and The Toledo Edison)	
Company for Approval of Their Energy)	Case No. 09-1947-EL-POR
Efficiency and Peak Demand Reduction)	Case No. 09-1948-EL-POR
Program Portfolio Plan for 2010 through 2012)	Case No. 09-1949-EL-POR
and Associated Cost Recovery Mechanism.)	

In the Matter of the Application of The)	
Cleveland Electric Illuminating Company,)	
Ohio Edison Company, and The Toledo Edison)	Case No. 09-1942-EL-EEC
Company for Approval of Their Initial)	Case No. 09-1943-EL-EEC
Benchmark Reports.)	Case No. 09-1944-EL-EEC

In the Matter of the Energy Efficiency and Peak)	
Demand Reduction Program Portfolio of The)	
Cleveland Electric Illuminating Company,)	Case No. 09-580-EL-EEC
Ohio Edison Company, and The Toledo Edison)	Case No. 09-581-EL-EEC
Company.)	Case No. 09-582-EL-EEC

ENTRY ON REHEARING

The Commission finds:

- (1) The Cleveland Electric Illuminating Company, Ohio Edison Company, and The Toledo Edison Company (collectively, FirstEnergy or the Companies) are public utilities as defined in Section 4905.02, Revised Code, and, as such, are subject to the jurisdiction of this Commission.
- (2) On December 15, 2009, FirstEnergy filed an application for approval of the Companies' initial benchmark reports and for approval of the Companies' energy efficiency and peak demand reduction program portfolio plans for 2010 through 2012.

- (3) On March 23, 2011, the Commission issued its Opinion and Order finding that the Companies' initial benchmark reports were supported by the record and should be approved. Additionally, the Commission found that the Companies' energy efficiency and peak demand reduction program portfolio plans were reasonable and should be approved as modified in the Opinion and Order.
- (4) On April 22, 2011, the Companies, the Ohio Energy Group (OEG), and Nucor Steel Marion, Inc., (Nucor) filed applications for rehearing regarding the Commission's March 23, 2011, Opinion and Order. In its application on rehearing, FirstEnergy contends that the March 23 Opinion and Order is unreasonable and unlawful on seven separate grounds. Additionally, in their respective applications for rehearing, OEG and Nucor argue that the March 23 Opinion and Order is unreasonable on two separate grounds.
- (5) On May 2, 2011, the Companies filed a memorandum contra to the applications for rehearing filed by OEG and Nucor.
- (6) Section 4903.10, Revised Code, states that any party to a Commission proceeding may apply for rehearing with respect to any matters determined by the Commission within 30 days of the entry of the order upon the Commission's journal.
- (7) The Commission grants the applications for rehearing filed by the Companies, OEG, and Nucor. We believe that sufficient reason has been set forth by the parties seeking rehearing to warrant further consideration of the matters specified in the applications for rehearing.

It is, therefore,

ORDERED, That the applications for rehearing filed by the Companies, OEG, and Nucor be granted for further consideration of the matters specified in the applications for rehearing. It is, further,

ORDERED, That a copy of this Entry on Rehearing be served upon all interested parties of record.


THE PUBLIC UTILITIES COMMISSION OF OHIO


Todd A. Snitchler, Chairman


Paul A. Centolella


Steven D. Lesser

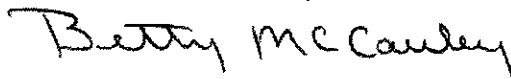

Andre T. Porter


Cheryl L. Roberto

GAP/sc

Entered in the Journal

MAY 04 2011



Betty McCauley
Secretary