

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application for )	
Approval of a Pilot Program Regarding )	
Mercantile Applications for Special )	Case No. 10-834-EL-POR
Arrangements with Electric Utilities and )	
Exemptions from Energy Efficiency and )	
Peak Demand Reduction Riders. )	

---

**MOTION TO EXTEND FILING DEADLINE AND MEMORANDUM IN  
SUPPORT OF PLUG SMART ON BEHALF OF  
THE OHIO STATE UNIVERISTY**

---

Samuel C. Randazzo (Counsel of Record)  
Frank P. Darr  
Joseph E. Olikier  
McNEES WALLACE & NURICK LLC  
21 East State Street, 17<sup>TH</sup> Floor  
Columbus, OH 43215  
Telephone: (614) 469-8000  
Telecopier: (614) 469-4653  
sam@mwncmh.com  
fdarr@mwncmh.com  
joliker@mwncmh.com

June 24, 2011

**ON BEHALF OF PLUG SMART**

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application for )	
Approval of a Pilot Program Regarding )	
Mercantile Applications for Special )	Case No. 10-834-EL-POR
Arrangements with Electric Utilities and )	
Exemptions from Energy Efficiency and )	
Peak Demand Reduction Riders. )	

---

**MOTION TO EXTEND FILING DEADLINE AND MEMORANDUM IN  
SUPPORT OF PLUG SMART ON BEHALF OF  
THE OHIO STATE UNIVERISTY**

---

Plug Smart moves the Public Utilities Commission of Ohio ("Commission") for an Order extending the filing deadline on behalf of the Ohio State University ("OSU") pursuant to the Second Entry on Rehearing issued by the Commission on May 25, 2011, in the above-captioned matter. OSU implemented energy efficiency and/or peak demand reduction ("EE/PDR") projects in 2006 and/or 2007. Plug Smart is in the process of establishing an agency relationship with OSU and intends to file a mercantile application on its behalf. Due to special circumstances, Plug Smart is unable to file a complete application prior to the deadline set forth in the Commission's Second Entry on Rehearing. For the reasons set out in the accompanying Memorandum, the Motion is warranted and should be granted.

Respectfully Submitted,

/s/ Joseph E. Olier

Samuel C. Randazzo (Counsel of Record)

Frank P. Darr

Joseph E. Olier

MCNEES WALLACE & NURICK LLC

21 East State Street, 17<sup>TH</sup> Floor

Columbus, OH 43215

Telephone: (614) 469-8000

Telecopier: (614) 469-4653

sam@mwncmh.com

fdarr@mwncmh.com

joliker@mwncmh.com

**ON BEHALF OF PLUG SMART**

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application for	)	
Approval of a Pilot Program Regarding	)	
Mercantile Applications for Special	)	Case No. 10-834-EL-POR
Arrangements with Electric Utilities and	)	
Exemptions from Energy Efficiency and	)	
Peak Demand Reduction Riders.	)	

---

**MEMORANDUM IN SUPPORT**

---

Plug Smart is an energy services company that helps commercial, industrial, non-profit, institutional, and utility companies implement a broad range of technology and energy solutions on both sides of the utility meter. Plug Smart's core capabilities include helping clients implement self-funding energy efficiency projects, leverage renewable energy resources, lower power generation and energy supply costs, and reclaiming investments in energy efficiency projects. Plug Smart is in the process of establishing an agency relationship with The Ohio State University ("OSU") and intends to file a mercantile application on its behalf.

Plug Smart files this Motion to Extend the Filing Deadline on behalf of OSU pursuant to the Second Entry on Rehearing issued by the Public Utilities Commission of Ohio ("Commission") on May 25, 2011, in the above-captioned matter. OSU implemented energy efficiency and/or peak demand reduction ("EE/PDR") projects in 2006 and 2007. Due to special circumstances, OSU is unable to file a complete application prior to the deadline set forth in the Commission's Second Entry on Rehearing.

On May 25, 2011, the Commission issued a Second Entry on Rehearing finding that EE/PDR projects implemented in 2006 and 2007 are eligible for counting and incentives if they are included in a pending application or if the application is filed within thirty days from the Commission's Entry. May 25, 2011 Entry at ¶15. The Commission also provided that an applicant may seek an extension of "an additional thirty days if warranted due to special circumstances." *Id.*

OSU has constructed several new buildings and conducted several renovations across campus. OSU does not have a pending application, and Plug Smart is not able to file an application on behalf of OSU within the thirty days provided by the Commission's Second Entry on Rehearing because it has not secured the necessary contractual authority to proceed. The necessary contract is in the final review stage and should be approved within a few days. Given the short time frame ordered by the Commission for the filing of new applications, these circumstances warrant granting Plug Smart an additional thirty days to file an application on behalf of OSU.

Respectfully Submitted,

/s/ Joseph E. Olier  
Samuel C. Randazzo (Counsel of Record)  
Frank P. Darr  
Joseph E. Olier  
MCNEES WALLACE & NURICK LLC  
21 East State Street, 17<sup>TH</sup> Floor  
Columbus, OH 43215  
Telephone: (614) 469-8000  
Telecopier: (614) 469-4653  
sam@mwncmh.com  
fdarr@mwncmh.com  
jolier@mwncmh.com

**ON BEHALF OF PLUG SMART**

## **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the *Motion to Extend Filing Deadline of Plug Smart* on behalf of *The Ohio State University*, was sent on June 24, 2011, via electronic transmission, hand delivery, or first class mail, postage prepaid.

/s/ Joseph E. Olier

Joseph E. Olier

Janine L. Migden-Ostrander  
Consumers' Counsel  
Christopher J. Allwein, Counsel of Record  
Ann M. Hotz  
Assistant Consumers' Counsel  
Office of the Ohio Consumers' Counsel  
10 West Broad Street, Suite 1800  
Columbus, OH 43215-3485  
allwein@occ.state.oh.us  
hotz@occ.state.oh.us

**ON BEHALF OF THE OFFICE OF THE OHIO  
CONSUMERS' COUNSEL ("OCC")**

Kathy J. Kolich  
Carrie Dunn  
FirstEnergy Service Company  
76 South Main Street  
Akron, OH 44308  
dunnc@firstenergycorp.com  
kjkolich@firstenergycorp.com James F. Lang

Kevin P. Shannon  
Calfee, Hatler & Griswold LLP  
1400 KeyBank Center  
800 Superior Avenue  
Cleveland, OH 44114  
jlang@calfee.com  
kshannon@calfee.com

**ON BEHALF OF OHIO EDISON COMPANY, THE  
CLEVELAND ELECTRIC ILLUMINATING COMPANY  
AND THE TOLEDO EDISON COMPANY  
("FIRSTENERGY")**

Nolan Moser  
Trent A. Dougherty  
Ohio Environmental Council  
1207 Grandview Avenue, Suite 201  
Columbus, OH 43212-3449  
Nolan@theoec.org  
trent@theoec.org

**ON BEHALF OF THE OHIO ENVIRONMENTAL  
COUNCIL ("OEC")**

William Wright  
Senior Assistant Attorney General  
Public Utilities Section  
180 East Broad Street, 12<sup>th</sup> Floor  
Columbus, OH 43215  
william.wright@puc.state.oh.us

**ON BEHALF OF THE STAFF OF THE PUBLIC  
UTILITIES COMMISSION OF OHIO**

Greg Price  
Attorney Examiner  
Public Utilities Commission of Ohio  
180 East Broad Street  
Columbus, OH 43215  
Greg.price@puc.state.oh.us

Matthew J. Satterwhite  
Anne M. Vogel  
American Electric Power Service Corporation  
1 Riverside Plaza, 29<sup>th</sup> Floor  
Columbus, OH 43215-2373  
mjsatterwhite@aep.com  
amvogel@aep.com

**ON BEHALF OF COLUMBUS SOUTHERN POWER  
COMPANY AND OHIO POWER COMPANY  
("AEP-OHIO")**

Judi L. Sobecki  
Randall V. Griffin  
The Dayton Power and Light Company  
1065 Woodman Dr.  
Dayton, OH 45432  
judi.sobecki@DPLINC.com  
randall.griffin@DPLINC.com

**ON BEHALF OF DAYTON POWER & LIGHT  
COMPANY ("DP&L")**

David F. Boehm  
Michael L. Kurtz  
Boehm, Kurtz & Lowry  
36 East Seventh St., Suite 1510  
Cincinnati, OH 45202  
dboehm@BKLLawfirm.com  
mkurtz@BKLLawfirm.com

**ON BEHALF OF THE OHIO ENERGY GROUP  
("OEG")**

**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

**6/24/2011 4:42:01 PM**

**in**

**Case No(s). 10-0834-EL-POR**

Summary: Motion to Extend filing Deadline and Memorandum in Supoprt of Plug Smart on behalf of the Ohio State University electronically filed by Mr. Joseph E. Olikier on behalf of Plug Smart