

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)	Case No. 09-1947-EL-POR
Company for Approval of Their Energy)	Case No. 09-1948-EL-POR
Efficiency and Peak Demand Reduction)	Case No. 09-1949-EL-POR
Program Portfolio Plans for 2010 through 2012)	
and Associated Cost Recovery Mechanism.)	

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

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

ENTRY

The attorney examiner 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, with the exception of the following programs: the street lighting program; the transmission and distribution programs for which the Companies separately sought approval in Case Nos. 09-951-EL-EEC, et al.; the shared savings mechanism; and the residential energy efficient products program as it relates to water heaters for customers who have access to natural gas.

The Commission stated that the evidence in the record of the proceeding did not support approval of the street lighting program or the residential energy efficient products program as it relates to water heaters for customers who have access to natural gas. Further, the Commission found that the record did not support approval of the shared savings mechanism. Consequently, the Commission concluded that further proceedings were necessary regarding these three programs and directed the attorney examiner to schedule an additional hearing for that purpose. Thereafter, the Companies and Nucor filed applications for rehearing, which the Commission denied by entry on rehearing issued September 7, 2011.

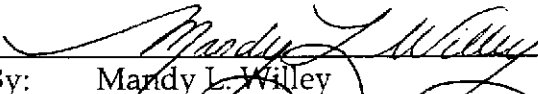
- (4) Pursuant to the directives of the Commission in the March 23, 2011, Opinion and Order, the attorney examiner finds that the following procedural schedule shall be established for purpose of hearing evidence on the street lighting program, the residential energy efficient products program as it relates to water heaters for customers with access to natural gas, and the shared savings mechanism:
 - (a) A prehearing conference shall commence on October 24, 2011, at 10:00 a.m., at the offices of the Commission, 180 East Broad Street, 11th Floor, Hearing Room 11-C, Columbus, Ohio 43215-3793.
 - (b) An evidentiary hearing shall commence on November 7, 2011, at 10:00 a.m., at the offices of the Commission, 180 East Broad Street, 11th Floor, Hearing Room 11-A, Columbus, Ohio 43215-3793.


It is, therefore,

ORDERED, That the procedural schedule set forth in Finding (4) be observed. It is, further,

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

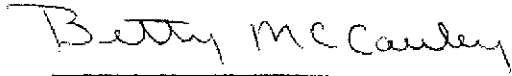
THE PUBLIC UTILITIES COMMISSION OF OHIO


By: Mandy L. Willey
Attorney Examiner

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Entered in the Journal

SEP 23 2011



Betty McCauley
Secretary