

**BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of)	
FirstEnergy Solutions Corp. For)	
Approval of its Alternative Energy)	Case No. 12-763-EL-ACP
Annual Status Report)	
)	

I. INTRODUCTION

Pursuant to Rule 4901:1-40-05 of the Ohio Administrative Code (“O.A.C.”), FirstEnergy Solutions (“FES”) submits its Annual Status Report (“Report”) for the period January 1, 2011 through December 31, 2011 (“Reporting Period”). This Report addresses FES’s compliance with the alternative energy portfolio benchmarks set forth in R.C. § 4928.64(B)(2) for the Reporting Period.

FES is in compliance with its statutory non-solar and solar Alternative Energy Portfolio Standard (“AEPS”) requirements for 2011. Further, FES complied with the requirements of R.C. § 4928.64(B)(3) and achieved exactly half of its requirements from in-state facilities with the other half coming from resources shown to be deliverable into Ohio. As demonstrated below, FES met its requirements by obtaining Renewable Energy Credits (“RECs”) and retiring those RECs in the PJM Generation Attribute Tracking System (“GATS”) using the Reserve subaccount.¹

II. COMPLIANCE WITH 2011 BENCHMARKS

O.A.C. 4901:1-40-05(A) requires that each electric utility and electric services company file “an annual alternative energy portfolio status report analyzing all activities undertaken in the

¹ REC retirement data is available to Staff through the GATS system.

previous calendar year to demonstrate how the applicable alternative energy portfolio benchmarks and planning requirements have or will be met.” O.A.C. 4901:1-40-05(A) also requires that the Commission Staff conduct an annual compliance review of the electric utility or electric services company’s compliance with benchmarks under the alternative energy portfolio standard.

R.C. 4928.64(B)(2) and O.A.C. 4901:1-40-03(A) contain the alternative energy benchmarks applicable to electric services companies such as FES. By 2025, FES must provide twenty-five percent of its electricity from alternative energy resources. R.C. § 4928.64(B). Half of the twenty-five percent must be supplied from renewable energy resources. R.C. § 4928.64(B)(2). The law further requires that at least one-half percent of the twenty-five percent must be supplied from solar energy resources by 2025. *Id.* The law sets annual benchmarks for both renewable energy and solar energy. *Id.* For 2011, FES was required to supply 1.0% of its electricity supply from renewable energy resources and 0.03% of its electricity supply from solar energy resources. *Id.* The Commission’s rules require that at least one half of the renewable and solar energy resources implemented by FES must be met through facilities located in Ohio, while the remainder shall be met with resources that can be shown to be deliverable into Ohio. O.A.C. 4901:1-40-03(A)(2)(a).

The FES baseline, as defined in Section 4901:1-40-03(B)(2), and renewable requirements for the year 2011 under the Ohio AEPS are shown in the table immediately below. The Company’s baseline is 14,117,478 MWhs based on the average of the Company’s Retail Sales in the prior three years (2008-2010). The table below also demonstrates the number of RECs that FES needed to obtain to meet its benchmarks.

2008 Retail Sales (MWhs)	7,177,577
2009 Retail Sales (MWhs)	5,568,734
2010 Retail Sales (MWhs)	29,606,124
Baseline (MWhs)	14,117,478
REC Requirements (%)	
Non Solar:	
In-State	0.485%
Adj-State	0.485%
Solar:	
In-State	0.015%
Adj-State	0.015%
REC Requirements (# RECs)	
Non Solar:	
In-State	68,470
Adj-State	68,470
Solar:	
In-State	2,118
Adj-State	2,118

A. Non-Solar Benchmark

FES was able to meet one hundred percent of its non-solar Ohio AEPS compliance obligations in 2011. The Company acted diligently and proactively to procure RECs from existing renewable resources located within the borders of the state of Ohio to demonstrate compliance with the in-state portion of the compliance obligation. RECs from the Pennsylvania wind power that FES has under a long-term renewable power purchase agreement were used to demonstrate compliance with the out-of-state portion. These RECs were retired in GATS using the Reserve subaccount.

B. Solar Benchmark

FES was able to meet one hundred percent of its solar Ohio AEPS compliance obligations in 2011. The Company acted diligently and proactively to procure SRECs from solar resources located within the borders of the state of Ohio to demonstrate compliance with the in-

state portion of the compliance obligation. SRECs from solar resources deliverable into Ohio were used to demonstrate compliance with the out-of-state portion. These SRECs were retired in GATS using the Reserve subaccount.

IV. CONCLUSION

As demonstrated above, FES achieved full compliance with the 2011 renewable energy benchmark in R.C. § 4928.64(B)(2).

Respectfully Submitted,

s/ James F. Lang

Mark A. Hayden (0081077)
FIRSTENERGY SERVICE COMPANY
76 South Main Street
Akron, OH 44308
(330) 761-7735
(330) 384-3875 (fax)
haydenm@firstenergycorp.com

James F. Lang (0059668)
N. Trevor Alexander (0080713)
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

ATTORNEYS FOR APPLICANT,
FIRSTENERGY SOLUTIONS CORP.

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

2/24/2012 3:37:49 PM

in

Case No(s). 12-0763-EL-ACP

Summary: Application of FirstEnergy Solutions Corp. For Approval of its Alternative Energy Annual Status Report electronically filed by Mr. James F Lang on behalf of FirstEnergy Solutions Corp.