

BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Long-Term Forecast)
Report of Ohio Power Company and) Case No. 10-501-EL-FOR
Related Matters.)

In the Matter of the Long-Term Forecast)
Report of Columbus Southern Power) Case No. 10-502-EL-FOR
Company and Related Matters.)

**SUPPLEMENT TO MOTION TO EXTEND THE DEADLINE FOR TESTIMONY, AND
MOTION TO DELAY HEARING DATE, AND MOTION FOR EXPEDITED
DISCOVERY SCHEDULE, AND REQUEST FOR EXPEDITED RELIEF, AND
MEMORANDUM IN SUPPORT OF INDUSTRIAL ENERGY USERS-OHIO AND
FIRSTENERGY SOLUTIONS CORP.**

FirstEnergy Solutions Corp. supplements the motion filed jointly by it and Industrial Energy Users-Ohio regarding expedited discovery to give notice to the Commission that AEP Ohio is refusing to provide any discovery in this proceeding because Rule 4901-1-17(E) bars discovery in long-term forecast proceedings later than 25 days prior to the commencement of an evidentiary hearing. AEP Ohio has refused to change this position despite separate requests from FES's and IEU-Ohio's legal counsel. Thus, absent Commission intervention, AEP Ohio intends to deny intervening parties any discovery regarding the testimony filed on March 9, 2012.

Under Rule 4901-1-17(G), the Commission or an attorney examiner may enlarge the time periods for discovery and thereby modify the 25-day cut-off for long-term forecast proceedings. There is an obvious need for modification of the discovery cut-off given that the need for discovery did not arise until after two recent events: (1) the February 29, 2012 Entry denying

FES's and IEU-Ohio's Motion to Strike¹ and (2) the filing of testimony on March 9, 2012 addressing the alleged need for AEP Ohio to construct the Turning Point solar facility. FES has served discovery on AEP Ohio focusing on the claims made in the March 9 testimony regarding solar capacity and benchmarks. The Commission should modify the discovery period as permitted by Rule 4901-1-17(G) so that intervening parties are not denied due process.

Respectfully submitted,

/s Mark A. Hayden

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¹ Had the attorney examiner granted the motion to strike paragraph 2 of the Stipulation, no issues would be in dispute and no discovery would be required.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing *Supplement* was served this 13th day of March, 2012, via e-mail upon the parties below.

/s James F. Lang
One of the Attorneys for FirstEnergy Solutions Corp.

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Summary: Motion - Supplement to Motion to Extend, etc. electronically filed by Mr. James F Lang on behalf of FirstEnergy Solutions Corp.