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**BEFORE**
**THE PUBLIC UTILITIES COMMISSION OF OHIO**

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| In the Matter of the Commission Review of the Capacity Charges of Ohio power company and Columbus southern Power Company. | : : : : | Case No. 10-2929-EL-UNC |

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# EXPEDITED MOTION FOR EXTENSION OF PROCEDURAL SCHEDULE AND TO ACCEPT TESTIMONY

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

The Staff of the Public Utilities Commission of Ohio ("Staff"), pursuant to Rule 4901-1-13(A), respectfully requests that Staff be permitted to file testimony and the procedural schedule be changed to the following:

Staff testimony to be submitted May 7, 2012;

AEP rebuttal testimony to be submitted May 11, 2012;

Evidentiary hearing to resume May 9, 2012 on Staff Testimony; and,

Evidentiary hearing to resume May 14, 2012 on rebuttal testimony.

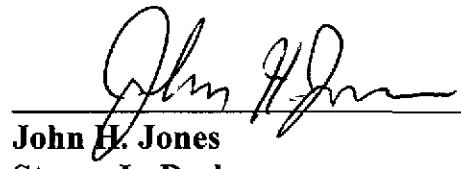
The reasons for this motion are more fully set forth in the attached memorandum in support.

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Respectfully submitted,

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## MEMORANDUM IN SUPPORT

The evidentiary hearing in this matter began on April 17, 2012. The proceeding continues to be in session pending the filing of rebuttal testimony on May 2, 2012 by AEP and the presentation of its rebuttal witnesses for examination on May 7, 2012. On April 24, 2012 Staff witnesses Ryan Harter and Ralph Smith presented testimony in this proceeding. Mr. Harter testified on the analysis and development of the Energy Credit to be deducted from the capacity charge. Mr. Smith computed the capacity rate which reflects an offset for energy sales margins and ancillary service receipt amounts that were provided to him by Mr. Harter.

During AEP's cross examination of Mr. Harter AEP made a request to get a complete set of workpapers from Mr. Harter. AEP stated it appeared that only a subset of workpapers had been provided, which did not show all of Mr. Harter's work. Mr. Harter's testimony was interrupted so he could retrieve the remainder of his workpapers. During Mr. Harter's break from the stand Mr. Smith testified. Following the conclusion of Mr. Smith's testimony, Mr. Harter resumed the stand for cross examination. At that time the issue concerning what generation was used for Mr. Harter's modeling remained unresolved between AEP and Staff.

The Attorney Examiners set a deadline of close of business on April 30, 2012 for Staff to produce to AEP the updated workpapers showing by year and by unit the MWhs attributable to each AEP-Ohio-owned generation resource that comprised the totals in

Mr. Harter's Revised Exhibit RTH-1. In the process of collecting workpapers to be released to AEP for its use in preparation of rebuttal testimony, Staff has become aware of significant, inadvertent errors in estimating the energy credits presented in Staff's testimony submitted by Ryan T. Harter.

These errors present the Commission with an incomplete record for its review in this case. For the Commission to have a complete record on which to act, Staff believes it is necessary that these errors be eliminated through the presentation of testimony. This testimony can be filed by May 7, 2012 as suggested in the proposed procedural schedule. Altering the procedural schedule as suggested should provide AEP with the ability to address its rebuttal issues both to that portion of the hearing already held and to Staff's additional testimony proposed herein. Likewise the other parties to the case should have sufficient time to prepare for the cross-examination of both the AEP and Staff witnesses.

Although Staff has sought the opinions of the parties to this case regarding expedited treatment of this motion, time has not permitted any responses to be received.

Respectfully submitted,

**Michael DeWine**
Ohio Attorney General

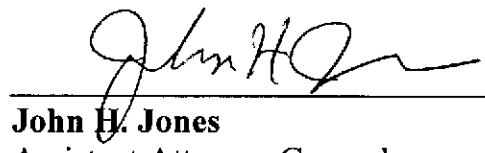
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## PROOF OF SERVICE

I hereby certify that a true copy of the foregoing **Expedited Motion For Extension of Procedural Schedule And To Accept Testimony** was submitted on behalf of the Staff of the Public Utilities Commission of Ohio, was served by electronic mail, upon the following Parties of Record, this 1st day of May, 2012.



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