

FILE

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Ohio Edison)	
Company, The Cleveland Electric Illuminating)	Case No. 12-2190-EL-POR
Company, and The Toledo Edison Company)	Case No. 12-2191-EL-POR
for Approval of Their Energy Efficiency and)	Case No. 12-2192-EL-POR
Peak Demand Reduction Program Portfolio)	
Plans for 2013 through 2015)	

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MOTION FOR ADMISSION PRO HAC VICE
OF
MICHAEL LAVANGA

Pursuant to Gov.Bar R. XII(2)(A)(6), Michael Lavanga, attorney for Nucor Steel Marion, Inc., hereby moves the Public Utilities Commission of Ohio to grant him permission to appear *pro hac vice* in the above-captioned proceeding.

Movant represents that the following is a list of the jurisdictions in which he has ever been licensed to practice law, including dates of admission to practice, resignation, or retirement, and any attorney registration numbers:

- i) Virginia (#45561), admitted on December 7, 2000
- ii) District of Columbia (#473955), admitted on August 6, 2001

Movant represents that he has not been granted permission to appear *pro hac vice* in more than three proceedings before Ohio tribunals in the current calendar year pursuant to Gov.Bar R. XII(2)(A)(5).

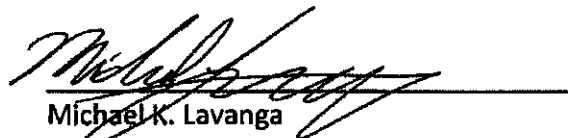
Mark S. Yurick (#0039176), an active Ohio attorney in good standing, has agreed to associate with Movant on this case.

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.
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The affidavit required by Gov.Bar R. XII(A)(6), a copy of Movant's certificate of *pro hac vice* registration furnished by the Supreme Court of Ohio Office of Attorney Services, and a certificate indicating service of this Motion on all known parties and attorneys of record are attached. Movant understands that, if this Motion is granted, Movant must file a Notice of Permission to Appear *Pro Hac Vice* and a copy of the Order granting permission with the Supreme Court of Ohio Office of Attorney Services within thirty days of the Order.

WHEREFORE, Michael Lavanga respectfully moves the Commission for permission to practice *pro hac vice* before the Commission in this proceeding.

Respectfully submitted,



Michael K. Lavanga

PHV #1014-2012

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served via U.S. Mail postage prepaid, express mail, hand delivery, or electronic transmission on this 30th day of August, 2012 upon the following:

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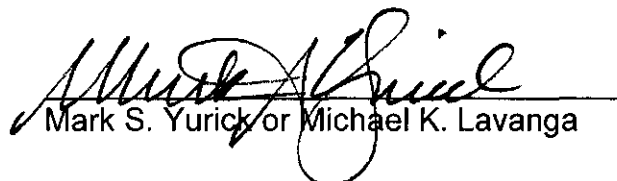
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Mark S. Yurick or Michael K. Lavanga

THE SUPREME COURT *of* OHIO

OFFICE OF ATTORNEY SERVICES

IN THE MATTER OF THE APPLICATION OF

Michael Lavanga

FOR PRO HAC VICE REGISTRATION

per Gov. Bar R. XII, Section 2(A)(3)

Certificate of
PRO HAC VICE
REGISTRATION

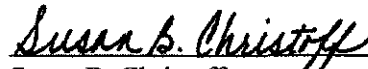
2012

Registration Number:
PHV- 1014-2012

Michael Lavanga

, having met the requirements of, and found to be in full compliance with, Section 2(A)(3) of Rule XII of the Rules for the Government of the Bar of Ohio, is hereby issued this certificate of pro hac vice registration in the state of Ohio.

To receive permission to appear pro hac vice in an Ohio proceeding, a motion requesting such permission must be filed with the tribunal in accordance with Section 2(A)(6) of Rule XII of the Rules for the Government of the Bar of Ohio.



Susan B. Christoff
Director, Attorney Services

Expires December 31, 2012

THE SUPREME COURT of OHIO

OFFICE OF ATTORNEY SERVICES

IN THE MATTER OF THE APPLICATION OF

Michael Lavanga (1014-2012)

AFFIDAVIT OF APPLICANT
Gov. Bar R. XII, Section 2(A)(3)

FOR PRO HAC VICE REGISTRATION

Michael Lavanga

, being first duly cautioned, swears or affirms as follows:

- a. I have never been disbarred from the practice of law.
- b. I have been admitted to the practice of law in the following jurisdictions (attach additional jurisdictions if necessary):

District of Columbia

Virginia

- c. Choose one:


- ☒ I am not currently suspended from the practice of law in any jurisdiction where I have been admitted to practice.
- ☐ I am currently suspended from the practice of law in the following jurisdictions:

- d. Choose one:

- ☒ I have not resigned from the practice of law with discipline pending in any jurisdiction where I have been admitted to practice.
- ☐ I have resigned from the practice of law with discipline pending in the following jurisdiction(s):


SIGNATURE OF APPLICANT

Sworn to or affirmed before me and subscribed in my presence the 23rd day of January,
District of
2012, in the state of Columbia and county of -


PAMELA H. MILES, NOTARY PUBLIC*
Notary Public, District of Columbia
My Commission Expires April 14, 2012

*Affix stamp & seal (required in Ohio).

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Ohio Edison)	
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Peak Demand Reduction Program Portfolio)	
Plans for 2013 through 2015)	

**NUCOR STEEL MARION, INC.'S MOTION FOR INTERVENTION
AND MEMORANDUM IN SUPPORT**

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PHV #1014-2012
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*Pending admission *pro hac vice*

Attorney for Nucor Steel Marion, Inc.

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THE PUBLIC UTILITIES COMMISSION OF OHIO**

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Plans for 2013 through 2015)	

**NUCOR STEEL MARION, INC.'S MOTION FOR INTERVENTION
AND MEMORANDUM IN SUPPORT**

I. MOTION FOR INTERVENTION

Pursuant to Ohio Revised Code § 4903.221 and Ohio Administrative Code 4901-1-11, Nucor Steel Marion, Inc. ("Nucor") respectfully moves the Commission for leave to intervene in the above-captioned dockets, for the reasons more fully set forth in the following Memorandum in Support.

II. MEMORANDUM IN SUPPORT

For purposes of considering requests for leave to intervene in a Commission proceeding, OAC 4901-1-11(A) provides that:

Upon timely motion, any person shall be permitted to intervene in a proceeding upon a showing that: ... (2) The person has a real and substantial interest in the proceeding, and the person is so situated that the disposition of the proceeding may, as a practical matter, impair or impede his or her ability to protect that interest, unless the person's interest is adequately represented by existing parties.

Further, RC § 4903.221(B) and OAC 4901-1-11(B) provide that the Commission, in ruling upon applications to intervene in its proceedings, shall consider the following criteria:

(1) The nature and extent of the prospective intervenor's interest; (2) The legal position advanced by the prospective intervenor and its probable relation to the merits of the case; (3) Whether the intervention by the prospective intervenor will unduly prolong or delay the proceedings; (4) Whether the prospective intervenor will significantly contribute to full development and equitable resolution of the factual issues.

OAC 4901-1-11(B) also provides that an additional factor in considering a request to intervene will be the extent to which the person's interest is represented by existing parties.

Nucor is a large industrial consumer of electricity delivered to it by the Ohio Edison Company ("Ohio Edison"). Nucor uses electricity throughout its operations, but in particular, uses substantial quantities of electricity to melt steel scrap, recycling it to make new steel. Nucor pays Ohio Edison millions of dollars per year for electricity. The cost of electricity is critical to Nucor's competitiveness in the national and international steel markets.

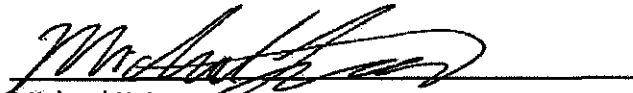
In this proceeding, Ohio Edison, the Cleveland Electric Illuminating Company, and the Toledo Edison Company (collectively "FirstEnergy") seek approval of their 2013-2015 energy efficiency and peak demand reduction program portfolios. FirstEnergy's proposals could affect the price Nucor pays for electric service, as well as the terms and conditions under which Nucor takes service. Accordingly, Nucor has direct, real, and substantial interests in this proceeding. Moreover, the disposition of this proceeding without Nucor's participation would prejudice and impede Nucor's ability to protect its substantial business interests.

Further, other parties choosing to participate in this proceeding would not represent Nucor's interests. Nucor submits that its unique perspectives will contribute to the full, equitable, and expeditious resolution of this proceeding. Lastly, Nucor's timely intervention will not unduly delay the proceeding, or unjustly prejudice the interests of any existing party to this proceeding.

III. CONCLUSION

For the reasons set forth above, Nucor respectfully requests the Commission to grant Nucor's request to intervene in the above-captioned proceeding.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michael K. Lavaniga", is written over a horizontal line.

Michael K. Lavaniga

PHV #1014-2012

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Attorney for Nucor Steel Marion, Inc.

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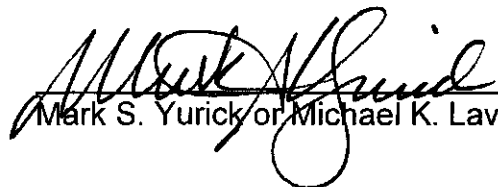
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