

**BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Complaint of)	
FirstEnergy Solutions Corp.,)	
)	
Complainant,)	Case No. 13-1439-EL-CSS
v.)	
)	
Ohio Power Company,)	
)	
Respondent.)	

COMPLAINANT’S NOTICE OF DISMISSAL WITHOUT PREJUDICE

On June 19, 2013, FirstEnergy Solutions Corp. (“FES”) filed a Complaint in this docket seeking the Commission’s review and modification of the credit requirements imposed by Ohio Power Company (“AEP Ohio”) on FES. FES initiated this proceeding in order to ensure that the reasonableness and lawfulness of AEP Ohio’s credit requirements were considered by the Commission. FES acknowledges that AEP Ohio had initiated a separate, related proceeding (Case No. 13-1427-EL-ATA) seeking to terminate its provider agreement with FES because of FES’ failure to respond to AEP Ohio’s demand for collateral under the credit requirements. However, it was unclear whether such a proceeding would provide for a full review of AEP Ohio’s credit requirements or a determination that the credit requirements were unreasonable or unlawful. Accordingly, FES filed this Complaint and, in the interests of efficiency, sought to consolidate this proceeding with Case No. 13-1427-EL-ATA.

Subsequently, in Case No. 13-1427-EL-ATA, the Commission issued an Entry on July 2, 2013, granting AEP Ohio’s alternative requested relief and modifying AEP Ohio’s credit requirements. In consideration of the Commission’s July 2, 2013 Entry and the Commission’s review of AEP Ohio’s Supplier Tariff in Case No. 13-729-EL-ATA, FES hereby dismisses its Complaint in the within action without prejudice. FES specifically reserves its right to refile the action if the issues raised by the Complaint are not resolved in Case No. 13-729-EL-ATA.

Respectfully submitted,

/s/Mark A. Hayden

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing *FirstEnergy Solutions Corp. 's Notice of Dismissal Without Prejudice* was served this 22nd day of July, 2013, via electronic mail upon the parties below.

/s/ Laura C. McBride

One of the Attorneys for
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This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

7/22/2013 3:49:57 PM

in

Case No(s). 13-1439-EL-CSS

Summary: Notice of Dismissal Without Prejudice electronically filed by Ms. Laura C. McBride on behalf of FirstEnergy Solutions Corp.