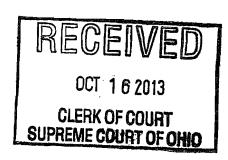
Before THE SUPREME COURT OF OHIO

Ohio Edison Company The Cleveland Electric Illuminating Company The Toledo Edison Company)))			
Appellant,)			
VS) Supreme Court No. 13-1472			
The Public Utilities Commission of Ohio))))))			
Appellee.)			
Being Before THE PUBLIC UTILITIES COMMISSION OF OHIO				
In the matter of the adoption of rules for Alternative and renewable energy Technologies and resources, and emission Control reporting requirements, and Amendments of Chapter 4901:5-1, 4901:5-3, 4901:5-5, and 4901:5-7 of the Ohio Admin)) Case No 08-888-EL-ORD)))			

Code to implement Senate Bill 221.



	INDEX AND DOCKET ENTRIES	<u>ICN</u>
8/20/2008	In the matter of the adoption of rules for alternative and renewable energy technologies and resources, and emission control reporting requirements, and amendment of Chapters 4901:5-1, 4901:5-3, 4901:5-5, and 4901:5-7 of the Ohio Administrative Code, pursuant to Chapter 4928, Revised Code, to implement Senate Bill No. 221.	1
8/20/2008	Entry ordering that all interested persons file comments to the proposed rules and revisions by September 9, 2008, and reply comments by September 26, 2008.	2
9/5/2008	Request that all comments be served to Norton Energy Storage, Ltd. as they intend to file comments in this proceeding filed by L. Bell.	3
9/8/2008	Comments of Vertus Technologies, Inc. filed by J. Koncelik. (FAX)	4
9/8/2008	Comments to staff proposed rules, alternative energy standard 4901:1-40 filed on behalf of Ohio Fuel Cell Coalition by K. Alfred.	5
9/8/2008	Request of Rolls-Royce Fuel Cell Systems for the PUCO Commissioners to closely examine the proposed staff rule and change it to reflect the language and intent found in HB221 filed by M. Fleiner.	6
9/9/2008	Comments on behalf of LS Power Associates, L.P., electronically filed by Mr. Rodger A. Kershner and Mackey, Lynne Ms.	7
9/9/2008	Comments filed on behalf of the Ohio Energy Group by M. Kurtz. (FAX)	

9/9/2008	Comments by The Ohio Consumer And Environmental Advocates electronically filed by Ms. Deb J. Bingham on behalf of Etter, Terry L.	9
9/9/2008	Initial comments and objections filed on behalf of the Dayton Power and Light Company by J. Sobecki. (FAX)	10
<u>9/9/2008</u>	Comments submission of supplementary authority to initial comments of Great Lakes Energy Development Task Force regarding Staff-proposed rules, electronically filed by Ms. Mary W. Christensen on behalf of Great Lakes Energy Development Task Force.	11
9/9/2008	Comments of the Kroger Company, electronically filed by Ms. Barbara L Morris.	12
9/9/2008	Comments of the City of Hamilton, electronically filed by Ms. Barbara L Morris.	13
9/9/2008	Comments filed on behalf of Greenfield Steam & Electric by N. Sater. (FAX)	14
9/9/2008	Comments filed on behalf of the Climate Registry filed by A. McCabe.	15
9/9/2008	Comments of The American Wind Energy Association, Wind on the Wires, Ohio Advanced Energy and Environment Ohio electronically filed by Teresa Orahood on behalf of American Wind Energy Association.	16
<u>9/9/2008</u>	Comments of Nucor Steel, Marion, electronically filed by Ms. Barbara L Morris.	17
9/9/2008	Comments of AMP-Ohio, electronically filed by Ms. Barbara L Morris on behalf of American Municipal Power-Ohio, Inc.	

9/9/2008	Initial comments on behalf of Cuyahoga County: The Great Lakes Energy Development Task Force regarding Staff-proposed rule revision and amendment: 4901:1-39 and 4901:1-40, OAC, electronically filed by Ms. Mary W. Christensen.	19
9/9/2008	EnerNOC, Inc. Comments on Staff's Proposed Rules - New Chapter 4901:1-39, electronically filed by Mr. Kenneth D Schisler.	20
9/9/2008	Comments of the Ohio Farm Bureau Federation filed by D. Arnold.	21
<u>9/9/2008</u>	Initial comments of Duke Energy Ohio, Inc. filed by E. Watts.	22
<u>9/9/2008</u>	Comments on Draft Rules electronically filed by Mr. Dwight N Lockwood on behalf of Global Energy, Inc.	23
<u>9/9/2008</u>	Initial Comments electronically filed by Carolyn S Flahive on behalf of Buckeye Power, Inc.	24
9/9/2008	Initial comments of Constellation NewEnergy, Inc., Direct Energy Services, LLC and Integrys Energy Services, Inc. to the adoption of rules for alternative and renewable energy technologies and resources filed by H. Petricoff.	25
<u>9/9/2008</u>	Comments filed on behalf of the United Steelworkers, District 1 by D. Caldwell.	26
9/9/2008	Public comments filed on behalf of the Sierra Club by J. Miller.	Corres
<u>9/9/2008</u>	Comments filed on behalf of the Mid Ohio Regional Planning Commission and the Center for Energy & Environment at MORPC by C. Jourdan Jr. and E. Miller. (FAX)	27
9/9/2008	Comments of Norton Energy Storage filed by L. Bell.	

9/9/2008	Illuminating Company, and The Toledo Edison Company filed by M. Hayden.	29
9/9/2008	Comments in response to proposed rules to implement S.B. 221 filed by S. Millard on behalf of The Council of Smaller Enterprises, (COSE).	30
<u>9/9/2008</u>	Initial Comments of The Ohio Environmental Council filed by B. Royer.	31
<u>9/9/2008</u>	Initial comments of Columbus Southern Power Company and Ohio Power Company filed by S. Nourse.	32
9/9/2008	Comments filed on behalf of Environment Ohio filed by A. Gomberg.	33
9/9/2008	Initial Comments of Industrial Energy Users-Ohio filed by D. Neilsen.	34
9/10/2008	Motion and memorandum in support to substitute the two attached corrected pages for the original pages 5 and 14 filed in the initial comments on September 9, 2008, filed on behalf of the Dayton Power and Light Company by J. Sobecki. (FAX)	35
9/10/2008	Comments of Vertus Technologies Industrial LLC filed by J. Koncelik.	36
9/10/2008	Initial comments and objections filed on behalf of The Dayton Power and Light Company by J.Sobecki.	37
9/10/2008	Comments of the Ohio Energy Group filed by M. Kurtz.	38
9/10/2008	Comments filed on behalf of APX Inc. by J. Melby and G. Guzy. (FAX)	39
9/11/2008	Comments filed on behalf of APX by J. Melby and G. Guzy. (original)	40

9/11/2008	Motion to substitute corrected pages for the original pages 5 and 14 filed in the initial comments on September 9, 2008 filed on behalf of Dayton Power and Light Company by J. Sobecki.	41
9/12/2008	Comments in support of The Ohio Consumer and Environmental Advocates' comments, electronically filed by Teresa Orahood on behalf of NORTHEAST OHIO PUBLIC ENERGY COUNCIL.	42
<u>9/26/2008</u>	Reply Comments by The Ohio Consumer and Environmental Advocates electronically filed by Ms. Deb J. Bingham on behalf of Poulos, Gregory J.	43
9/26/2008	Reply Comments filed by the Great Lakes Energy Development Task Force, Cuyahoga County, Ohio and request for opportunity for surreply as necessary, electronically filed by Ms. Mary W. Christensen.	44
9/26/2008	Reply Comments on behalf of Nucor Steel Marion, Inc, filed by M. Lavanga, electronically by Mr. Matt S White.	45
9/26/2008	Reply Comments of Interstate Gas Supply, Inc. filed by V. Parisi electronically by Mr. Matt S White.	46
9/26/2008	Reply Comments electronically filed by Mr. Matt S White on behalf of The Kroger Co.	47
9/26/2008	Reply to rulemaking comments, electronically filed by Mr. Matt S White on behalf of American Municipal Power, Inc.	48
9/26/2008	Reply Comments of The American Wind Energy Association, Wind on the Wires, Ohio Advanced Energy, and Environment Ohio electronically filed by Teresa Orahood.	49
9/26/2008	Reply comments electronically filed by Ms. Connie L Lausten on behalf of New Generation Biofuels.	

	Interconnection LLC and Ms. Evelyn Robinson.	51
<u>9/26/2008</u>	Reply comments of the Ohio Farm Bureau Federation filed by D. Arnold.	52
9/26/2008	Reply comments of the East Ohio Gas Company dba Dominion East Ohio filed by A. Campbell.	53
<u>9/26/2008</u>	Reply comments of Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company filed by M. Hayden.	54
<u>9/26/2008</u>	Reply comments of Constellation Newenergy, Inc., Direct Energy Services, LLC, and Integrys Energy Services, Inc. proposed rules for alternative and renewable energy technologies and resources filed by M. Howard Petricoff.	55
<u>9/26/2008</u>	Reply comments of The Ohio Environmental Council filed by B. Royer.	56
<u>9/26/2008</u>	Reply comments of Industrial Energy Users-Ohio filed by D. Neilsen.	57
9/26/2008	Reply comments of Duke Energy Ohio filed by E. Watts.	58
<u>9/26/2008</u>	Reply comments of COSE, Council of Smaller Enterprises, filed by S. Millard.	59
<u>9/26/2008</u>	Reply comments of Buckeye Power, Inc. electronically filed by Carolyn S Flahive on behalf of Buckeye Power, Inc.	60
9/26/2008	Reply comments of Columbus Southern Power company and Ohio Power Company filed by S. Nourse.	61
9/26/2008	Reply comments of the City of Cleveland filed by S. Beeler (fax)	62

9/26/2008 Comments of PJM Environmental Information Services, Inc.

electronically filed by Ms. Christine M Falco on behalf of PJM

	by R Griffin.(fax)	63
9/29/2008	Reply comments of The Dayton Power and Light Company filed by R. Griffin. (original)	64
9/30/2008	Letter requesting the use of biodiesel be included in the alternative and renewable energy portfolio requirements in SB221 filed by S. Lankenau, American Ag Fuels.	Corres.
10/1/2008	Reply comments on the City of Cleveland filed by S. Beeler.	65
10/1/2008	Comments regarding the proposed rules regarding Senate Bill 221 filed by J. Husted, Speaker, House of Representatives.	66
10/31/2008	Notice of withdrawal of counsel of Daniel J. Neilsen filed by J. Clark on behalf of Industrial Energy Users- Ohio.	67
12/17/2008	Letter regarding "Stirling" power filed by L. Sekura.	Corres.
2/11/2009	Letter strongly requesting that REC guidelines be established as soon as possible filed by P. Flem on behalf of Recto Molded Products.	Corres.
4/15/2009	Opinion and order stating that the attached rules are hereby adopted and that the existing Chapter 4901:5-5, O.A.C., be rescinded and that attached Chapters 4901:1-39, 4901:1-40, 4901:1-41, 4901:5-1, 4901:5-3, and 4901:5-5, O.A.C., be filed with the Joint Committee on Agency Rule Review, Secretary of State, and the Legislative Service Commission, the final rules be effective on the earliest day permitted by law unless otherwise ordered by the Commission.	68
5/14/2009	Comments filed on behalf of KW Solar Solutions LLC by R. Wevodau. (FAX)	69
5/15/2009	Comments filed on behalf of BrightPath Energy LLC by A. Joshi. (FAX)	70

9/26/2008 Reply comments of the Dayton Power and Light Company filed by R Griffin.(fax)

	<u>3/15/2009</u>	behalf of the Dayton Power and Light Company by R. Griffin.	71
·	5/15/2009	Application for rehearing and memorandum in support of The Ohio Hospital Association and The Ohio Manufacturers' Association filed by T. O'Brien.	72
	5/15/2009	Application for Rehearing filed on behalf of the Ohio Consumer and Environmental Advocates electronically filed by Patti Mallarnee on behalf of Poulos, Gregory.	73
	5/15/2009	Application for rehearing and memorandum in support filed on behalf of Columbus Southern Power Company and Ohio Power Company by S. Nourse.	74
	5/15/2009	Application for rehearing and memorandum in support filed on behalf of The Ohio Energy Group by M. Kurtz.	75
	5/15/2009	Application for rehearing filed on behalf of Duke Energy Ohio, Inc. by E. Watts.	76
	5/15/2009	Application for rehearing and memorandum in support filed on behalf of Buckeye Power, Inc. by C. Flahive.	77
,	5/15/2009	Motion for admission Pro Hac Vice of Morgan E. Parke and memorandum in support filed on behalf of FirstEnergy Solutions Associates by M. Beiting.	78
,	5/15/2009	Application for rehearing and memorandum in support filed on behalf of Ohio Edison Company, The Cleveland Electric Illuminating Company, and the Toledo Edison Company by K. Kolich.	79
	5/15/2009	Motion for leave to intervene and application for rehearing and memorandum in support filed on behalf of FirstEnergy Solutions Associates by M. Parke.	80
	5/15/2009	Application for rehearing filed on behalf of Constellation NewEnergy, Inc., Direct Energy Services, LLC, and Integrys Energy Services, Inc. by M. Petricoff.	81

<u>5/15/2009</u>	Application for rehearing and memorandum in support filed on behalf of American Municipal Power-Ohio, Inc. by M. White.	82
<u>5/15/2009</u>	Application for rehearing and memorandum in support filed on behalf of The Kroger Co. by M. White.	83
<u>5/15/2009</u>	Application for rehearing and memorandum in support filed on behalf of Industrial Energy Users-Ohio by L. McAlister.	84
<u>5/15/2009</u>	Request for rehearing filed on behalf of the City of Hamilton, Ohio by C. Young.	85
<u>5/15/2009</u>	Application for rehearing and memorandum in support filed on behalf of The Solid Waste Authority of Central Ohio by D. Hirsch.	86
5/18/2009	Table of contents that was inadvertently omitted from the filing of Friday, May 15, 2009 filed on behalf of Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company by K. Kolich.	87
<u>5/20/2009</u>	Motion for extension of time not exceeding five days and request for expedited ruling and memorandum in support electronically filed by Ms. Deb J. Bingham on behalf of the Office of the Ohio Consumers' Counsel and Gregory J. Poulos.	88
5/21/2009	Entry ordering that the parties be granted until May 27, 2009, for the filing of any memorandum contra any application for rehearing; and that all such memoranda contra be electronically filed unless otherwise directed by the attorney examiner. (RMB)	89
5/27/2009	DUKE ENERGY OHIO, INC.S MEMORANDUM CONTRA APPLICATION FOR REHEARING electronically filed by Ms. Elizabeth H Watts on behalf of Duke Energy Ohio, Inc.	90
5/27/2009	Memorandum Contra Applications For Rehearing By The Ohio Consumer And Environmental Advocates electronically filed by Ms. Deb J. Bingham on behalf of Poulos, Gregory J.	

<u>5/27/2009</u>	Memorandum Contra Applications For Rehearing electronically filed by Mr. Nolan M Moser on behalf of The Ohio Environmental Council.	92
5/27/2009	Memorandum Contra Application for Rehearing electronically filed by Mrs. Lisa G. McAlister on behalf of Industrial Energy Users-Ohio.	93
<u>5/27/2009</u>	CSP's and OPCO's Memorandum Contra Ohio Consumer and Environmental Advocates' Application for Rehearing electronically filed by Mr. Steven T Nourse on behalf of Ohio Power Company and Columbus Southern Power Company.	94
<u>5/27/2009</u>	Reply comments to the applications for rehearing on behalf of Constellation NewEnergy, Inc., Direct Energy Services, LLC, and Intergrys Energy Services, Inc., by M. Petricoff.	95
5/27/2009	Memorandum Contra the application for rehearing of the Ohio Consumer and Environmental Advocates filed on behalf of FirstEnergy Solutions Associates by M. Parke.	96
<u>5/27/2009</u>	Memorandum contra the application for rehearing filed on behalf of Ohio Edison Company, The Cleveland Electric Illuminating Company and The Toledo Edison Company by K. Kolich.	97
5/27/2009	Memorandum contra application for rehearing filed on behalf of American Municipal Power by M. White.	98
5/27/2009	Memorandum contra application for rehearing filed on behalf of the Kroger Company by M. White.	99
5/28/2009	Memorandum contra applications for rehearing electronically filed by Mr. Nolan M Moser on behalf of The Ohio Environmental Council.	
		100

<u>5/28/2009</u>	Refiled pleading at the request of Attorney Examiner Richard Bulgrin. Originally filed on May 27, 2009, in paper copy form at docketing, electronically filed today by Mr. W Jonathan Airey on behalf of Constellation NewEnergy, Inc. and Direct Energy Services, LLC and Integrys Energy Services, Inc.	101
<u>5/28/2009</u>	Memorandum Contra Application for Rehearing electronically filed by Mr. Matt S White on behalf of American Municipal Power-Ohio, Inc.	102
<u>5/28/2009</u>	Memorandum Contra Application for Rehearing electronically filed by Mr. Matt S White on behalf of The Kroger Co.	103
<u>5/28/2009</u>	Application for Rehearing (Refiled) electronically filed by Ms. Kathy J Kolich on behalf of Ohio Edison Company and The Cleveland Electric Illuminating Company and The Toledo Edison Company.	104
<u>5/28/2009</u>	Memorandum Contra Applications for Rehearing (refiled) electronically filed by Ms. Kathy J Kolich on behalf of Ohio Edison Company and The Cleveland Electric Illuminating Company and The Toledo Edison Company.	105
<u>5/28/2009</u>	Revised filing of the Memorandum contra to include the source document, electronically filed by Ms. Elizabeth H Watts on behalf of Duke Energy Ohio, Inc.	106
<u>6/4/2009</u>	Letter in support of FirstEnergy's application for rehearing filed by S. Millard, on behalf of The Council of Smaller Enterprises.	Corres.
<u>6/10/2009</u>	Entry on rehearing ordering that FESA be granted leave to file its application for rehearing; FESA's motion for admission pro hac vice of Morgan E. Parke, be granted and it is further ordered the applications for rehearing be granted for further consideration of the matters specified therein.	107
		,

6/17/2009	Entry on rehearing stating that Rule 5-1-04 not be modified as previously directed in the April 15, 2009 Order; Chapters 4901:1-39, 4901:1-40, 4901:5-1, 4901:5-3 and 4901:5-5, as modified should be filed with the Joint Committee on Agency Rule Review, Secretary of State, and the Legislative Service Commission in accordance with divisions (D) and (E) of Section 111.15, Revised Code. The final rules become effective on the earliest date permitted by law.	108
<u>6/24/2009</u>	Entry nunc pro tunc ordering that Findings 20, 26, 31, 64, 86, 87, and 96 of the entry on rehearing be modified; that Rule 4901:5-1-01 be adopted as modified.	109
7/17/2009	Application for Rehearing electronically filed by Mr. Matt S White on behalf of Nucor Steel Marion, Inc.	110
7/17/2009	Application of Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company for rehearing and clarification of the Commission's June 17, 2009 Entry on Rehearing filed by K. Kolich.	111
7/29/2009	Notice of withdrawal of counsel filed by J. Small on behalf of OCC.	112
8/11/2009	Correspondence to Chairman Schriber in regard to the memorandum from the Ohio Consumer and Environmental Advocates concerning the PUCO's adopting "Green Rules".	Corres
<u>8/12/2009</u>	Entry ordering that the applications for rehearing be granted for further consideration of the matters specified therein.	113
8/28/2009	Notice of an ex parte communication pursuant to OAC, Rule 4901-1-09 filed on behalf of Ohio Manufactures' Association by T. O'Brien.	

<u>9/2/2009</u>	Correspondence concerning the discussion on the rules adopted in this proceeding more specifically, Chapters 4901-1-39 and 4901-1-40 filed by S. Randazzo on behalf of Industrial Energy Users-Ohio.	115
<u>9/28/2009</u>	Correspondence letter regarding ex parte meeting held on September 22, 2009 filed by G. Poulos on behalf of the Office of the Ohio Consumers' Counsel, N. Moser on behalf of the Ohio Environmental Council, A. Gomberg on behalf of Environment Ohio, J. Maskovyak on behalf of Ohio Poverty Law Center, N. Ford on behalf of the Sierra Club, T. Robinson on behalf of Citizen Power, and L. Keiffer on behalf of the Northwest Ohio Aggregation Coalition.	116
10/15/2009	Entry ordering that the rules are adopted as modified.	117
<u>10/28/2009</u>	Entry ordering that Rules 4901:1-39-05, 4901:1-39-08, and 4901:1-40-04, as modified herein are adopted; that Chapters 4901:1-39 and 4901:1-40, and Rule 4901:5-5-06, be refiled with the Joint Committee on Agency Rule Review, the Secretary of State, and the Legislative Service Commission in accordance with divisions (D) and (E) of Section 111.15, Revised Code; that the final rules become effective on the earliest date permitted by law. Unless otherwise ordered by the Commission, the review date for Chapters 4901:1-39, and 4901:1-40 shall be September 30, 2013.	118
11/12/2009	Entry ordering all electric utilities and interested persons comply with the findings in this entry. (PD)	119
<u>11/13/2009</u>	Application for rehearing and memorandum in support by the Ohio Consumer and Environmental Advocates filed by G. Poulos on behalf of the Office of the Ohio Consumers' Counsel, T. Robinson on behalf of Citizen Power, M. Heintz on behalf of Environmental Law & Policy Center, H. Eckhart on behalf of the Sierra Club Ohio Chapter and Natural Resources Defense Council, L. Keiffer on behalf of Northwest Ohio Aggregation Coalition (Lucas County), W. Reisinger on behalf of Ohio Environmental Council.	120

<u>11/13/2009</u>	Application for rehearing and memorandum in support filed by E. Watts on behalf of Duke Energy Ohio, Inc.	121
11/13/2009	Application of Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company for rehearing and clarification, memorandum in support filed by K. Kolich.	122
11/16/2009	Application for rehearing or, in the alternative, request for clarification, memorandum in support filed by J. Clark on behalf of Industrial Energy Users-Ohio.	123
11/17/2009	Letter regarding discussion about pending rules not eligible for rehearing petitions and were not addressed by the November 13, 2009 application for rehearing filed by M. Petricoff on behalf of Constellation New Energy, Inc. and Direct Energy Services, LLC.	124
11/23/2009	Joint memorandum contra application for rehearing of the Ohio Consumer and Environmental Advocates filed by T. O'Brien on behalf of The Ohio Manufacturers' Association and the Ohio Hospital Association.	125
11/23/2009	Memorandum contra of Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company of the application for rehearing submitted by Ohio Consumer and Environmental Advocates filed by K. Kolich.	126
11/23/2009	Memorandum Contra The Ohio Consumer and Environmental Advocates' Application For Rehearing filed By American Municipal Power, Inc. electronically filed by Mr. Matt S White on behalf of American Municipal Power, Inc.	127
<u>11/23/2009</u>	Memorandum contra applications for rehearing of Duke, FirstEnergy and IEU by The Ohio Consumer and Environmental Advocates filed by G. Poulos on behalf of Ohio Consumers' Counsel; T. Robinson on behalf of Citizen Power; and H. Eckhart on behalf of NRDC and the Sierra Club.	128

11/23/2009	Memorandum contra the application for rehearing of the Ohio Consumers and Environmental Advocates filed by J. Clark on behalf of the Industrial Energy Users-Ohio.	129
12/9/2009	Entry ordering that the application for rehearing be granted for further consideration of the matters specified therein.	130
12/21/2009	Notice of substitution of counsel for EnerNOC, Inc. electronically filed by Ms. Jacqueline Lake Roberts.	131
12/21/2009	Letter regarding meeting of various organizations and PUCO commissioners filed by C. Allwein on behalf of the Office of the Ohio Consumers' Counsel; N. Moser on behalf of the Ohio Environmental Council; M. Heintz on behalf of Environmental Law and Policy Center; T. Robinson on behalf of Citizen Power; D. Baird on behalf of (Government Edge), American Wind Energy Association; J. Miller on behalf of the Sierra Club and E. Thumma on behalf of Iberdrola Renewables.	132
12/23/2009	Correspondence Ex Parte Communications Disclosure Request electronically filed by Mr. Matt S White on behalf of American Municipal Power, Inc.	133
6/25/2010	Notice of withdrawal electronically filed by Ms. Jacqueline Lake Roberts on behalf of EnerNOC, Inc.	134
10/6/2010	Notice of withdrawal of counsel, L. McAlister, filed on behalf of McNees Wallace & Nurick LLC by J. Clark.	135
11/16/2010	Notice of withdrawal of counsel, Joseph M. Clark in these proceedings filed by McNees Wallace & Nurick LLC by J. Oliker.	136
11/24/2010	Notice of the withdrawal of counsel on behalf of the office of The Ohio Consumers' Counsel, filed by M. Grady.	•

<u>12/10/2010</u>	Notice of withdrawal of counsel, Steve Beeler from this case, service of pleadings or other papers shall be made upon Robert J. Triozzi and Julianne Kurdila.	138
1/26/2011	Withdrawal of Matthew S. White from proceedings and substitute Mark S. Yurick filed by J. Bentine on behalf of the Chester, Willcox and Saxbe Law Firm.	139
<u>2/7/2011</u>	Notice of withdrawal of counsel filed by J. Kurdila on behalf of the City of Cleveland.	140
3/2/2011	Notice of withdrawal of counsel, Eric D. Weldele and substitution of counsel Nicholas C. York.	141
<u>3/21/2011</u>	Notice of appearance and servicing of Matthew R. Cox of McDonald Hopkins, LLC. (FAX)	142
<u>3/22/2011</u>	Notice of appearance of counsel, Matthew R. Cox be added to the docket in these cases, filed by M. Cox.	143
<u>5/5/2011</u>	Notice of withdrawal of counsel, Richard Reese filed on behalf of The Office of the Ohio Consumers' Counsel by J. Small.	144
6/30/2011	Notice of withdrawal of counsel filed by M. Idzkowski on behalf of OCC.	145
4/6/2012	Notice of change of address of John Bentine filed on behalf of American Municipal Power, Inc. by M. Yurick.	146
<u>4/6/2012</u>	Notice of withdrawal of counsel and substitution of counsel, Mark Yurick from the law firm of Taft Stettinius & Hollister LLP, formerly Chester, Wilcox & Saxbe, LLP filed by M. Yurick.	147
4/17/2012	Notice of Withdrawal of Counsel and Designation of Counsel of Record by the Office of the Ohio Consumers' Counsel electronically filed by Patti Mallarnee on behalf of Etter, Terry L Mr.	148

7/17/2013	Sixth Entry on Rehearing ordered, that the Commission's Staff take appropriate action to correct Rule 4901:1-39-05, O.A.C in Case No. 13-651-EL-ORD as set forth above. It is, further, Ordered That the applications for rehearing filed by FirstEnergy, Duke, OCEA, and IEU be denied.	149
<u>9/16/2013</u>	Notice of Appeal of Appellants Ohio Edison Company and The Cleveland Electric Illuminating Company and The Toledo Edison Company. Filed by Kathy J. Kolich on behalf of Ohio Edison Company and The Cleveland Electric Illuminating Company and The Toledo Edison Company. (Part 1 of 2)	150
<u>9/16/2013</u>	Notice of Appeal of Appellants Ohio Edison Company and The Cleveland Electric Illuminating Company and The Toledo Edison Company. Filed by Kathy J. Kolich on behalf of Ohio Edison Company and The Cleveland Electric Illuminating Company and The Toledo Edison Company. (Part 2 of 2)	151
9/16/2013	Notice of Appeal (without attachments) electronically filed by Ms. Kathy J Kolich on behalf of Ohio Edison Company and The Cleveland Electric Illuminating Company and The Toledo Edison Company	152

Before THE SUPREME COURT OF OHIO

Ohio Edison Company The Cleveland Electric Illuminating Company The Toledo Edison Company)))
Appellant,)
VS) Supreme Court No. 13-1472
The Public Utilities Commission of Ohio))))
Appellee.)
	ng Before ES COMMISSION OF OHIO
In the matter of the adoption of rules for Alternative and renewable energy Technologies and resources, and emission Control reporting requirements, and Amendments of Chapter 4901:5-1, 4901:5-3, 4901:5-5, and 4901:5-7 of the Ohio Admin Code to implement Senate Bill 221.)) Case No 08-888-EL-ORD))))

CERTIFICATION

I, Barcy F. McNeal, the duly appointed and qualified Secretary of The Public Utilities Commission of Ohio, in whose custody the books, records, and files of said Commission are kept, do hereby certify there is transmitted herewith the docket entries of the Commission, ICN No. 1-152, the Opinion and Order dated 4/15/2009 and the Entry on Rehearing dated 10/15/2009, and the Supplemental Entry on Rehearing dated 10/28/2009, and the Entry on Rehearing dated 7/17/2013 inclusive; and the Certification of the record in Case No. 08-888-EL-ORD.

IN WITNESS THEREOF, I have thereunto set my hand and affixed the official seal of The Public Utilities Commission of Ohio this /6 day of October , 2013.

Barcy F. McNeal, Secretary Betty McCauley, Acting Secretary Tanowa M. Troupe, Acting Secretary

THE PUBLIC UTILITIES COMMISSION OF OHIO