

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of )	
Ohio Edison Company, The Cleveland )	
Electric Illuminating Company, and )	
The Toledo Edison Company for Authority )	Case No. 14-1297-EL-SSO
to Provide a Standard Service Offer )	
Pursuant to R.C. 4925.143 in the Form )	
of an Electric Security Plan )	

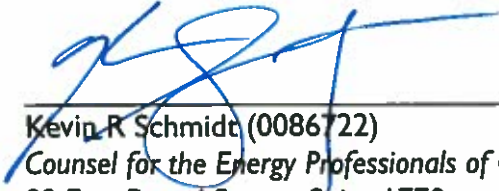
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**MOTION TO INTERVENE  
OF  
THE ENERGY PROFESSIONALS OF OHIO**

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The Energy Professionals of Ohio (EPO) hereby respectfully moves the Public Utilities Commission of Ohio (Commission) pursuant to Section 4903.221, Revised Code, and Rule 4901-1-11, Ohio Administrative Code (O.A.C.), for leave to intervene in the above-captioned matters. The EPO is a trade group comprised of licensed power brokers and consultants who exist in Ohio's competitive marketplace and advise thousands of Ohio businesses on the procurement of power. Since the outcome of this proceeding will have an effect on the of Ohio's competitive marketplace for power, the EPO has a real and substantial interest in this proceeding which is not adequately represented by the existing parties.

Respectfully Submitted,



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**MEMORANDUM IN SUPPORT OF  
THE ENERGY PROFESSIONALS OF OHIO  
MOTION TO INTERVENE OUT OF TIME**

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On August 4, 2013 the Ohio Edison Company, the Cleveland Electric Illuminating Company and the Toledo Edison Company (collectively, "The Companies") filed an ESP Application pursuant to 4928.143. This proceeding will have a real and substantial interest on the Energy Professionals of Ohio's members. As such, the EPO respectfully moves to intervene.

Ohio Administrative Code 4901-1-11(A) states that "upon timely motion, any person shall be permitted to intervene in a proceeding up on a showing that ... [t]he 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." O.A.C. 4901-1-11(A). In considering a motion to intervene, the Commission is directed by O.A.C. 4901-1-11(B) to certain criteria for consideration. Those are:

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 cases.

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.
5. The extent to which the person's interest is represented by existing parties.

The EPO has a unique interest in this case because it is the only group representing businesses whose primary role is the interpretation of products offered by Competitive Retail Electric Service (CRES) providers on behalf of consumers. The continued free and open market for electric supply products is essential to their continued existence. The EPO will not unduly prolong or delay the proceedings. The EPO's membership is comprised of individuals whose collective experience in electric utility issues spans decades and, therefore, will significantly contribute to full development and equitable resolution of the factual issues. Finally, existing parties do not represent the EPO's interest.

Accordingly, the EPO has a real and substantial interest and is entitled to intervene in this action under O.A.C. 4901-1-11.

Respectfully Submitted,

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## CERTIFICATE OF SERVICE

The undersigned hereby certifies that this motion to intervene out of time has been served by electronic service to the parties identified below this 27<sup>th</sup> day of August, 2014.



Kevin Schmidt

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Summary: Motion to Intervene and Memorandum of Support electronically filed by Mr. Kevin R Schmidt on behalf of The Energy Professionals of Ohio