

**BEFORE  
THE PUBLIC UTILITY COMMISSION OF OHIO**

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

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**REPLY COMMENTS OF  
THE OHIO HOSPITAL ASSOCIATION**

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**I. INTRODUCTION**

By Entry dated September 29, 2014, parties were provided an opportunity to file comments by October 20, 2014 and reply comments by October 27, 2014. In addition to the Ohio Hospital Association (“OHA”) comments were also filed by the PUCO Staff; the Office of the Ohio Consumers’ Counsel (“OCC”); the Sierra Club, Environmental Law and Policy Center, Natural Resources Defense Council, and Ohio Environmental Council; Ohio Partners for Affordable Energy (“OPAE”); the Ohio Manufacturers’ Association Energy Group (“OMAEG”); and the Industrial Energy Users-Ohio (“IEU-Ohio”).

**II. REPLY COMMENTS**

IEU-Ohio’s Initial Comments (“IEU-Ohio Comments”) recommend Commission approval of the Ohio Edison, Cleveland Electric Illuminating, and Toledo Edison Companies’ (“FirstEnergy”) application to amend their energy efficiency and peak demand reduction (“EE/PDR”) portfolio plans (“Amended Plan”), filed on September 24, 2014.

IEU-Ohio simply recites the same unsupported evidence FirstEnergy used to meet its benchmarks. In fact, IEU-Ohio claims that “As demonstrated by the Application,” FirstEnergy

will exceed the statutory portfolio requirements of Ohio Revised Code Section (“R.C.”) 4928.66, as amended by Substitute Senate Bill 310 (“S.B. 310”) for the 2015 through 2016 period. IEU-Ohio Comments at p. 4. However, as OHA pointed out in its Comments, FirstEnergy’s application does not “demonstrate” compliance, it only provides estimates based on un-reviewed and unapproved information from its Long-Term Forecast Report. OHA Comments at pp. 5-7. FirstEnergy and IEU-Ohio both make unsupported assertions that FirstEnergy will comply with its statutory obligations under the Amended Plan, but neither provide any information demonstrating such compliance. As pointed out by other parties’ comments, FirstEnergy’s entire Amended Plan application is lacking in information to support approval of the Amended Plan without modifications.<sup>1</sup> The Commission should modify the Amended Plan to conform to the previously approved plan already in effect, because the only evidence available to the Commission for making a decision on the amended application in this proceeding is the plan already approved.

IEU-Ohio also argues for the Commission to approve the Amended Plan “promptly so that Ohio’s energy intensive customers may assess and act on their decision to opt out.” IEU-Ohio Comments at p. 5. IEU-Ohio states such customers “need an understanding of the programs and costs of the amended plans.” *Id.* However, as pointed out in other parties’ comments, FirstEnergy’s Amended Plan does not include any information about the costs of any of the programs it proposes. FirstEnergy only anticipates the costs of the Amended Plan will be less than the costs of the current EE/PDR portfolio plan.<sup>2</sup> IEU-Ohio’s argument in support of a prompt approval is based on the need for cost information, which is not included in the Amended

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<sup>1</sup> See e.g. Comments of the Sierra Club, Environmental Law and Policy Center, Natural Resources Defense Council, and Ohio Environmental Council, at 5-9.

<sup>2</sup> Verified Application for Approval of Amended Energy Efficiency and Peak Demand Reduction Plans for 2015 through 2016 filed by FirstEnergy, September 24, 2014, at 8.

Plan, therefore, prompt approval would not serve IEU-Ohio's stated need. The Commission has a 60-day deadline in which to approve the Amended Plan. It should not be rushed even further to accommodate IEU-Ohio.

### **III. CONCLUSION**

For the reasons offered in OHA's Comments and Reply Comments on the Amended Plan, the Commission should modify and approve the Amended Plan, consistent with its authority under S.B. 310.

Respectfully submitted on behalf of  
THE OHIO HOSPITAL ASSOCIATION



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## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing Reply Comments was served upon the parties of record listed below this 27<sup>th</sup> day of October 2014 *via* electronic mail.



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Summary: Reply Comments of The Ohio Hospital Association electronically filed by Teresa Orahod on behalf of Thomas O'Brien