

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application for Approval of an)
Amendment to a Contract for Electric Service between)
Ohio Power Company and Eramet Marietta, Inc.) Case No. 09-516-EL-AEC

**JOINT MOTION TO CANCEL BRIEFING SCHEDULE
AND
REQUEST FOR EXPEDITED RULING**

Pursuant to Ohio Administrative Code Rule 4901-1-12, Eramet Marietta, Inc. and the Office of the Ohio Consumers' Counsel ("Joint Movants"), move that the briefing schedule set in this matter at the hearing held September 25, 2015, be canceled. Further, pursuant to Ohio Administrative Code Rule 4901-1-12(C), Joint Movants request that an expedited ruling be issued on this motion. Joint Movants certify that all parties have been contacted regarding the request for expedited ruling and that no party objects to the issuance of a ruling on this joint motion without the filing of memoranda. This motion is not intended to be precedent for any other case. Reasons for this motion are explained in the attached memorandum.

Respectfully submitted,

BRUCE J. WESTON
OHIO CONSUMERS' COUNSEL

/s/ Dane Stinson
Maureen R. Grady, Counsel of Record
Reg. No. 0020847
Office of the Ohio Consumers' Counsel
10 West Broad Street, Suite 1800
Columbus, Ohio 43215-3485
(614) 466-9567
Maureen.grady@occ.ohio.gov
(will accept service via email)

/s/ Scott E. Elisar
Scott E. Elisar, Counsel of Record
Reg. No. 0081877
Samuel C. Randazzo (Reg. No. 0016386)
McNees Wallace & Nurick LLC
21 East State Street, 17th Floor
Columbus, Ohio 43215-4228
(614) 469-8000
selisar@mwncmh.com
sam@mwncmh.com
Counsel for Eramet Marietta Inc.

Dane Stinson (Reg. No. 0019101)

BRICKER & ECKLER LLP

100 South Third Street

Columbus, Ohio 43215-4291

(614) 227-4854

dstinson@bricker.com

(will accept service via email)

Outside Counsel for the Office of the Ohio
Consumers' Counsel

MEMORANDUM IN SUPPORT

At hearing held in this proceeding on September 25, 2015, the Attorney Examiner set a briefing schedule under which initial briefs were to be filed on or before October 9, 2015, and reply briefs were to be filed by October 14, 2015. Upon further consideration, Joint Movants have determined as follows: that briefing is not required; that the case can be decided based upon the evidence at hearing; and that the briefing schedule be canceled. This motion is not intended to be precedent for any other case.

Considering that initial briefs otherwise are due on October 9, 2015, Joint Movants request that an expedited ruling be issued on their motion. Pursuant to Ohio Administrative Code Rule 4901-1-12(C), all parties to this proceeding have been contacted regarding this motion and request for expedited ruling. Joint Movants certify that each of the parties has consented to the cancellation of briefing and that no party objects to the issuance of a ruling on this joint motion without the filing of memoranda.

WHEREFORE, for the reasons set forth above, Joint Movants respectfully request the Commission to grant this motion on an expedited basis

Respectfully submitted,

BRUCE J. WESTON
OHIO CONSUMERS' COUNSEL

/s/ Dane Stinson
Maureen R. Grady, Counsel of Record
Reg. No. 0020847
Office of the Ohio Consumers' Counsel
10 West Broad Street, Suite 1800
Columbus, Ohio 43215-3485
(614) 466-9567
Maureen.grady@occ.ohio.gov
(will accept service via email)

/s/ Scott E. Elisar
Scott E. Elisar, Counsel of Record
Reg. No. 0081877
Samuel C. Randazzo (Reg. No. 0016386)
McNees Wallace & Nurick LLC
21 East State Street, 17th Floor
Columbus, Ohio 43215-4228
(614) 469-8000
selisar@mwncmh.com
sam@mwncmh.com
Counsel for Eramet Marietta Inc.

Dane Stinson (Reg. No. 0019101)

BRICKER & ECKLER LLP

100 South Third Street

Columbus, Ohio 43215-4291

(614) 227-4854

dstinson@bricker.com

(will accept service via email)

Outside Counsel for the Office of the Ohio
Consumers' Counsel

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing *Motion to Cancel Briefing Schedule and Request for Expedited Ruling* was served upon the following parties of record by e-mail and/or regular U.S. mail, this 29th day of September.

/s/ Dane Stinson

Steven T. Nourse
American Electric Power Corporation
1 Riverside Plaza, 29th Floor
Columbus, Ohio 43215
stnourse@aep.com

Christen M. Blend
Porter Wright Morris & Arthur LLP
41 South High Street
Columbus, Ohio 43215
cblend@porterwright.com

David F. Boehm
Michael L. Kurtz
Jody Kyler Cohn
Boehm, Kurtz & Lowry
36 East Seventh Street, Suite 1510
Cincinnati, Ohio 45202
dboehm@bklawfirm.com
mkurtz@bklawfirm.com
jkylercohn@bklawfirm.com

William L. Wright
Section Chief, Public Utilities Section
Werner L. Margard
Thomas McNamee
Assistant Attorneys General
Public Utilities Commission of Ohio
180 East Broad Street, 6th Floor
Columbus, Ohio 43215
William.Wright@puc.state.oh.us
Thomas.McNamee@puc.state.oh.us
Werner.margard@puc.state.oh.us

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

9/29/2015 9:24:25 AM

in

Case No(s). 09-0516-EL-AEC

Summary: Text Joint Motion to Cancel Briefing Schedule and Request For Expedited Ruling of The Ohio Consumers' Counsel and Eramet Marietta Inc. electronically filed by Teresa Orahod on behalf of Dane Stinson