

**UNITED STATES OF AMERICA**  
**BEFORE THE**  
**FEDERAL ENERGY REGULATORY COMMISSION**

Electric Power Supply Association, Retail	:	Docket No. EL16-33-000
Energy supply Association, Dynegy, Inc.,	:	
Eastern Interconnection, LLC, NRG	:	
Power Marketing, LLC, and GenOn	:	
Energy Management, LLC,	:	
	:	
Complainants,	:	
	:	
v.	:	
	:	
AEP Generation Resources, Inc., and	:	
Ohio Power Company,	:	
	:	
Respondents.	:	

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**MOTION TO FILE COMMENTS AFTER TIME**  
**SUBMITTED ON BEHALF OF**  
**THE PUBLIC UTILITIES COMMISSION OF OHIO**

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The Public Utilities Commission of Ohio (PUCO) respectfully requests leave of the Federal Energy Regulatory Commission (Commission) to file the attached comments.

The PUCO did not provide timely comments in this case because, at the time comments were due, a decision on case before it, specifically, *In the Matter of the Application Seeking Approval of Ohio Power Company's Proposal to Enter into an Affiliate Power Purchase Agreement for Inclusion in the Power Purchase Agreement Rider*, PUCO Case No. 14-1693-EL-RDR, was pending. That decision, though still subject to rehearing, has

now been made and lodged with the Commission. Some aspects of that decision may be useful for the Commission in its consideration of this case. To that end, the PUCO has attached comments which are a verbatim duplication of other comments being submitted by the PUCO today in this Commission's case numbers EL16-49-000 and EL16-34-000. By accepting these late-filed comments, this Commission will have a more complete record for its consideration. These comments were prepared as quickly as was possible considering the PUCO's examination of its own case and its requirement to approve comments only through public meetings which only occur weekly. These two considerations did not permit the PUCO to act until now. The PUCO does not believe that allowing its comments into the record of this case at this time, given that there has been no Commission action taken, will prejudice any party and will not burden or disrupt the development of the case.

The PUCO, therefore, respectfully requests this Commission accept the attached Comments.

Respectfully submitted,

/s/ Thomas W. McNamee

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**Attorney for the  
Public Utilities Commission of Ohio**

## **CERTIFICATE OF SERVICE**

I hereby certify that the foregoing has been served in accordance with 18 C.F.R. Section 385.2010 upon each person designated on the official service list compiled by the Secretary in this proceeding.

/s/ Thomas W. McNamee

**Thomas W. McNamee**

Dated at Columbus, Ohio this April 11, 2016.

**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

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**in**

**Case No(s). 93-7000-EL-FAD**

Summary: Motion to File Comments After Time submitted to the Federal Energy Regulatory Commission on April 11, 2016 by Assistant Attorney General Thomas McNamee on behalf of the Public Utilities Commission of Ohio to be filed in FERC Docket No. EL16-33-000, Electric Power Supply Assn., et al. v. AEP Generation Resources, et al. electronically filed by Kimberly L Keeton on behalf of Public Utilities Commission of Ohio