

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 to ) Case No. 14-1297-EL-SSO  
Provide for a Standard Service Offer )  
Pursuant to R.C. 4928.143 in the Form of )  
an Electric Security Plan. )

ENTRY

The attorney examiner finds:

- (1) Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company (collectively, FirstEnergy) are electric distribution utilities as defined in R.C. 4298.01(A)(6) and public utilities as defined in R.C. 4905.02 and, as such, are subject to the jurisdiction of this Commission.
- (2) R.C. 4928.141 provides that an electric distribution utility shall provide customers within its certified territory a standard service offer (SSO) of all competitive retail electric services necessary to maintain essential electric services to customers, including firm supply of electric generation services. The SSO may be either a market rate offer in accordance with R.C. 4928.142 or an electric security plan (ESP) in accordance with R.C. 4928.143.
- (3) On August 4, 2014, FirstEnergy filed an application pursuant to R.C. 4928.141 to provide for an SSO to provide generation pricing for the period of June 1, 2016, through May 31, 2019. The application is for an ESP, in accordance with R.C. 4928.143 (ESP IV).
- (4) On March 31, 2016, the Commission issued its Opinion and Order in this proceeding, approving FirstEnergy's application and the stipulations filed in this proceeding with several modifications (Opinion and Order). The Commission directed FirstEnergy to file tariffs consistent with the Opinion and Order by May 1, 2016. Opinion and Order at 99.

- (5) On April 27, 2016, the Federal Energy Regulatory Commission (FERC) issued an order granting a complaint filed the Electric Power Supply Association, the Retail Energy Supply Association, Dynegy Inc., Eastern Generation, LLC, NRG Power Marketing LLC, and GenOn Energy Management, LLC, and rescinding the waiver of its affiliate power sales restrictions previously granted to FirstEnergy Solutions Corporation. 155 FERC ¶ 61,101 (2016) (FERC Order).
- (6) On April 29, 2016, FirstEnergy filed a motion for an extension of time to file its tariffs in order to fully consider the FERC Order and its impact on the Companies' tariffs to be filed pursuant to the Opinion and Order.
- (7) On April 29, 2016, the attorney examiner granted FirstEnergy's request, noting that the new filing deadline would be established by a subsequent entry.
- (8) At this time, the attorney examiner directs the Companies to file their proposed tariffs, consistent with the Opinion and Order, by May 13, 2016. Such tariffs will be effective June 1, 2016, subject to Commission review and final approval.

It is, therefore,

ORDERED, That the Companies file proposed tariffs consistent with the Opinion and Order, by May 13, 2016. It is, further,

ORDERED, That a copy of this Entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/Megan Addison

By: Megan J. Addison  
Attorney Examiner

JRJ/sc

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

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**in**

**Case No(s). 14-1297-EL-SSO**

Summary: Attorney Examiner Entry directing Companies to file proposed tariffs consistent with the Opinion and Order by 05/13/2016. - electronically filed by Sandra Coffey on behalf of Megan Addison, Attorney Examiner, Public Utilities Commission of Ohio