

THE PUBLIC UTILITIES COMMISSION OF OH3IO

**IN THE MATTER OF THE COMMISSION'S
REVIEW OF ITS RULES FOR THE
ALTERNATIVE ENERGY PORTFOLIO
STANDARD CONTAINED IN CHAPTER
4901:1-40 OF THE OHIO ADMINISTRATIVE
CODE.**

CASE No. 12-2156-EL-ORD

**IN THE MATTER OF THE COMMISSION'S
REVIEW OF ITS RULES FOR ENERGY
EFFICIENCY PROGRAMS CONTAINED IN
CHAPTER 4901:1-39 OF THE OHIO
ADMINISTRATIVE CODE.**

CASE No. 13-651-EL-ORD

**IN THE MATTER OF THE AMENDMENT
OF OHIO ADMINISTRATIVE CODE CHAPTER
4901:1-40, REGARDING THE ALTERNATIVE
ENERGY PORTFOLIO STANDARD, TO
IMPLEMENT AM. SUB. S.B. 315.**

CASE No. 13-652-EL-ORD

THIRD ENTRY ON REHEARING

Entered in the Journal on June 5, 2019

I. SUMMARY

{¶ 1} The Commission grants the applications for rehearing filed by various parties for the purpose of further consideration of the matters specified in the applications for rehearing.

II. DISCUSSION

{¶ 2} R.C. 111.15(B) requires all state agencies to conduct a review, every five years, of their rules and to determine whether to continue their rules without change, amend their rules, or rescind their rules.

{¶ 3} On December 19, 2018, the Commission issued a Finding and Order (Finding and Order), addressing written comments filed by parties and revising certain rules within Ohio Adm.Code Chapters 4901:1-39 and 4901:1-40 based on the comments.

{¶ 4} On January 18, 2019, various parties filed applications for rehearing. Several parties also filed memorandum contra on January 28, 2019. On February 6, 2019, the Commission granted the applications for rehearing for the purpose of further consideration of the matters specified in the applications for rehearing.

{¶ 5} On April 10, 2019, the Commission issued a Second Entry on Rehearing, granting in part, the applications for rehearing filed by Ohio Power Company (AEP Ohio) and the Dayton Power & Light Company (DP&L); Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company (collectively, FirstEnergy); Duke Energy Ohio, Inc. (Duke); and Environmental Law & Policy Center, Environmental Defense Fund, Natural Resources Defense Council, and the Ohio Environmental Council (collectively, the Conservation Groups), and denying the applications for rehearing filed by Interstate Gas Supply, Inc. and the Ohio Consumers' Counsel.

{¶ 6} Pursuant to R.C. 4903.10, any party who has entered an appearance in a Commission proceeding may apply for rehearing with respect to any matters determined in that proceeding by filing an application within 30 days after the Commission's order is journalized.

{¶ 7} On May 10, 2019, Industrial Energy Users-Ohio (IEU) and the Conservation Groups timely filed applications for rehearing of the Commission's Second Entry on Rehearing.

{¶ 8} On May 20, 2019, FirstEnergy filed a memorandum contra to IEU and the Conservation Groups' applications for rehearing. On the same day, AEP Ohio and Duke jointly filed a memorandum contra to IEU's application for rehearing.

{¶ 9} Upon review, the Commission believes that the parties have set forth sufficient reasons to warrant further consideration of the matters specified in the

applications for rehearing. Accordingly, the parties' May 10, 2019 applications for rehearing should be granted.

III. ORDER

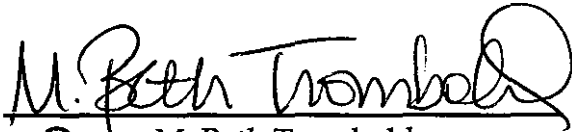
{¶ 10} It is, therefore,

{¶ 11} ORDERED, That the parties' May 10, 2019 applications for rehearing be granted for further consideration of the matters specified in the applications for rehearing. It is, further,

{¶ 12} ORDERED, That a copy of this Third Entry on Rehearing be served upon all commenters and parties of record in this matter.

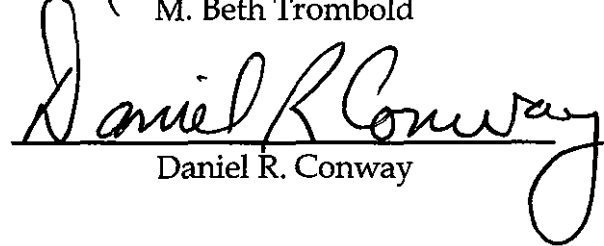
THE PUBLIC UTILITIES COMMISSION OF OHIO

Sam Randazzo, Chairman

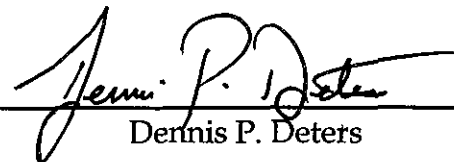


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JUN - 5 2019



Tanowa M. Troupe
Secretary