

**BOEHM, KURTZ & LOWRY**  
ATTORNEYS AT LAW  
36 EAST SEVENTH STREET, SUITE 1510  
CINCINNATI, OHIO 45202  
TELEPHONE (513) 421-2255  
TELECOPIER (513) 421-2764

**Via E-FILE**

May 21, 2020

Public Utilities Commission of Ohio  
PUCO Docketing  
180 E. Broad Street, 10th Floor  
Columbus, Ohio 43215

**In re: Case No. 16-776-EL-UNC, 17-957-EL-UNC, 17-2391-EL-UNC, 18-6000-EL-UNC**

Dear Sir/Madam:

Please find attached the OHIO ENERGY GROUP's (OEG) MOTION TO INTERVENE AND MEMORANDUM IN SUPPORT e-filed today in the above-referenced docket(s).

Copies have been served on all parties on the attached certificate of service. Please place this document of file.

Respectfully yours,

/s/ Michael L. Kurtz

Michael L. Kurtz, Esq.

Kurt J. Boehm, Esq.

Jody Kyler Cohn, Esq.

**BOEHM, KURTZ & LOWRY**

MLKkew

Encl.

Cc: Certificate of Service

**BEFORE THE  
PUBLIC UTILITIES COMMISSION OF OHIO**

IN THE MATTER OF THE PROCUREMENT OF	:	
STANDARD SERVICE OFFER GENERATION AS PART	:	
OF THE FOURTH ELECTRIC SECURITY PLAN FOR	:	CASE NO. 16-776-EL-UNC
CUSTOMERS OF OHIO EDISON COMPANY, THE	:	
CLEVELAND ELECTRIC ILLUMINATING COMPANY,	:	
AND THE TOLEDO EDISON COMPANY.	:	
	:	
IN THE MATTER OF THE PROCUREMENT OF	:	
STANDARD SERVICE OFFER GENERATION FOR	:	CASE NO. 17-957-EL-UNC
CUSTOMERS OF DAYTON POWER & LIGHT COMPANY	:	
	:	
IN THE MATTER OF THE PROCUREMENT OF	:	
STANDARD SERVICE OFFER GENERATION FOR	:	CASE NO. 17-2391-EL-UNC
CUSTOMERS OF OHIO POWER COMPANY	:	
	:	
IN THE MATTER OF THE PROCUREMENT OF	:	
STANDARD SERVICE OFFER GENERATION FOR	:	CASE NO. 18-6000-EL-UNC
CUSTOMERS OF DUKE ENERGY OHIO, INC.	:	

---

---

**THE OHIO ENERGY GROUP'S  
MOTION FOR LEAVE TO INTERVENE**

---

Pursuant to the Ohio Rev. Code §4903.221 and Ohio Admin. Code §4901-1-11, the Ohio Energy Group (“OEG”) moves for leave to intervene in this proceeding. The Public Utility Commission of Ohio (“Commission”) should grant OEG leave to intervene because OEG has a real and substantial interest in the proceeding, and the Commission’s disposition of this proceeding may impair or impede OEG’s ability to protect that interest.

Respectfully submitted,

/s/ Michael L. Kurtz

Michael L. Kurtz, Esq.

Kurt J. Boehm, Esq.

Jody Kyler Cohn, Esq.

**BOEHM, KURTZ & LOWRY**

36 East Seventh Street, Suite 1510

Cincinnati, Ohio 45202

Ph: (513) 421-2255 Fax: (513) 421-2764

E-Mail: [mkurtz@BKLawfirm.com](mailto:mkurtz@BKLawfirm.com)

[kboehm@BKLawfirm.com](mailto:kboehm@BKLawfirm.com)

[jkylercohn@BKLawfirm.com](mailto:jkylercohn@BKLawfirm.com)

May 21, 2020

**COUNSEL FOR OHIO ENERGY GROUP**

**BEFORE THE  
PUBLIC UTILITIES COMMISSION OF OHIO**

IN THE MATTER OF THE PROCUREMENT OF	:	
STANDARD SERVICE OFFER GENERATION AS PART	:	
OF THE FOURTH ELECTRIC SECURITY PLAN FOR	:	CASE NO. 16-776-EL-UNC
CUSTOMERS OF OHIO EDISON COMPANY, THE	:	
CLEVELAND ELECTRIC ILLUMINATING COMPANY,	:	
AND THE TOLEDO EDISON COMPANY.	:	
	:	
IN THE MATTER OF THE PROCUREMENT OF	:	
STANDARD SERVICE OFFER GENERATION FOR	:	CASE NO. 17-957-EL-UNC
CUSTOMERS OF DAYTON POWER & LIGHT COMPANY	:	
	:	
IN THE MATTER OF THE PROCUREMENT OF	:	
STANDARD SERVICE OFFER GENERATION FOR	:	CASE NO. 17-2391-EL-UNC
CUSTOMERS OF OHIO POWER COMPANY	:	
	:	
IN THE MATTER OF THE PROCUREMENT OF	:	
STANDARD SERVICE OFFER GENERATION FOR	:	CASE NO. 18-6000-EL-UNC
CUSTOMERS OF DUKE ENERGY OHIO, INC.	:	

---

---

**MEMORANDUM IN SUPPORT OF  
THE OHIO ENERGY GROUP'S  
MOTION TO INTERVENE**

---

Pursuant to Ohio Rev. Code §4903.221 and Ohio Admin. Code §4901-01-11, the Public Utility Commission of Ohio (“Commission”) should grant the Ohio Energy Group (“OEG”) leave to intervene in this proceeding.

OEG is a non-profit entity organized to represent the interests of large industrial customers in electric and gas regulatory proceedings before the Public Utility Commission of Ohio (“Commission”). OEG’s members who are participating in this intervention are: Air Products and Chemicals, Inc., AK Steel Corporation, ArcelorMittal USA LLC, BP-Husky Refining, LLC, Cargill, Incorporated, Charter Steel, Elyria Foundry, Fiat Chrysler Automobile US LLC, Ford Motor Company, GE Aviation, General Motors LLC, Greif, Inc., Johns Manville, Martin Marietta Magnesia Specialties, LLC, Materion Brush Inc., Messer LLC, Miller Coors LLC, Nature Fresh Farms USA LLC, North Star BlueScope Steel, LLC, POET Biorefining, Praxair Inc., PTC Alliance Holding Corporation, TimkenSteel Corporation and Worthington Industries. These companies purchase electric distribution

services from Ohio Edison Company, The Cleveland Electric Illuminating Company, the Toledo Edison Company, Dayton Power and Light Company and Duke Energy Ohio, Inc. Therefore, the interests of OEG's members may be directly affected by the outcome of this proceeding. OEG intends to play a constructive role in this case and provide information which will assist the Commission.

No other party to this proceeding can adequately represent OEG's interest. Intervention would not unduly delay the proceeding nor unjustly prejudice any existing party.

Accordingly, OEG has a real and substantial interest and is entitled to intervene in this action under Ohio Rev. Code §4903.221 and Ohio Admin. Code §4901-1-11.

Respectfully submitted,

/s/ Michael L. Kurtz

Michael L. Kurtz, Esq.

Kurt J. Boehm, Esq.

Jody Kyler Cohn, Esq.

**BOEHM, KURTZ & LOWRY**

36 East Seventh Street, Suite 1510

Cincinnati, Ohio 45202

Ph: 513.421.2255 Fax: 513.421.2764

E-Mail: [mkurtz@BKLawfirm.com](mailto:mkurtz@BKLawfirm.com)

[kboehm@BKLawfirm.com](mailto:kboehm@BKLawfirm.com)

[jkylercohn@BKLawfirm.com](mailto:jkylercohn@BKLawfirm.com)

**COUNSEL FOR THE OHIO ENERGY GROUP**

May 21, 2020

## CERTIFICATE OF SERVICE

In accordance with Rule 4901-1-05, Ohio Administrative Code, the PUCO's e-filing system will electronically serve notice of the filing of this document on the parties referenced on the service list of the docket card who have electronically subscribed to this case. In addition, the undersigned certifies that a courtesy copy of the foregoing document is also being served (via electronic mail) on the 21<sup>st</sup> day of May, 2020 to the following:

/s/ Michael L. Kurtz

Michael L. Kurtz, Esq.

Kurt J. Boehm, Esq.

Jody Kyler Cohn, Esq.

\*BREMER, DOROTHY  
PUCO STAFF  
180 E. BROAD STREET  
COLUMBUS OH43215

\*ENDRIS, ROBERT M MR  
FIRSTENERGY CORP  
76 S MAIN ST  
AKRON OH44308

KINGERY, JEANNE W  
DUKE ENERGY BUSINESS SERVICES  
139 E FOURTH ST  
CINCINNATI OH45202

\*BENEDICT, TIMOTHY W MR.  
PUCO STAFF  
180 E. BROAD ST.  
COLUMBUS OH43215

\*STROM, RAYMOND W.  
PUCO STAFF  
180 EAST BROAD ST.  
COLUMBUS OH43215

\*BROWN, ERIC R  
THE DAYTON POWER AND LIGHT COMPANY  
MACGREGOR PARK 1065 WOODMAN DR.  
DAYTON OH45432

VAYSMAN, LARISA  
DUKE ENERGY OHIO INC  
139 EAST FOURTH STREET, ML 1303  
CINCINNATI OH45202

\*MOLTER, ZEE  
180 EAST BROAD ST  
COLUMBUS OH43215

\*JABER, HANI S MR.  
DPL  
1065 WOODMAN DR  
DAYTON OH45432

D'ASCENZO, ROCCO O ATTORNEY AT LAW  
DUKE ENERGY OHIO  
139 EAST FOURTH ST, 1303-MAIN  
CINCINNATI OH45202

\*SCOTT, TONNETTA MS.  
OHIO ATTORNEY GENERAL  
30 EAST BROAD STREET  
COLUMBUS OH43215

VAYSMAN, LARISA  
DUKE ENERGY OHIO INC  
139 EAST FOURTH STREET, ML 1303  
CINCINNATI OH45202

\*KING, KELLI C  
PUCO  
180 E. BROAD ST.  
COLUMBUS OH43215

\*COCHERN, CARYS  
DUKE ENERGY  
155 EAST BROAD ST 20TH FLOOR  
COLUMBUS OH43215

\*ALEXANDER, TREVOR MR.  
CALFEE, HALTER & GRISWOLD, LLP  
21 E. STATE ST., SUITE 1100  
COLUMBUS OH43215

\*YIP, YVETTE L MS.  
OHIO ATTORNEY GENERAL'S OFFICE -  
PUBLIC UTILITIES  
30 EAST BROAD STREET, 16TH FLOOR  
COLUMBUS OH43215

\*KEETON, KIMBERLY L  
OHIO ATTORNEY GENERAL'S OFFICE  
PUBLIC UTILITIES SECTION 30 EAST BROAD  
STREET, 16TH FLOOR  
COLUMBUS OH43215

OHIO EDISON COMPANY VP OF RATES & REG  
AFFAIRS  
WILLIAM R RIDMANN  
76 S MAIN ST  
AKRON OH 44308

TOLEDO EDISON COMPANY VP OF RATES &  
REG AFFAIRS  
EILEEN M MIKKELSEN  
76 S MAIN ST  
AKRON OH 44308

\*BENEDICT, TIMOTHY W MR.  
PUCO STAFF  
180 E. BROAD ST.  
COLUMBUS OH43215

\*SNIDER, MATTHEW D MR.  
PUBLIC UTILITIES COMMISSION  
180 EAST BROAD STREET  
COLUMBUS OH43215

\*NAEDER, KIMBERLY M MRS.  
AGO  
30 E. BROAD STREET  
COLUMBUS OH43215

VAYSMAN, LARISA  
DUKE ENERGY OHIO INC  
139 EAST FOURTH STREET, ML 1303  
CINCINNATI OH45202

\*CHILCOTE, HEATHER A  
PUBLIC UTILITIES COMMISSION OF OHIO  
180 EAST BROAD STREET  
COLUMBUS OH43215

\*OLIKER, JOSEPH E. MR.  
IGS ENERGY  
6100 EMERALD PARKWAY  
DUBLIN OH43016

\*LEE, JULIE A. MRS.  
DUKE ENERGY  
139 EAST 4TH STREET  
CINCINNATI OH45202

\*GATES, DEBBIE L MRS.  
DUKE ENERGY  
139 EAST FOURTH STREET 1303-MAIN  
CINCINNATI OH 45201

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

**Commission of Ohio Docketing Information System on**

**5/21/2020 3:47:56 PM**

**in**

**Case No(s). 16-0776-EL-UNC, 17-0957-EL-UNC, 17-2391-EL-UNC, 18-6000-EL-UNC**

Summary: Motion Ohio Energy Group (OEG) Motion to Intervene and Memorandum in Support electronically filed by Mr. Michael L. Kurtz on behalf of Ohio Energy Group