

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Determination of the)	
Existence of Significantly Excessive)	Case No. 18-857-EL-UNC
Earnings for 2017 under the Electric Security)	
Plans of Ohio Edison Company, The)	
Cleveland Electric Illuminating Company,)	
and The Toledo Edison Company)	
)	
In the Matter of the Determination of the)	
Existence of Significantly Excessive)	Case No. 19-1338-EL-UNC
Earnings for 2018 under the Electric Security)	
Plans of Ohio Edison Company, The)	
Cleveland Electric Illuminating Company,)	
and The Toledo Edison Company)	
)	
In the Matter of the Determination of the)	
Existence of Significantly Excessive)	Case No. 20-1034-EL-UNC
Earnings for 2019 under the Electric Security)	
Plans of Ohio Edison Company, The)	
Cleveland Electric Illuminating Company,)	
and The Toledo Edison Company)	
)	
In the Matter of the Quadrennial Review by)	
R.C. 4928.143(E) for the Electric Security)	Case No. 20-1476-EL-UNC
Plans of Ohio Edison Company, The)	
Cleveland Electric Illuminating Company,)	
and The Toledo Edison Company)	
)	

MOTION FOR LEAVE TO FILE SUPPLEMENTAL TESTIMONY

Pursuant to Rule 4901-1-12 of the Ohio Administrative Code, Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company (collectively, “Companies” and individually, “Company”) respectfully move the Public Utilities Commission of Ohio (“Commission”) for leave to file the Supplemental Testimony of Joseph M. Storsin, Jr. and

the Second Supplemental Testimony of Tracy M. Ashton (together, the “Supplemental Testimony”).

In the above-captioned proceedings, Companies’ witness Storsin filed Direct Testimony on March 1, 2021 (“Storsin Direct”), and Companies’ witness Ashton submitted Direct and Supplemental Testimony on March 1, 2021 (“Ashton Direct”). As explained in the Ashton Direct, the Companies committed for purposes of transparency to supplement the testimony filed on March 1, 2021, to provide Company-specific financial information that was unavailable at that time.¹ Allowing the Companies to honor their commitment to provide supplemental information will not delay the proceedings nor will it prejudice any party. On the contrary, the Commission should grant this Motion for Leave to File Supplemental Testimony (“Motion”), as doing so will promote greater transparency and set the stage for expedited resolution of these consolidated cases, several of which have been pending for years. The reasons for granting this Motion are more fully set forth in the accompanying Memorandum in Support.

¹ See Direct and Supplemental Testimony of Tracy M. Ashton (March 1, 2021) (“Ashton Direct”), p. 6, fn 2 (“Consistent with current law, the Companies are providing their prospective total earned return on common equity. For transparency, the Companies are also in the process of preparing individual prospective returns on equity for each of the Companies, and when those individual figures are ready the Companies will supplement their testimony.”).

Respectfully submitted,

/s/ N. Trevor Alexander

Brian J. Knipe (0090299)

FirstEnergy Service Company

76 South Main Street

Akron, OH 44308

(330) 384-5795

bknipe@firstenergycorp.com

N. TREVOR ALEXANDER (0080713)

MARK T. KEANEY (0095318)

BENESCH, FRIEDLANDER, COPLAN &
ARONOFF LLP

41 S. High St.

2600 Huntington Center

Columbus, Ohio 43215

Telephone: (614) 223-9363

Fax: (614) 223-9330

tallexander@beneschlaw.com

mkeaney@beneschlaw.com

*Attorneys for Ohio Edison Company, The
Cleveland Electric Illuminating Company,
and The Toledo Edison Company*

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Determination of the)	
Existence of Significantly Excessive)	Case No. 18-857-EL-UNC
Earnings for 2017 under the Electric Security)	
Plans of Ohio Edison Company, The)	
Cleveland Electric Illuminating Company,)	
and The Toledo Edison Company)	
)	
In the Matter of the Determination of the)	
Existence of Significantly Excessive)	Case No. 19-1338-EL-UNC
Earnings for 2018 under the Electric Security)	
Plans of Ohio Edison Company, The)	
Cleveland Electric Illuminating Company,)	
and The Toledo Edison Company)	
)	
In the Matter of the Determination of the)	
Existence of Significantly Excessive)	Case No. 20-1034-EL-UNC
Earnings for 2019 under the Electric Security)	
Plans of Ohio Edison Company, The)	
Cleveland Electric Illuminating Company,)	
and The Toledo Edison Company)	
)	
In the Matter of the Quadrennial Review by)	
R.C. 4928.143(E) for the Electric Security)	Case No. 20-1476-EL-UNC
Plans of Ohio Edison Company, The)	
Cleveland Electric Illuminating Company,)	
and The Toledo Edison Company)	
)	

**MEMORANDUM IN SUPPORT OF
MOTION FOR LEAVE TO FILE SUPPLEMENTAL TESTIMONY**

As the procedural schedule in the above-captioned proceedings required, Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company (collectively, “Companies” and individually, “Company”) filed the Direct Testimony of Joseph M. Storsin, Jr. (“Storsin Direct”) and the Direct and Supplemental Testimony of Tracy M.

Ashton² (“Ashton Direct”) on March 1, 2021 (collectively, “March 1 Testimony”). In the Ashton Direct, the Companies noted that they were “in the process of preparing individual prospective returns on equity for each of the Companies, and when those individual figures are ready the Companies will supplement their testimony.”³ Having now compiled the updated, Company-specific information, the Companies seek leave to file the Supplemental Testimony of Joseph M. Storsin, Jr. and the Second Supplemental Testimony of Tracy M. Ashton (together, the “Supplemental Testimony”), which is being filed contemporaneously herewith.⁴

Importantly, the Supplemental Testimony is not presented for purposes of delay, but to furnish the parties with updated financial information on a Company specific-basis, which should improve transparency and enable expedited resolution of these proceedings.⁵ Specifically, the Companies have not only supplemented the March 1 Testimony by providing the individual prospective returns on equity for each of the Companies,⁶ but also the Companies have provided actual and projected income statements and balance sheet information broken

² Ms. Tracy Ashton previously filed Direct Testimony on behalf of the Companies in two of the four consolidated cases in these proceedings: Case No. 19-1338-EL-UNC and 20-1034-EL-UNC. To account for the filing of Ms. Ashton’s Direct Testimony in Case No. 19-1338-EL-UNC and 20-1034-EL-UNC, the testimony filed by Ms. Ashton on March 1, 2021, in all four consolidated proceedings was labeled “Direct and Supplemental Testimony of Tracy M. Ashton.”

³ Ashton Direct, p. 6, fn 2.

⁴ Although the body of the Supplemental Testimony is not confidential, the schedules and attachments to the Supplemental Testimony (namely, Schedule JMS-1-Supplemental – Actual and Projected Income Statements; Schedule JMS-2-Supplemental – Actual and Projected Balance Sheets; Schedule TMA-1-Supplemental: Prospective SEET Return on Equity Calculation; Schedule TMA-2-Supplemental: Prospective SEET Net Income Calculation; and Schedule TMA-3-Supplemental: Prospective SEET Common Equity Calculation (collectively, the “Confidential Supplemental Schedules”)) contain confidential and proprietary business information. Accordingly, in conjunction with filing the instant Motion, the Companies have filed a Motion for Protective Order to guard the confidentiality of proprietary information contained in the Confidential Supplemental Schedules.

⁵ See OCC Motion to Compel (October 5, 2020), Case No. 20-1034-EL-UNC.

⁶ See Second Supplemental Testimony of Tracy M. Ashton.

down by individual Company, which include the final actual results for calendar year 2020 instead of using the preliminary actual results set forth in the May 1 Testimony.⁷

Granting the Companies leave to file the Supplemental Testimony will not unduly prejudice the intervening parties or unnecessarily delay resolution of the matter. Instead, it will promote greater transparency with respect to the Company-specific financial information, which, in turn, should expedite resolution of these consolidated proceedings, some of which have been pending for years. The Companies would not oppose an intervenor's request for a reasonable extension of the April 19 deadline for the service of discovery. Finally, granting the Motion will have no impact on the prehearing conference schedule or the evidentiary hearing date, as neither has been established by the Commission yet.

For the reasons stated herein, the Companies respectfully request the Commission grant the Companies leave to file the Supplemental Testimony in these proceedings.

⁷ See Supplemental Testimony of Joseph M. Storsin, Jr.

Respectfully submitted,

/s/ N. Trevor Alexander

Brian J. Knipe (0090299)

FirstEnergy Service Company

76 South Main Street

Akron, OH 44308

(330) 384-5795

bknipe@firstenergycorp.com

N. TREVOR ALEXANDER (0080713)

MARK T. KEANEY (0095318)

BENESCH, FRIEDLANDER, COPLAN &
ARONOFF LLP

41 S. High St.

2600 Huntington Center

Columbus, Ohio 43215

Telephone: (614) 223-9363

Fax: (614) 223-9330

talAlexander@beneschlaw.com

mkeaney@beneschlaw.com

*Attorneys for Ohio Edison Company, The
Cleveland Electric Illuminating Company,
and The Toledo Edison Company*

CERTIFICATE OF SERVICE

I certify that the foregoing Motion for Leave to File Supplemental Testimony was served this 20th day of April, 2021. The Commission's Docketing Information System will electronically serve notice of the filing of this document on all parties of record.

/s/ Mark T. Keaney
*One of the Attorneys for Ohio Edison
Company, The Cleveland Electric
Illuminating Company, and The Toledo
Edison Company*

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

4/20/2021 2:00:31 PM

in

Case No(s). 18-0857-EL-UNC, 19-1338-EL-UNC, 20-1034-EL-UNC, 20-1476-EL-UNC

Summary: Motion Motion for Leave to File Supplemental Testimony and Memorandum in Support electronically filed by Mark T Keaney on behalf of Ohio Edison Company and The Cleveland Electric Illuminating Company and The Toledo Edison Company