

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Applications of )  
Columbus Southern Power Company and )  
Ohio Power Company for Approval of ) Case Nos. 99-1729-EL-ETP  
Their Electric Transition Plans and for ) 99-1730-EL-ETP  
Receipt of Transition Revenues. )

ENTRY

The attorney examiner finds:

- (1) On September 28, 2000, the Commission issued an opinion and order in these proceedings. As part of that decision, the Commission granted confidential treatment, for an 18-month period, to portions of the evidence in the record. Specifically, the protected items are:
  - (a) Three pages of the direct testimony of Edward Kahn (AEP Ex. 12, Attach. EPK-2, at 6, 10, 11). Those pages reveal historic and forecasted operation and maintenance expenses by generating unit and a forecast of heat rates by generating unit.
  - (b) Projected emission allowance balances for the years ending 1999 and 2000 (AEP Ex. 2, Part F).
  - (c) Two attachments to the direct testimony of Oliver Sever (AEP Ex. 23, Attach. OJS-1 and OJS-2). Those pages address historic and forecasted fixed and variable operating and maintenance expenses by generating unit and projected fuel costs by generating unit.
  - (d) Study regarding customer switching (AEP Ex. 2, Part H).

That 18-month period expired March 28, 2002.

- (2) On February 11, 2002, Columbus Southern Power Company and Ohio Power Company jointly filed a request to renew the protective order with respect to some of the above items. The companies contend that some of the items are still sensitive information and could provide competitors with valuable insight. Therefore, the companies seek to keep, under seal, the following: three pages of Mr. Kahn's workpapers (AEP Ex. 12, Attach. EPK-2, at 6, 10, 11), one exhibit to Mr. Sever's testimony

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(AEP Ex. 23, Attach. OJS-1), and the customer switching study (AEP Ex. 2, Part H). The companies seek renewed protective treatment for only these documents for a 36-month period. The companies states that the end of 36 months is near the end of the market development period and would be when protected status will no longer be needed.

- (3) Upon review, the attorney examiner finds that there is good cause to grant the companies' motion to renew the protective order in these cases. It appears to the examiner that the conditions under which the Commission originally placed these three items under seal have not changed dramatically. As a result, the examiner is willing to extend the confidential treatment for the requested items (namely, three pages of Mr. Kahn's workpapers [AEP Ex. 12, Attach. EPK-2, at 6, 10, 11], one exhibit to Mr. Sever's testimony [AEP Ex. 23, Attach. OJS-1], and the customer switching study [AEP Ex. 2, Part H]). Accordingly, those three items currently under seal in these proceedings shall remain redacted from the public record for a 36-month period, pursuant to Rule 4901-1-24, Ohio Administrative Code.
- (4) Any party wishing to again extend this confidential treatment for the three items should file an appropriate motion at least 45 days in advance of the new expiration date. For 36 months from the date of this entry, the Docketing Division of the Commission should maintain under seal the three items noted above.

It is, therefore,

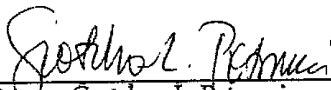
ORDERED, That the February 11, 2002, motion to renew the protective order is granted. It is, further,

ORDERED, That, for 36 months from the date of this entry, the Docketing Division of the Commission should continue to maintain under seal the following information which is currently under seal in these dockets: three pages of Mr. Kahn's workpapers (AEP Ex. 12, Attach. EPK-2, at 6, 10, 11), one exhibit to Mr. Sever's testimony (AEP Ex. 23, Attach. OJS-1), and the customer switching study (AEP Ex. 2, Part H). It is, further,

ORDERED, That the Docketing Division of the Commission release from protected status the following exhibits that were previously given protected treatment in these dockets: projected emission allowance balances for the years ending 1999 and 2000 (AEP Ex. 2, Part F) and one exhibit to Mr. Sever's testimony (AEP Ex. 23, Attach. OJS-2). It is, further,

ORDERED, That a copy of this entry be served upon Columbus Southern Power Company, Ohio Power Company, their counsel, and all other parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

  
By: \_\_\_\_\_

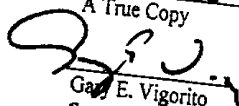
Gretchen L. Petrucci  
Attorney Examiner

geb *em*

Entered in the Journal

APR 8 2002

A True Copy

  
Gary E. Vigorito  
Secretary