**UNITED STATES OF AMERICA**

**BEFORE THE**

**FEDERAL ENERGY REGULATORY COMMISSION**

|  |  |
| --- | --- |
| PJM Interconnection, L.L.C. : | Docket No. ER12-513-000 |

**MOTION TO INTERVENE AFTER TIME**

**SUBMITTED ON BEHALF OF**

**THE PUBLIC UTILITIES COMMISSION OF OHIO**

The Public Utilities Commission of Ohio (PUCO) respectfully moves, pursuant to 18 C.F.R. Section 385.214, to intervene as a party in this proceeding after the December 22, 2011 date established in the Notice of Filing in this case. The late intervention occurs because the recent announcement of the planned retirement of 14 coal-fired units at six plants by FirstEnergy Solutions has contributed to the formation of a new separate ATSI sub-region (or local delivery area [LDA]) within the PJM footprint for purposes of the 2015/2016 Reliability Pricing Model (RPM) Base Residual Auction (BRA). The planned retirement of approximately 2,200 MW of generation located in the ATSI zone and the formation of a new separate LDA could have a dramatic impact on electric prices for the State of Ohio’s consumers located in the ATSI region, which necessitates the Ohio’s Commission’s intervention in this proceeding.

1. All further communications in these dockets should be addressed to:

|  |  |
| --- | --- |
| Daniel Shields  Federal Energy Advocate  Public Utilities Commission of Ohio  180 East Broad St., 3rd Floor  Columbus, OH 43215  614.644.7797  [daniel.shields@puc.state.oh.us](mailto:daniel.shields@puc.state.oh.us) | Thomas W. McNamee  Counsel for  The Public Utilities Commission of Ohio  180 East Broad St., 6th Floor  Columbus, OH 43215  614.466.4397  [thomas.mcnamee@puc.state.oh.us](mailto:thomas.mcnamee@puc.state.oh.us) |

2. The Public Utilities Commission of Ohio is the state regulatory agency charged in Ohio with economic and other regulatory powers over electric utilities in Ohio all of whom are members of PJM. Ohio Revised Code Title 49. The Public Utilities Commission of Ohio is, therefore, a state commission as defined in the Federal Power Act and in the Commission's Rules of Practice and Pro­cedure. 18 C.F.R. § 1.101(k) (2012).

3. The issues in this case may have a significant impact on the ability of the Public Utilities Commission of Ohio’s ability to carryout its statutory obligations regard­ing the elec­tricity markets in the State of Ohio. Therefore, the PUCO respectfully requests interven­tion herein.

1. The PUCO is willing to take the record as it is and no party could be prejudiced by the grant of intervention at this early date before any settlement discussions have been initiated.

Respectfully submitted,

*/s/ Thomas W. McNamee*

**Thomas W. McNamee**

180 East Broad Street

Columbus, OH 43215-3793

(614) 466-4396

FAX: (614) 644-8764

[thomas.mcnamee@puc.state.oh.us](mailto:thomas.mcnamee@puc.state.oh.us)

**Attorney for the**

**Public Utilities Commission of Ohio**

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing was served in accordance with 18 C.F.R. Sec. 385.2010 upon each person designated on the official service list compiled by the Secre­tary in this pro­ceeding.

*/s/ Thomas W. McNamee*

**Thomas W. McNamee**

Assistant Attorney General

Dated at Columbus, Ohio this February 6, 2012