**BEFORE THE**

**UNITED STATES OF AMERICA**

**FEDERAL ENERGY REGULATORY COMMISSION**

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| Constellation Energy Commodities  Group, Inc. | :  : | Docket No. IN12-7-000 |

**REQUEST FOR DISBURSEMENT**

**SUBMITTED ON BEHALF OF**

**THE PUBLIC UTILITIES COMMISSION OF OHIO**

Comes now the Public Utilities Commission of Ohio (Ohio Commission) pursuant to the Order Confirming Rulings from the October 4, 2012 Oral Argument and respect­fully submits its Request for Disbursement. On October 17, 2012, the Public Utilities Commission of Ohio and the Office of Ohio Consumers’ Counsel submitted a Response of the Public Utilities Commission of Ohio and the Office of Ohio Consumers’ Counsel wherein a proposal was made that the $700,200 disgorgement allocation for the State of Ohio should be split between the Public Utilities Commission of Ohio and the CAPS group. The Public Utilities Commission of Ohio and the Office of Ohio Consumers’ Counsel are the only designated eligible state agencies in Ohio. The proposal was that the CAPS group should receive 20%, or $140,160, and the Public Utilities Commission of Ohio should receive the 80% balance or $560,160. This division of the funds would exhaust the portion of the disgorgement allocated to the State of Ohio. This proposal was approved by the Order Approving Ohio Allocation and Distribution Proposal issued October 19, 2012.

It has recently come to the attention of the Public Utilities Commission of Ohio that a slight error in calculation means that the allotment of the disgorgement funds to PJM was overstated by $1200.00. It has been suggested that this error be corrected by reducing the amounts allocated to each state by 1/14 of $1200.00, or $85.71. The Public Utilities Commission of Ohio accepts this approach and would therefore reduce the amount of its request proportionally. Specifically this would be 80% of the $85.71 or $68.57. Thus the Public Utilities Commission of Ohio would reduce its request from the previously authorized amount to $560,091.43 (560,160 – 68.57 = 560,091.43). It is further understood by the Public Utilities Commission of Ohio that a proportional reduc­tion will be agreed by the Office of the Ohio Consumers’ Counsel through a pleading by the CAPS group which will result in the total amount of disgorgement funds, reduced by this correction, allocated to the State of Ohio being exhausted.

Pursuant to the direction contained within the Order Confirming Rulings from the October 4, 2012 Oral Argument and its understanding of the erroneous calculation as described above, the Public Utilities Commission of Ohio respectfully submits its Request for Disbursement of its share, $560, 091.43, with the relevant transfer infor­mation to be provided pursuant to the Order Confirming Rulings from the October 4, 2012 Oral Argument.

Wherefore the Public Utilities Commission of Ohio asks that the $560,091.43 of the disgorgement approved for it be disbursed in accordance with the above.

Respectfully submitted,

*/s/ Thomas W. McNamee*

**Thomas W. McNamee**

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**On behalf of**

**The Public Utilities Commission of Ohio**

Dated at Columbus, Ohio this October 30, 2012

# CERTIFICATE OF SERVICE

I hereby certify that the foregoing have been 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**

Dated at Columbus, Ohio this October 30, 2012.