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December 10, 2009

Re: Burger Plant and Renewable Energy Credits

To Whom It May Concern:

Earlier this year we announced our plans to repower units 4 and 5 at the R.E. Burger Plant in Shadyside, Ohio, to generate electricity principally with biomass, thereby further diversifying our generation portfolio and continuing our support of state and federal efforts to increase the availability of renewable energy sources. When the modification is complete, the Burger Plant is expected to be one of the largest biomass facilities in the United States. In addition, we are submitting the attached application to the PUCO for Certification of the Burger Plant as an Ohio Renewable Energy Resource.

As you may know, the applicable provisions of the Ohio Revised Code provide that renewable energy credits may be used for the purpose of complying with state renewable energy and solar energy resource requirements. Further, R.C. Section 4928.65 states, in part:

... for a generating facility of seventy-five megawatts or greater that is situated within this state and **has committed by December 31, 2009**, to modify or retrofit its generating unit or units to enable the facility to generate principally from biomass energy by June 30, 2013, each megawatt hour of electricity generated principally from that biomass energy shall equal, in units of credit, the product obtained by multiplying the actual percentage of biomass feedstock heat input used to generate such megawatt hour by the quotient obtained by dividing the then existing unit dollar amount used to determine a renewable energy compliance payment as provided under division (C)(2)(b) of section 4928.64 of the Revised Code by the then existing market value of one renewable energy credit, but such megawatt hour shall not equal less than one unit of credit... (*emphasis added*)

Pursuant to this provision of Ohio law, this letter, and the attached *Joint Motion To Modify Consent Decree With Order Modifying Consent Decree*, serve as FirstEnergy Solutions' commitment to modify the R.E. Burger Plant - a generating facility of greater than seventy-five megawatts situated in this state - to enable the facility to generate principally from biomass energy by June 30, 2013.

We appreciate the opportunity to provide this commitment and to answer any further questions that you may have regarding the Burger facility.

Regards,

