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|---|---|--|---|---|---|

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January 16, 2007

RECEIVED-DOCKETING DIV  
 2007 JAN 16 PM 4:54  
 PUCO

Ms. René Jenkins  
 Secretary, Public Utilities Commission of Ohio  
 180 East Broad Street, 13th Floor  
 Columbus, Ohio 43215-3793

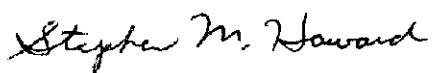
Re: Case No. 07-29-HC-AIS

Dear Ms. Jenkins:

On January 11, 2007, I filed a joint Application on behalf of Akron Thermal, Limited Partnership and Akron Thermal Cooling, LLC seeking authority to enter into an arrangement with the Summit County Port Authority for the issuance of revenue bonds, term loan, and the modification of a lease. It has been brought to my attention that there was an error on page 5, paragraph 15, and line 5. The phrase "company's primary depository institution." should have read "companies' primary depository institution." I am filing a revised page five which corrects this error. Please accept this page as superseding the page five that appeared in the January 11, 2007 version.

I apologize for any inconvenience. Thank you in advance for your cooperation.

Sincerely yours,



Stephen M. Howard

SMH/jab

Enclosures

cc: Raman Ravisankar  
 David Hodgden  
 Shahid Mahmud  
 Jeff Hecker

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 Technician 76 Date Processed 1-17-07

## TERM LOAN

15. Thermal and Cooling seek Commission approval of a term loan of up to \$1.5 million from FirstMerit Bank, N.A. ("FirstMerit") The purpose of the term loan will be to provide working capital to Thermal and Cooling. The funds from the term loan will be placed in FirstMerit Bank to be drawn down as needed, and FirstMerit will be the companies' primary depository institution. The term of the term loan is 120 months from the date of closing and the amortization will be over ten years. There will be 120 monthly principal and interest payments. The rate will be a 10 year COF plus 250 bps, but the facility will be re-priced annually. FirstMerit will have a first and best blanket lien position on all business assets including, but not limited to, accounts, inventory, equipment and intangibles, as well as an assignment of the leasehold interest. FirstMerit will also have a first and best security interest in \$150,000 in account at FirstMerit. There will be fees of \$7,500 plus out-of-pocket expenses. Thermal Ventures II, LP will be a guarantor and there will be a Support Agreement from the City of Akron which will provide credit enhancement to this facility. Attached as Exhibit 1(B) is the financing commitment/term sheet from FirstMerit.

## MODIFICATION TO OPERATING LEASE

16. The existing lease between the City of Akron and Thermal which was approved by the Commission in Case No. 97-1059-HT-AIS is being modified. Modifications will be filed when they become available.

17. Attached are the following exhibits submitted in support of this Application:

Exhibit 1A – Summit County Port Authority Revenue Bonds, Executive Summary and Resolution Subject to Approval