

FILE

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PUCO

August 7, 2007

Docketing Division
PUCO
180 East Broad Street
Columbus, Ohio 43215

Re: Case Nos. 07-796-EL-ATM and 07-797-EL-AAM

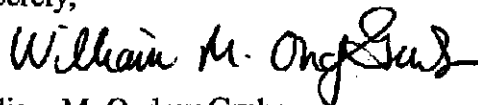
To Docketing:

Please accept the enclosed original and fifteen copies of the Motion to Intervene and Memorandum in Support of Citizen Power in the above-named cases.

Please file the original and fourteen copies of the Motion in the above-named cases, and send a time-stamped copy to me in the enclosed self-addressed envelope.

Thank you for your assistance and cooperation.

Sincerely,



William M. Ondrey Gruber

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Technician Jo Date Processed 8-8-07

BEFOR
THE PUBLIC UTILITIES CC

Original

In the Matter of the Application of Ohio Edison
Company, The Cleveland Electric Illuminating
Company and The Toledo Edison Company for
Approval of a Competitive Bidding Process for ,
Standard Service Offer Electric Generation Supply,)
Accounting Modifications Associated with)
Reconciliation Mechanism and Phase-in, and)
Tariffs for Generation Service.)

ATM
Case No. 07-797-EL-AAM

Motion of Citizen Power to Intervene
And Memorandum in Support

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Attorney for Citizen Power

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Ohio Edison)	
Company, The Cleveland Electric Illuminating)	
Company and The Toledo Edison Company for)	Case No. 07-796-EL-ATM
Approval of a Competitive Bidding Process for)	Case No. 07-797-EL-AAM
Standard Service Offer Electric Generation Supply,)	
Accounting Modifications Associated with)	
Reconciliation Mechanism and Phase-in, and)	
Tariffs for Generation Service.)	

Motion of Citizen Power to Intervene

Citizen Power hereby respectfully moves the Public Utilities Commission of Ohio ("Commission"), pursuant to Section 4903.221 Ohio Revised Code (ORC) and Section 4901-1-11 of the Ohio Administrative Code (OAC), to intervene in the above-captioned cases, with the full powers and rights granted by the Commission specifically by statute and by the provisions of the Ohio Administrative Code to intervening parties. Citizen Power is a not-for-profit research, education and advocacy organization (i.e. under Section 501(c) (3) of the U. S. Internal Revenue Code), with offices in Ohio and Pennsylvania. A more detailed description of Citizen Power, the reasons for its intervention and why such intervention should be granted by the Commission are set forth in the Memorandum attached hereto and incorporated herein.

The three operating utilities of FirstEnergy Corporation, Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company (the "Companies"), have initiated two proceedings pursuant to Section 4928.14 ORC and Section 4901:1-35 OAC, to establish a competitive bidding process to procure supply for the

provision of Standard Service Offer electric generation service to the retail electric customers of the Companies. This Motion is timely and Citizen Power should be granted intervention in these proceedings by the Commission to ensure a full and fair review, analysis and public hearing of the Companies' proposals.

Respectfully submitted,



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August 7, 2007

Attorney for Citizen Power

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Ohio Edison)	
Company, The Cleveland Electric Illuminating)	
Company and The Toledo Edison Company for)	Case No. 07-796-EL-ATM
Approval of a Competitive Bidding Process for)	Case No. 07-797-EL-AAM
Standard Service Offer Electric Generation Supply,)	
Accounting Modifications Associated with)	
Reconciliation Mechanism and Phase-in, and)	
Tariffs for Generation Service.)	

Memorandum of Citizen Power in Support

Citizen Power should be permitted to intervene in these matters according to Section 4903.221 Ohio Revised Code (ORC) and the Commission's Rules and Regulations contained in Section 4901-1-11 of the Ohio Administrative Code (OAC). Moreover, Citizen Power should be permitted to intervene with the full powers and rights granted by the Commission, specifically, by statute and by the provisions of the Ohio Administrative Code to intervening parties.

Citizen Power is a not-for-profit research, education and advocacy organization (i.e. under Section 501(c)(3) of the U. S. Internal Revenue Code), with offices in Ohio (at 2424 Dock Road, Madison, Ohio 44057), and Pennsylvania (at 2121 Murray Avenue, Pittsburgh, Pennsylvania 15217). Citizen Power has established an Electric Restructuring Education Project with the primary mission of promoting the development of safe, clean, and

affordable energy sources, as well as the efficient use of energy. The Trustees of Citizen Power are customers of The Cleveland Electric Illuminating Company.

Citizen Power has a long history of involvement in electric regulatory matters. In the period from 1986 through 1989, Citizen Power, then known as "Concerned Citizens," intervened at the Commission in the Perry 1 and Beaver Valley 2 investigations concerning the prudence of the construction costs for the two nuclear power plants, and the case concerning the base rates of Cleveland Electric Illuminating Company. Citizen Power also intervened before the FERC in the FirstEnergy merger case (Docket No. ER 97-413), and in the Matter of the Application of FirstEnergy Corp. on Behalf of Ohio Edison Company, The Cleveland Electric Illuminating Company and The Toledo Edison Company for Approval for Their Transition Plans and for Authorization To Collect Transition Revenues (Case No. 99-1212-EL-ETP, 99-1213-EL-ATM, 99-1214-EL-AAM.). In addition, Citizen Power has been active in subsequent proceedings dealing with the establishment of transition rates.

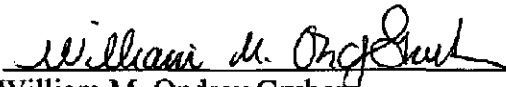
The three operating utilities of FirstEnergy Corporation, Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company (the "Companies"), have initiated these proceedings pursuant to Section 4928.14 ORC and Section 4901:1-35 OAC, to establish a competitive bidding process to procure supply for the provision of Standard Service Offer electric generation service to the retail electric customers of the Companies.

Citizen Power is concerned about the continued failure of Ohio's electric restructuring process to provide for significant competition for electric generation service, and the continued monopoly of FirstEnergy Corporation in the provision of generation service. Citizen Power is also concerned about the impact of any competitive bidding process for generation service on the rates charged to residential and small business customers, and on low income consumers in particular. Furthermore, Citizen Power is concerned about the environmental consequences of this proceeding.

As described above, Citizen Power has a direct, real and substantial interest in these proceedings. These proceedings will have a substantial effect on the price, adequacy and reliability of the electric supply and related services within the territory of FirstEnergy, as well as on the ability of consumers to have access to competitive choices in their selection of sources of power, including "green power." The disposition of these proceedings may impair or impede the ability of Citizen Power and those it represents to protect its interests as set forth in this Memorandum.

Citizen Power's participation in these proceedings will not cause undue delay, will not unjustly prejudice any existing party, and will contribute to the just and expeditious resolution of the issues and concerns raised in these proceedings. Furthermore, Citizen Power's interests will not be adequately represented by other parties to these proceedings as its interests are particular to Northeast Ohio and the territory of FirstEnergy, and to the environmental impacts of these proceedings. Therefore, Citizen Power is entitled to intervene and fully participate in these proceedings.

Respectfully submitted,



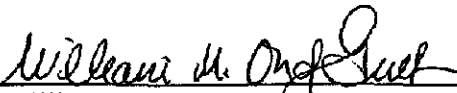
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August 7, 2007

Attorney for Citizen Power

Certificate of Service

I certify that a copy of this Motion to Intervene and Memorandum in Support has been sent to the Applicant and all Intervenors by regular U. S. mail this 7th day of August, 2007.


William M. Ondrey Gruber