76 South Main St. Akron, Ohio 44308

2007 DEC -6 AM11: 35

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December 5, 2007

Betty McCauley Chief of Docketing The Public Utilities Commission of Ohio 180 East Broad Street Columbus, OH 43215

SUBJECT: Case No. 07-0227-EL-ATA 89-6001-EL-TRF

Dear Ms. McCauley:

FirstEnergy

In response to the Finding and Order of November 28, 2007, in the above mentioned case, please file the attached tariffs on behalf of the Cleveland Electric Illuminating Company.

Please file one copy of the tariffs in Case No. 07-0227-EL-ATA, one copy of the tariffs in Case No. 89-6001-EL-TRF, distribute two copies to the Rates and Tariffs, Energy and Water Division of the Utilities Department and return two time stamped copies in the enclosed envelope. Thank you.

Sincerely,

Kevin J. Maria

Kevin L. Norris Manager, Rate Strategy

Enclosures

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of pusiness. Technician \_\_\_\_\_\_ Date Processed \_/5/6/07\_\_\_\_

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Filed pursuant to Order dated November 28, 2007, in Case No. 07-0227-EL-ATA, before The Public Utilities Commission of Ohio

## **Experimental Market Based Tariff**

#### **Availability:**

Available to Full Service customers served under the Large General Service, Medium General Service and Small General Service Schedules, not being served under the Net Energy Metering Rider. The number of customers permitted on this experimental rate will be limited to no more than a total of fifty (50) customers whose measured maximum 30-minute demands exceed 100 kVA or 100 kW. These customers will be selected by the Company and will be limited to 250 MW of aggregate, non-coincident demand. At the Company's discretion, the total number of customers and the total MW of company load eligible for the program may be increased by up to 100%. Customers must enter into a written service agreement. A Full Service customer is one that receives all retail electric services from the Company.

### **Program Description:**

The MBT Program is voluntary and will be offered on an experimental basis through December 31, 2008, unless earlier terminated by the Company. Its purpose is to test customer response to hourly price signals quoted by the Midwest Independent Transmission System Operator, Inc. ("Midwest ISO") to supply electricity. Participation in the MBT Program offers customers the opportunity to manage their electric costs by either shifting load from higher price to lower price periods or by adding new load during lower price periods. All qualifying customers designate a Market Exposure Percentage (MEP) representing the amount of the customer's usage to be applied to market based pricing. The customer's remaining usage is priced under all provisions of a firm, fixed price (non-market based) approved Company tariff for which the customer qualifies ("Fixed Price Tariff").

### Program Charge:

A charge shall be added to the bill each month to compensate the Company for additional billing, administrative, and communication costs associated with the MBT Program.

For distribution secondary service voltage		\$ 75.00
For all other service voltages	•	\$ 150.00

#### Delivery Charge:

For direct 132 kV service voltage, all kW of billing demand, per kW	\$ 4.780
For direct 33 kV and 13.8 kV service voltage, all kW of billing demand, per kW	\$ 6.480
For direct primary distribution service voltages, all kW of billing demand, per kW	\$ 6.580
For secondary distribution service voltages, all kW of billing demand, per kW	\$ 6.580

### **MBT Billing:**

Customers participating in the MBT Program will be billed for calendar month usage based on the following calculation:

MBT Bill: Program Charge + Delivery Charge + Market Based Energy Charge + Fixed Priced Tariff Charge + Applicable Riders

A Capacity Reservation Charge may also be applicable, pursuant to the Self-Generation section of this tariff.

P.U.C.O. No. 13

Company any and all expenses involved in providing interval metering equipment. Maintenance of the meter(s) will be the responsibility of the Company, which will own the meter(s).

The customer must comply with all of the Company's interconnection requirements. The Company retains the right to disconnect electric service if the Self-Generation Source is connected or operates in parallel with the Company's system without approval of the Company or if such equipment in any way interferes with or jeopardizes service to other customers, endangers others or adversely affects the Company's operations.

### Applicable Riders:

The Rates and charges specified above shall be modified in accordance with the provisions of the following, as applicable.

Primary Metering Discount	Sheet No. 80
Consumers Substation Discount	Sheet No. 82
Universal Service Rider	Sheet No. 90
Temporary Rider for EEF	Sheet No. 91
State and Local Tax Rider	Sheet No. 92
any other applicable rider approved by the Public	c Utilities Commission of Ohio

### Terms and Conditions:

Except as provided in this rate schedule, all terms, conditions, rates, and charges outlined in the Fixed Price Tariff which the customer is also served under will continue to apply. Participation in the MBT Program will not affect the customer's obligations for electric service under the existing Fixed Price Tariff. Except as expressly provided in this rate schedule, participation in the MBT Program is mutually exclusive to any other retail program the Company may offer.

Customers electing to take service under the MBT Program shall do so for a period of twelve consecutive billing periods while this tariff is in effect unless the customer provides the Company with a written request to withdraw from the program. Such written request must be received by the Company (i) at least three (3) business days prior to, and effective upon, the end of the first two billing periods while served under this rate schedule; or (ii) within sixty (60) calendar days prior to, and effective upon, the end of the twelfth billing period of service under this rate schedule. Customers are entitled to a change in the MEP within the parameters set forth in this tariff, upon written notice to the Company within sixty (60) calendar days prior to, and effective upon, the end of the twelfth billing period of service under this rate schedule.

Failure by the customer to pay all properly due amounts within thirty (30) days of when due may be cause for removal from the MBT Program, at the option of the Company.

Customers who withdraw or are removed from the MBT Program may not return to the Program.

The supplying of and billing for service and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio, and to the Company's Standard Rules and Regulations currently in effect, as filed with the Public Utilities Commission of Ohio.

Effective: January 1, 2008