

FILE

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January 31, 2008

Public Utilities Commission of Ohio
Docketing Division
13th Floor
180 East Broad Street
Columbus, OH 43215-0573

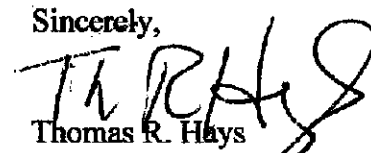
Subject: Motion for Extension of Certificate Expiration Date And
Memorandum In Support in Case No. 04-0038-EL-GAG

Dear Sir or Madam:

Attached are an original and three copies of the subject pleading which I
discussed with Chuck Stockhausen of the PUCO on January 31, 2008.

Please, contact me if there are any questions.

Sincerely,


Thomas R. Hays
Lake Township Solicitor

cc: R. Welling, Lake Township

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**BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO**

| | | |
|--|---|-------------------------|
| In The Matter of the |) | |
| Lake Township Trustees for Certification |) | Case No. 04-0038-EL-GAG |
| As a Governmental Aggregator |) | |

**MOTION FOR EXTENSION OF CERTIFICATE EXPIRATION DATE AND MEMORANDUM
IN SUPPORT**

I. MOTION FOR EXTENSION

Now comes the Lake Township Trustees ("Lake Township") and moves that the Public Utilities Commission of Ohio ("Commission") grant an extension of the February 24, 2008, expiration date of its certificate to provide governmental aggregation services. Inadvertently, Lake Township did not file an application for renewal of Certificate 04-113 (2) within the 30-120 day advance window set forth in rule 4901:1-27-09 of the Ohio Administrative Code ("OAC"). Lake Township shall file its renewal application, out of time, on or before February 11, 2008, and Lake Township seeks an extension of its certificate's expiration date while the Commission is considering the renewal application.

II. MEMORANDUM IN SUPPORT

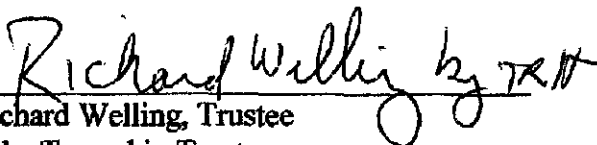
Lake Township was granted the authority to provide governmental aggregation services on March 3, 2004, and its current certificate expires on February 24, 2008. Since that time, Lake Township has chosen a supplier for the retail electric services for its residents and small commercial consumer, and power is flowing to these consumers under their aggregation program. Unfortunately, due to an inadvertent oversight with regard to the timing for filing, Lake Township did not realize that the advance filing date for its certificate renewal has passed. Lake Township shall file its renewal application on or before February 11, 2008. While the Commission considers the renewal, Lake Township requests an

extension of the expiration date of its certificate from February 24, 2008 to March 14, 2008, to allow for the thirty day review period from Lake Township's filing on or before February 11, 2008 renewal application filing date.

Lake Township's request for an extension is reasonable under the circumstances and should be granted. Should Lake Township's ability to provide aggregation services expire on February 24, 2008, its consumers would be at a disadvantage in that they would not be able to receive the most competitive electric rate. Although Lake Township inadvertently failed to file its renewal application within the 30-120 day window as set forth in Rule 4901:1-27-09 (A), in substance there have been no material changes in Lake Township's operation of its aggregation program. Indeed, except for the automatic expiration date of its Certificate 04-113(2), Lake Township has done nothing that would warrant suspension or rescission of its authority. Since Lake Township's dilemma has been caused by an inadvertent oversight, an extension would allow it to obtain renewal of its certificate without causing inconvenience to its consumers. Indeed, extension of the expiration date is necessary to prevent irreparable harm to Lake Township and its consumers, and would prevent disruption in service to Lake Township residential and small commercial consumers. Lake Township respectfully submits that an extension of its certificate expiration date is in the public interest.

Wherefore, Lake Township respectfully urges the Commission to grant the extension.

Respectfully submitted,


Richard Welling, Trustee
Lake Township Trustees