

FILE

**Sonnenschein**  
SONNENSCHN NATH & ROSENTHAL LLP

Emma F. Hand  
202.408.7094  
ehand@sonnenschein.com

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1301 K Street, N.W.  
Suite 600, East Tower  
Washington, D.C. 20005-3364  
202.408.6400  
202.408.6399 fax  
www.sonnenschein.com

February 17, 2009

VIA FEDERAL EXPRESS

Public Utilities Commission of Ohio  
Docketing Division  
180 East Broad Street  
Columbus, Ohio 43215-3793

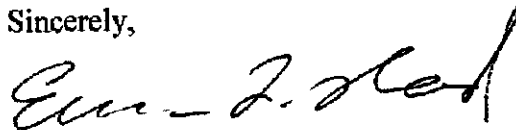
Re: Enclosed Document for Filing in Case Nos. 08-1338-EL-AAM and 08-1339-EL-UNC

Dear Sir or Madam:

Enclosed for filing in Case Nos. 08-1338-EL-AAM and 08-1339-EL-UNC please find an original and 15 copies of Ormet Primary Aluminum Corporation's Memorandum Contra the Application for Rehearing by the Office of the Ohio Consumer's Counsel.

Also enclosed are two extra copies of each document to be date-stamped and returned to me in the enclosed, self-addressed Federal Express envelope. Thank you for your assistance in this matter, if you have any questions please contact me at the number above.

Sincerely,



Emma F. Hand

Enclosures


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Ormet's previous agreement with AEP Ohio was the result of a stipulation reached in Case No. 05-1057-EL-CSS wherein Ormet agreed to pay a rate higher than the AEP Ohio tariff rate that would otherwise have been applicable to Ormet for a two year period in order to settle the litigation regarding Ormet's petition to return to AEP Ohio's service territory. The interim arrangement approved by the Commission preserves approximately 1,000 jobs by assuring that Ormet will pay only the AEP Ohio tariff rates until the effective date of new AEP Ohio tariffs based on a Commission ruling on AEP Ohio's Electric Security Plan application and the effective date of a new special arrangement subsequently approved by the Commission.

WHEREFORE, Ormet respectfully requests that the Commission deny the Application for Rehearing by the Office of the Ohio Consumers' Counsel.

Respectfully submitted,

  
Clinton A. Vince, Counsel of Record  
Emma F. Hand  
Sonnenschein Nath and Rosenthal LLP  
1301 K Street NW  
Suite 600, East Tower  
Washington, DC 20005  
202-408-6400 (telephone)  
202-408-6399 (facsimile)

Attorneys for Ormet Primary Aluminum  
Corporation

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Memorandum Contra was served by U.S.

Mail upon the parties of record identified below this 17th day of February, 2009.



Emma F. Hand

**SERVICE LIST**

Marvin Resnik  
Steven T. Nourse  
Matthew J. Satterwhite  
American Electric Power Service Corp.  
1 Riverside Plaza, 29th Floor  
Columbus OH 43215

Selwyn J. R. Dias  
Columbus Southern Power  
Ohio Power Company  
Suite 800 88 E. Broad St.  
Columbus, OH 43215

Maureen Grady  
Office Of Consumers' Counsel  
10 W. Broad Street Suite 1800  
Columbus, OH 43215-3485

Michael Kurtz  
David Boehm  
Boehm, Kurtz & Lowry  
36 E. Seventh Street Suite 1510  
Cincinnati, OH 45202

Duane Luckey  
Assistant Attorney General  
Public Utilities Commission of Ohio  
180 E. Broad St., 9<sup>th</sup> Fl.  
Columbus, OH 43215