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May 26, 2009

Via Hand Delivery

The Public Utility Commission of Ohio
180 East Broad Street
Columbus, Ohio 43215

Re: *In the Matter of Commission's Investigation Into The Value of Continued
Participation in Regional Transmission Organizations*
Case No. 09-90-EL-COI

Dear Sir/Madam:

Enclosed for filing, please find:

- 1) The Midwest ISO's Motion for Leave to Intervene with Memorandum in Support;
- 2) Initial Comments of the Midwest Independent Transmission System Operator, Inc.; and
- 3) Motion for Admission Pro Hac Vice of Keith L. Beall.

Very truly yours,

Lisa Weekley Coulter
Lisa Weekley Coulter

Enclosures

cc: Keith L. Beall
All persons listed on Certificate of Service

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FILE

BEFORE THE
PUBLIC UTILITY COMMISSION OF OHIO

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In The Matter Of Commission's Investigation Into The :
Value of Continued Participation in Regional :
Transmission Organizations :

Case No. 09-90-EE-001

THE MIDWEST ISO's
MOTION FOR LEAVE TO INTERVENE

Pursuant to the Ohio Rev. Code §4903.22.1 and Ohio Admin. Code §4901-1-11, the Midwest Independent Transmission System Operator, Inc ("Midwest ISO") moves for leave to intervene in this proceeding. The Public Utility Commission of Ohio ("Commission") should grant MIDWEST ISO leave to intervene because MIDWEST ISO has a real and substantial interest in the proceeding, and the Commission's disposition of this proceeding may affect or impact Midwest ISO's ability to provide services to its customers, including those in Ohio, and its ability to uniquely and independently participate and present its positions and interests in this important docket.

Respectfully submitted,



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May 26, 2009

BEFORE THE
PUBLIC UTILITY COMMISSION OF OHIO

In The Matter Of Commission's Investigation Into The	:	Case No. 09-90-EL-COI
Value of Continued Participation in Regional	:	
<u>Transmission Organizations</u>	:	

MEMORANDUM IN SUPPORT OF
THE MIDWEST ISO's MOTION FOR LEAVE TO INTERVENE

Pursuant to Ohio Rev. Code §4903.22.1 and Ohio Admin. Code §4901-01-11, the Public Utility Commission of Ohio should grant MIDWEST ISO leave to intervene in this proceeding.

MIDWEST ISO is a non-profit, public interest entity organized to administer a common tariff that applies to all transmission services to ensure that the same set of rules applies to all transmission customers. Additionally, the Midwest ISO oversees and operates a wholesale energy market that provides non-discriminatory pricing for transmission services and balancing of generation supply to assure demand is satisfied in a dependable and efficient manner while managing transmission congestion. These transmission related services are provided by the Midwest ISO to a number of entities identified by the Commission in this docket. Therefore, the interests of MIDWEST ISO's and many entities who participate in the Midwest ISO wholesale energy market may be directly affected by the outcome of this proceeding. The interests of MIDWEST ISO cannot be adequately represented by any other party. MIDWEST ISO intends to play a constructive role in this case and provide information which will assist the Commission.

No other party to this proceeding can adequately represent MIDWEST ISO's interest. Intervention would not unduly delay the proceeding nor unjustly prejudice any existing party.

Accordingly, MIDWEST ISO has a real and substantial interest in the matters raised in this docket and should be allowed to intervene in this action under Ohio Rev. Code §4903.22.1 and Ohio Admin. Code §4901-1-11.

Respectfully submitted,



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I hereby certify that a true and accurate copy of the foregoing was served via regular U.S. mail this 26th day of May, 2009, upon:

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