

FILE

BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO

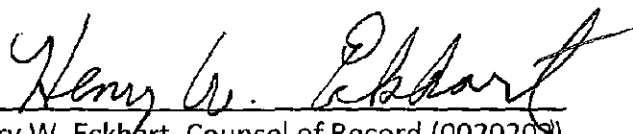
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In the Matter of the Energy Efficiency and)	
Peak Demand Reduction Program Portfolio)	Case No. 09-580-EL-EEC
Of Ohio Edison Company, The Cleveland)	Case No. 09-581-EL-EEC
Electric Illuminating Company, and the)	Case No. 09-582-EL-EEC
Toledo Edison Company)	

MOTION TO INTERVENE
BY
THE NATURAL RESOURCES DEFENSE COUNCIL

The Natural Resources Defense Council ("NRDC") moves the Public Utilities Commission of Ohio ("Commission") for leave to Intervene in the above styled cases pursuant to Sec. 4903.221 Revised Code of Ohio, and Rule 4901-1-11 of the Ohio Administrative Code, with full powers and rights granted by the Commission, specifically by statute or by the provisions of the Ohio Administrative Code, to intervening parties.

The NRDC provides the following Memorandum in support of the foregoing Motion.


Henry W. Eckhart, Counsel of Record (0020202)
Attorney for The Natural Resources Defense Council
50 West Broad Street #2117
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MEMORANDUM IN SUPPORT OF MOTION

In support of this Motion to Intervene The Natural Resources Defense Council ("NRDC") states that it is a non-profit environmental organization with over 30 years experience working on state energy policy, including utility regulation and energy efficiency. NRDC has a strong historical interest in ensuring that Ohio adopts environmentally sound and sustainable energy policies.

NRDC and its 12,600 members who live in Ohio are interested in promoting energy efficiency and peak demand reduction to meet Ohio's energy needs.

NRDC seeks to intervene in this proceeding in order that its members and others can benefit from optimally designed and cost-effective energy efficiency programs.

NRDC will bring significant expertise to bear in these proceedings. The Staff of NRDC has extensive history with the design and implementation of utility programs and policies designed to deploy energy efficiency and peak demand reduction to benefit the public.

NRDC has intervened and/or provided testimony on these issues in similar proceedings in a number of states including Illinois, Wisconsin, New York, Oregon, California, New Jersey, and Iowa, to name a few. NRDC has also been granted intervention in numerous cases before the Public Utilities Commission of Ohio.

NRDC has regularly presented testimony before the U. S. Congress and various state legislatures related to the electric utility industry use of energy efficiency resources, utility rate design, utility planning and other topics relevant to this proceeding.

Many of the Ohio NRDC members are served by the electric companies that are the applicants in this case. The NRDC has a real and substantial interest in these proceedings as

they may directly or indirectly impact the environment of the State of Ohio, and other areas of the United States, and the electric bills of its members in the Applicant's service area.

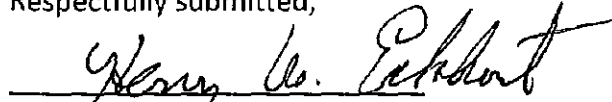
Intervention of NRDC will not unduly prolong or delay the proceeding.

Intervention of NRDC will significantly contribute to the full development of the record in this proceeding.

NRDC's particular interest is in regard to the environmental issues and the development of the Applicant's energy efficiency and peak demand reduction program strategy which will not be fully represented by other parties.

WHEREFORE, The Natural Resources Defense Council respectfully requests that its Motion to Intervene be granted in full as aforesaid.

Respectfully submitted,

A handwritten signature in cursive script, reading "Henry W. Eckhart", written over a horizontal line.

Henry W. Eckhart (0020202)

Attorney for The Natural Resources Defense Council

50 West Broad Street #2117

Columbus Ohio 43215

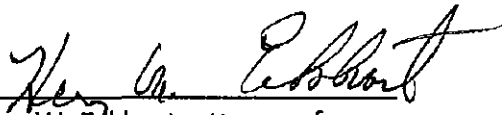
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that he has served a copy of the foregoing Motion To Intervene on Arthur E. Korkosz, attorney for FirstEnergy Service Company and Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company, at 76 South Main Street, Akron, Ohio 44308, by ordinary first class mail, postage prepaid, this 22nd day of July, 2009.


Henry W. Eckhart, attorney for
The Natural Resources Defense Council