

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Ohio Edison)
Company, The Cleveland Electric Illuminating) Case Nos. 09-1947-EL-POR
Company and The Toledo Edison Company) 09-1948-EL-POR
For Approval of Their Energy Efficiency and Peak) 09-1949-EL-POR
Demand Reduction Program Portfolio Plans for)
2010 and Associated Cost Recovery Mechanisms)

In the Matter of the Application of Ohio Edison) Case Nos. 09-1942-EL-EEC
Company, The Cleveland Electric Illuminating) 09-1943-EL-EEC
Company and The Toledo Edison Company for) 09-1944-EL-EEC
Approval of Their Initial Benchmark Reports.)

In the Matter of the Energy Efficiency and Peak)
Demand Reduction Program Portfolio of Ohio) Case Nos. 09-580-EL-EEC
Edison Company, The Cleveland Electric) 09-581-EL-EEC
Illuminating Company, and The Toledo Edison) 09-582-EL-EEC
Company.)

NOTICE OF INDUSTRIAL ENERGY USERS-OHIO

Samuel C. Randazzo (Counsel of Record)
Lisa G. McAlister
Joseph M. Clark
MCNEES WALLACE & NURICK LLC
21 East State Street, 17TH Floor
Columbus, OH 43215
Telephone: (614) 469-8000
Telecopier: (614) 469-4653
sam@mwncmh.com
lmcAlister@mwncmh.com
jclark@mwncmh.com

March 26, 2010

Attorneys for Industrial Energy Users-Ohio

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Ohio Edison Company, The Cleveland Electric Illuminating Company and The Toledo Edison Company For Approval of Their Energy Efficiency and Peak Demand Reduction Program Portfolio Plans for 2010 and Associated Cost Recovery Mechanisms))	Case Nos. 09-1947-EL-POR
)	09-1948-EL-POR
)	09-1949-EL-POR

In the Matter of the Application of Ohio Edison Company, The Cleveland Electric Illuminating Company and The Toledo Edison Company for Approval of Their Initial Benchmark Reports.)	Case Nos. 09-1942-EL-EEC
)	09-1943-EL-EEC
)	09-1944-EL-EEC

In the Matter of the Energy Efficiency and Peak Demand Reduction Program Portfolio of Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company.)	Case Nos. 09-580-EL-EEC
)	09-581-EL-EEC
)	09-582-EL-EEC

NOTICE OF INDUSTRIAL ENERGY USERS-OHIO

On December 15, 2009, Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company (collectively, "FirstEnergy") filed in the above-captioned cases an Application for approval of their respective initial three-year energy efficiency and peak demand reduction ("EE/PDR") program portfolios as well as for approval of their respective initial benchmark compliance reports. Industrial Energy Users-Ohio ("IEU-Ohio") filed a Motion to Intervene on December 29, 2009 and the Legal Director granted IEU-Ohio's Motion to Intervene on January 14, 2010. At the evidentiary hearing in this matter the Attorney Examiner set a procedural schedule and invited interested parties to submit initial briefs regarding FirstEnergy's EE/PDR program portfolios by March 29, 2010 and reply briefs by April 12, 2010.

IEU-Ohio hereby gives notice that it will not file an initial brief in the above-captioned proceedings; however, IEU-Ohio reserves the right to file a reply brief.

Respectfully submitted,

/s/ Joseph M. Clark

Samuel C. Randazzo (Counsel of Record)

Lisa G. McAlister

Joseph M. Clark

MCNEES WALLACE & NURICK LLC

Fifth Third Center

21 East State Street, 17th Floor

Columbus, OH 43215-4228

Telephone: (614) 469-8000

Telecopier: (614) 469-4653

sam@mwncmh.com

lmcAlister@mwncmh.com

jclark@mwncmh.com

Attorneys for Industrial Energy Users-Ohio

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing *Notice of Industrial Energy Users-Ohio* was served upon the following parties of record this 26th day of March 2010, via first class mail, postage prepaid.

/s/ Joseph M. Clark

Joseph M. Clark

Kathy J. Kolich
Arthur Korkosz
Ebony Miller
FirstEnergy Service Company
76 S. Main Street
Akron, OH 44308
kjkolich@firstenergycorp.com
korkosza@firstenergycorp.com
elmiller@firstenergycorp.com

James F. Lang
Laura McBride
N. Trevor Alexander
Kevin P. Shannon
Calfee, Halter & Griswold
1400 KeyBank Center
800 Superior Ave.
Cleveland, OH 44114
jlang@calfee.com
lmcbride@calfee.com
tallexander@calfee.com
kshannon@calfee.com

**ON BEHALF OF OHIO EDISON COMPANY,
THE CLEVELAND ELECTRIC ILLUMINATING
COMPANY, AND THE TOLEDO EDISON
COMPANY**

Janine Migden-Ostrander
Ohio Consumers' Counsel
Gregory J. Poulos
Christopher J. Allwein
Jeffrey L. Small
Richard Reese
Assistant Consumers' Counsel
10 West Broad Street, Suite 1800
Columbus, OH 43215-3485
small@occ.state.oh.us
poulos@occ.state.oh.us
allwein@occ.state.oh.us
reese@occ.state.oh.us

**ON BEHALF OF THE OFFICE OF THE OHIO
CONSUMERS' COUNSEL**

David C. Rinebolt
Colleen L. Mooney
Ohio Partners for Affordable Energy
231 West Lima Street
Findlay, OH 45839-1793
cmooney2@columbus.rr.com
drinebolt@ohiopartners.org

**ON BEHALF OF OHIO PARTNERS FOR
AFFORDABLE ENERGY**

Will Reisinger
Trent Doughtery
Nolan Moser
Megan De Lisi
1207 Grandview Avenue, Suite 201
Columbus, OH 43212-3449
will@theOEC.org
trent@theOEC.org
nolan@theOEC.org
megdelisi@yahoo.com

**ON BEHALF OF OHIO ENVIRONMENTAL
COUNCIL**

Michael Heintz
1207 Grandview Avenue, Suite 201
Columbus, OH 43215
mheintz@elpc.org

**ON BEHALF OF ENVIRONMENTAL LAW AND
POLICY CENTER**

Todd Jones
Christopher Miller
Andre Porter
Gregory Dunn
Schottenstein Zox & Dunn Co., LPA
250 West Street
Columbus, OH 43215
tjones@szd.com
cmiller@szd.com
aporter@szd.com
gdunn@szd.com

ON BEHALF OF AICUO

David F. Boehm
Michael L. Kurtz, Esq.
Boehm, Kurtz & Lowry
36 East Seventh St., Ste. 1510
Cincinnati, OH 45202
dboehm@BKLawfirm.com
mkurtz@BKLawfirm.com

ON BEHALF OF OHIO ENERGY GROUP

Joseph P. Meissner
Matthew D. Vincel
The Legal Aid Society of Cleveland
1223 West 6th St.
Cleveland, OH 44113
jpmessin@lasclev.org
mvincel@lasclev.org

**ON BEHALF OF THE NEIGHBORHOOD
ENVIRONMENTAL COALITION, CONSUMERS
FOR FAIR UTILITY RATES, THE
EMPOWERMENT CENTER OF GREATER
CLEVELAND AND CLEVELAND HOUSING
NETWORK**

Theodore Robinson
Staff Attorney and Counsel
Citizen Power
2121 Murray Ave.
Pittsburgh, PA 15217
robinson@citizenpower.com

ON BEHALF OF CITIZEN POWER

Thomas J. O'Brien
Bricker & Eckler LLP
100 South Third Street
Columbus, OH 43215
tobrien@bricker.com

**ON BEHALF OF THE OHIO
MANUFACTURERS' ASSOCIATION AND THE
OHIO HOSPITAL ASSOCIATION**

Henry W. Eckhart
Rebecca Riley
50 West Broad Street, #2117
Columbus, OH 43215
henryeckhart@aol.com

**ON BEHALF OF THE NATURAL RESOURCES
DEFENSE COUNSEL**

Richard Sites
Ohio Hospital Assoc.
155 East Broad Street, 15th Floor
Columbus, OH 43215
ricks@ohanet.org

**ON BEHALF OF THE OHIO HOSPITAL
ASSOCIATION**

Jacqueline Lake Roberts
101 Federal Street, Suite 1100
Boston, MA 02110
jroberts@enernoc.com

ON BEHALF OF ENERNOC, INC.

Matthew W. Warnock
Bricker & Eckler LLP
100 South Third Street
Columbus, OH 43215
mwarnock@bricker.com

Glenn S. Krassen
Bricker & Eckler
1375 East Ninth St, Suite 1500
Cleveland, OH 44114
Gkrassen@bricker.com

ON BEHALF OF OHIO SCHOOLS COUNCIL

Robert J. Triozzi
Steven L. Beeler
City of Cleveland
Cleveland City Hall
601 Lakeside Avenue, Room 106
Cleveland, OH 44114
rtriozzi@city.cleveland.oh.us
sbeeler@city.cleveland.oh.us

ON BEHALF OF THE CITY OF CLEVELAND

John W. Bentine
Mark S. Yurick
Chester, Willcox & Saxbe LLP
65 East State Street, Suite 1000
Columbus, OH 43215
jbentine@cwslaw.com
myurick@cwslaw.com

Garrett A. Stone
Michael K. Lavanga
Brickfield, Burchette, Ritts & Stone,
1025 Thomas Jefferson Street, NW
8th Floor, West Tower
Washington, DC 2007
gas@bbrslaw.com
mkl@bbrslaw.com

**ON BEHALF OF NUCOR STEEL MARION,
INC.**

Duane Luckey
Thomas Lindgren
Attorney General's Office
180 East State Street, 6th Fl.
Columbus, OH 43216
Duane.luckey@puc.state.oh.us
Thomas.lindgren@puc.state.oh.us

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

3/26/2010 2:59:17 PM

in

Case No(s). 09-1947-EL-POR, 09-1948-EL-POR, 09-1949-EL-POR, 09-1942-EL-EEC, 09-1943-EL-EEC,

Summary: Notice of Industrial Energy Users-Ohio electronically filed by Mr. Joe Clark on behalf of Industrial Energy Users-Ohio