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BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO APR 30 PM 3:45

In the Matter of the Application of AEP Ohio )  
Transmission Company, Inc., for Confirmation )  
That Its Operations Will Render It an Electric )  
Light Company and a Public Utility Within the )  
Meaning of Sections 4905.03(A)(4) and )  
4905.02, Revised Code. )

PUCO

Case No. 10-245-EL-UNC

In the Matter of the Joint Application of AEP )  
Ohio Transmission Company, Inc., and )  
Columbus Southern Power Company and )  
Ohio Power Company for Approval of )  
Proposed Transfers, To the Extent Required )  
by Section 4905.48(B), Revised Code. )

Case No. 10-246-EL-UNC

In the Matter of the Application of AEP Ohio )  
Transmission Company, Inc. for Authority to )  
Issue Short-Term Notes and Other Evidences )  
of Indebtedness. )

Case No. 10-247-EL-AIS

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**MOTION TO INTERVENE AND MEMORANDUM IN SUPPORT OF  
INDUSTRIAL ENERGY USERS-OHIO**

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April 30, 2010

Attorneys for Industrial Energy Users-Ohio

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**MOTION TO INTERVENE**

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Industrial Energy Users-Ohio ("IEU-Ohio") hereby respectfully moves the Public Utilities Commission of Ohio ("Commission"), pursuant to Section 4903.221, Revised Code, and Rule 4901-1-11, Ohio Administrative Code ("O.A.C."), for leave to intervene in the above-captioned matters with the full powers and rights granted by the Commission, specifically by statute or by the provisions of the O.A.C., to intervening parties.

On March 2, 2010, AEP Ohio Transmission Company, Inc. ("OHTCo"), Columbus Southern Power Company ("CSP") and Ohio Power Company ("OP") (collectively, "Companies") filed an Application related to the formation of OHTCo. On

March 3, 2010, the Companies filed an Amended Application that corrected document production errors.

As demonstrated further in the Memorandum in Support, attached hereto and incorporated herein, IEU-Ohio has a direct, real, and substantial interest in the issues and matters involved in the above-captioned proceedings, and is so situated that the disposition of these proceedings may, as a practical matter, impair or impede its ability to protect that interest. IEU-Ohio believes that its participation will not unduly prolong or delay these proceedings and that it will significantly contribute to the full development and equitable resolution of the factual and other issues in these proceedings. The interests of IEU-Ohio will not be adequately represented by other parties to the proceedings and, as such, IEU-Ohio is entitled to intervene with the full powers and rights granted by the Commission, specifically by statute and by the provisions of the O.A.C., to intervening parties.

Respectfully submitted,



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**MEMORANDUM IN SUPPORT**

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In support of this Motion to Intervene, IEU-Ohio states that it is an association of ultimate customers. A current listing of IEU-Ohio member companies is available on IEU-Ohio's website at [http://www.ieu-ohio.org/member\\_list.aspx](http://www.ieu-ohio.org/member_list.aspx). IEU-Ohio's members purchase electricity from CSP and OP, which are public utilities subject to the jurisdiction of the Commission.

IEU-Ohio's members work together to address matters that affect the availability and price of utility services. Additionally, IEU-Ohio seeks to promote customer-driven policies that will assure an adequate, reliable, and efficient supply of energy for all consumers at competitive prices. To this end, IEU-Ohio has worked, and will continue to work, to produce legislative, regulatory, and market outcomes that are consistent with the state policy contained in Section 4928.02, Revised Code.

A portion of IEU-Ohio's member companies are served by CSP and OP and may be affected by the Companies' proposed Application. The Companies' proposal may result in increases to the rates charged to IEU-Ohio members for electric service as well as impact the quality of service that IEU-Ohio members receive from OP and CSP. This potential vests IEU-Ohio with a direct, real, and substantial interest in the issues and matters involved in the above-captioned proceedings, the disposition of which may impair or impede its ability to protect that interest.

For the aforementioned reasons, IEU-Ohio has a direct, real, and substantial interest in the issues and matters involved in the above-captioned proceedings that will only be protected by its participation in these proceedings. Therefore, IEU-Ohio hereby requests that the Commission grant its intervention with the full powers and rights granted by the Commission, specifically by statute and by the provisions of the O.A.C., to intervening parties.

Respectfully submitted,



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**Attorneys for Industrial Energy Users-Ohio**

## CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing *Motion to Intervene and Memorandum in Support of Industrial Energy Users-Ohio* was served upon the following parties of record this 30<sup>th</sup> day of April, 2010, via first class mail, postage prepaid.



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