

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Joint Application for)
Establishment of a Unique Arrangement)
Between the Ohio Power Company and)
Severstal Wheeling, Inc.)
Case No. 10-1461-EL-AEC

ENTRY

The attorney examiner finds:

- (1) Severstal Wheeling, Inc. (Wheeling), a wholly owned subsidiary of Severstal International in North America (Severstal North America), is a mercantile customer, as defined in Section 4928.01, Revised Code, and obtains electric service from the Ohio Power Company (Ohio Power). Ohio Power is an electric distribution utility as defined in Section 4928.01, Revised Code, and, as such, is subject to the jurisdiction of the Commission.
- (2) On October 1, 2010, Wheeling and Ohio Power filed a joint application for a unique arrangement, in accordance with Section 4905.31, Revised Code, and Rule 4901:1-38-05, Ohio Administrative Code (O.A.C.). According to Wheeling and Ohio Power (collectively, the parties), the unique arrangement would allow Severstal North America to consider restarting operations at Wheeling's facility in Mingo Junction, Ohio (Mingo Facility), which has been idle since April, 2009. Under this agreement, Wheeling can receive market-based pricing for generation service without the two-year commitment contained in Ohio Power's Rate GS-4. Under the terms of the proposed agreement, Wheeling is not seeking a discount from Ohio Power's otherwise applicable tariff rate. Instead, the parties assert that the terms contained in the unique arrangement provide the flexibility necessary for Severstal North America to consider resuming operations under uncertain economic conditions, including the uncertain demand for steel produced at the Mingo Facility. Moreover, in support of the arrangement, the parties assert that restarting the Mingo Facilities would result in the recall of up to 500 steelworkers and an increase in the state and local tax base.
- (3) In the application, the parties seek a waiver of Rule 4901:1-38-05(F), O.A.C., which specifies that an affected party may file a motion to

intervene and file comments and objections to any application filed under the rule within twenty days of the date of the filing of the application. In support of the request, the parties state that expedited consideration of this application would allow Wheeling to fully consider the reopening of the Mingo Facility as part of a review of its operations. In considering this request, the attorney examiner finds that Wheeling's request for expedited consideration of its application is reasonable and should be granted.

- (4) Accordingly, in order to facilitate expeditious consideration of the application, the attorney examiner finds that motions to intervene and comments and objections to the application should be filed by October 14, 2010. If the Commission believes that the application may be unjust or unreasonable after reviewing any comments or objections filed, a hearing will be scheduled by subsequent entry.

It is, therefore,

ORDERED, That the motion for waiver of the 20-day period for the filing of motions to intervene and comments and objections be granted. It is, further,

ORDERED, That motions to intervene and comments and objections to the application should be filed by October 14, 2010. It is further,

ORDERED, That a copy of this entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

Katie L. Stenman

By: Katie L. Stenman
Attorney Examiner

grg
/dah

Entered in the Journal
OCT 04 2010

Renee J. Jenkins

Renee J. Jenkins
Secretary