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February 10, 2011

VIA UPS

Public Utilities Commission of Ohio
Docketing Division
180 E. Broad Street
Columbus, Ohio 43215-3793

PUCO

2011 FEB 11 AM 11:14

RECEIVED - DOCKETING DIV

Re: Case No. 10-3126-EL-UNC

Dear Sir or Madam:

Please find enclosed the original and fifteen (15) copies of the 1) MOTION TO INTERVENE OF WAL-MART STORES EAST, LP AND SAM'S EAST, INC.; and 2) MOTION FOR ADMISSION *PRO HAC VICE* OF HOLLY RACHEL SMITH; and 3) COMMENTS OF WAL-MART STORES EAST, LP AND SAM'S EAST, INC. each to be filed in the above-referenced case.

Copies have been served on all parties on the attached Certificates of Service. Please enter this document in the case file and return an extra file-stamped copy of each (provided) in the enclosed postage paid envelope. Thank you.

Very truly yours,

KEATING MUETHING & KLEKAMP PLL

By: 

Kenneth P. Kreider

KPK:ang

Enclosures

c: Certificate of Service

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Technician AK Date Processed FEB 11 2011

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

2011 FEB 11 AM 11:25

PUCO

)
In the Matter of Aligning Electric Distribution Utility)
Rate Structure With Ohio's Public Policies to)
Promote Competition, Energy Efficiency, and)
Distributed Generation.)

Case No. 10-3126-EL-UNC

**COMMENTS OF WAL-MART STORES EAST, LP
AND SAM'S EAST, INC.**

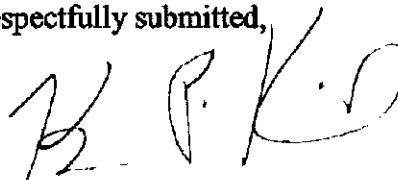
Now comes Wal-Mart Stores East, LP and Sam's East, Inc. (collectively, "Walmart"), by its attorneys, and respectfully comments in response to the December 29, 2010 Entry in the above-captioned proceeding requesting comments on the queries and suggested data requests listed in Appendices A and B thereto.

Walmart is a national retailer of goods and services throughout the United States. Walmart has offices at 2001 SE 10th Street, Bentonville AR 72716-0550. Walmart has the privilege of providing its retail services in the State of Ohio. Walmart has approximately 177 facilities in Ohio. These facilities include Supercenters, Sam's Clubs, Discount Stores, distribution centers, and gas stations. Walmart is a large customer of several Ohio electric utilities, purchasing approximately 780 million kWh annually from Ohio utilities. Walmart has installed and continues to install demand side management technology in its facilities. Currently Walmart participates in more than 17 demand response programs nationwide, through both utilities and RTO/ISOs. Additionally, Walmart invests in solar and other renewable energy technologies. All of these efforts are evidence that while Walmart is a large energy user, it is heavily focused on energy conservation and load reduction.

Walmart supports the Commission's interest in reviewing whether modifications to Ohio's electric distribution utilities' rate structures would better align utility performance with Ohio's desired public policy outcomes. Walmart agrees that this Commission should step away from the established practice of recovering principally fixed costs through volumetric energy charges. Walmart is pleased by the Commission's solicitation for presentations and comments from diverse viewpoints. Overall, Walmart urges this Commission to include in this investigation, an evaluation and opportunity to debate the virtues of straight-fixed variable rate designs.

The Commission initially requested comment on the identification of the appropriate questions and data necessary for a complete investigation into the subject matter. After reviewing Appendices A & B attached to the initial Entry, Walmart looks forward to the opportunity to substantively comment, after having reviewed the data to be submitted.

Respectfully submitted,



Date: February 10, 2011

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**COUNSEL FOR WAL-MART STORES EAST,
LP AND SAM'S EAST, INC.**

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by mailing a true and correct copy via electronic mail (when available) and by first-class postage prepaid mail, to all parties on this 10th day of February, 2011.

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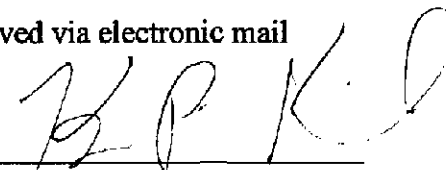
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*Indicates that party has agreed to be automatically served via electronic mail


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