

FILE

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April 19, 2011

BY FACSIMILE & FEDERAL EXPRESS

Public Utilities Commission of Ohio
Docketing Division
180 East Broad Street
Columbus, Ohio 43215-3793
Fax: (614).466.0313

PUCO

RECEIVED-DOCKETING DIV
2011 APR 20 PM 12:33

Re: *In the Matter of the Application of Columbus Southern Power Company and Ohio Power Company, Individually and, if Their Proposed Merger is Approved, as a Merged Company (collectively, AEP Ohio) for an Increase in Electric Distribution Rates, Case Nos. 11-351-EL-AIR, 11-352-EL-AIR;*
In the Matter of the Application of Columbus Southern Power Company and Ohio Power Company, Individually and, if Their Proposed Merger is Approved, as a Merged Company (collectively AEP Ohio) for Tariff Approval, Case Nos. 11-353-EL-ATA, 11-354-EL-ATA;
In the Matter of the Application of Columbus Southern Power Company and Ohio Power Company, Individually and, if Their Proposed Merger is Approved, as a Merged Company (collectively AEP Ohio) for Approval to Change Accounting Methods, Case Nos. 11-356-EL-AAM, 11-358-EL-AAM

Dear Sir or Madam:

Enclosed please find an original and twenty (20) copies of each of the following filings:

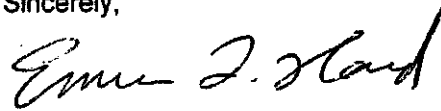
- (i) *Notice of Amendment or Withdrawal of Prior Filings of Ormet Primary Aluminum Corporation;*
- ✓ (ii) *Amended Motion to Intervene of Ormet Primary Aluminum Corporation and Memorandum in Support;*
- (iii) *Motion for Permission to Appear Pro Hac Vice of Emma F. Hand;*
- (iv) *Motion for Permission to Appear Pro Hac Vice of Douglas G. Bonner, and*
- (v) *Motion to Consolidate of Ormet Primary Aluminum Corporation.*

These documents are intended to amend or replace documents originally filed by facsimile on February 22, 2011 and placed on the dockets on February 23, 2011. Two additional copies of each document are enclosed to be date-stamped and returned to me in the enclosed, self-addressed Federal Express envelope.

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.
Technician SM Date Processed APR 20 2011

Thank you for your assistance in this matter. If you have any questions please contact me at the telephone number above.

Sincerely,

A handwritten signature in cursive script, appearing to read "Emma F. Hand".

Emma F. Hand
Partner

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of)	
Columbus Southern Power Company and)	
Ohio Power Company, Individually and, if)	Case No. 11-351-EL-AIR
Their Proposed Merger is Approved, as a)	Case No. 11-352-EL-AIR
Merged Company (collectively, AEP Ohio))	
for an Increase in Electric Distribution Rates)	
)	

**AMENDED MOTION TO INTERVENE OF
ORMET PRIMARY ALUMINUM CORPORATION**

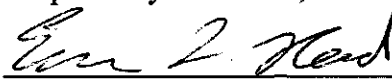
As discussed in the accompanying *Notice of Amendment or Withdrawal of Prior Filings*, Ormet Primary Aluminum Corporation ("Ormet") hereby amends its original *Motion to Intervene* in the above proceedings, filed on February 22, 2011, to reflect corrections to the named dockets in which Ormet desires to intervene and to the signature block. A blacklined version of the amended motion is attached hereto as Attachment A.

Ormet respectfully moves to intervene in the above-captioned matters pursuant to Ohio Revised Code Section 4903.221 and Section 4901-1-11 of the Commission's Code of Rules and Regulations, with full powers and rights granted by the Commission specifically, by statute, or by the provisions of the Commission's Code of Rules and Regulations to intervening parties.

(continued next page)

The reasons for granting this motion are contained in the memorandum attached hereto and incorporated herein.

Respectfully submitted,



Douglas G. Bonner (PHV - 1363-2011)

Emma F. Hand, (PHV - 1353-2011)

Keith C. Nusbaum (#0082745)

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*Attorneys for Ormet Primary Aluminum
Corporation*

Dated: April 19, 2011

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of)	
Columbus Southern Power Company and)	
Ohio Power Company, Individually and, if)	Case No. 11-351-EL-AIR
Their Proposed Merger is Approved, as a)	Case No. 11-352-EL-AIR
Merged Company (collectively, AEP Ohio))	
for an Increase in Electric Distribution Rates)	
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Their Proposed Merger is Approved, as a)	Case No. 11-354-EL-ATA
Merged Company (collectively AEP Ohio))	
for Tariff Approval)	
)	
)	
In the Matter of the Application of)	
Columbus Southern Power Company and)	
Ohio Power Company, Individually and, if)	Case No. 11-356-EL-AAM
Their Proposed Merger is Approved, as a)	Case No. 11-358-EL-AAM
Merged Company (collectively AEP Ohio))	
for Approval to Change Accounting Methods)	

**MEMORANDUM IN SUPPORT OF AMENDED MOTION TO INTERVENE OF
ORMET PRIMARY ALUMINUM CORPORATION**

Ormet Primary Aluminum Corporation ("Ormet") should be permitted to intervene in these matters pursuant to Section 4903.221, Ohio Revised Code, and the Commission's Rules and Regulations contained in Section 4901-1-11 of the Ohio Administrative Code. The outcome of these proceedings could impact the rates Ormet pays for electricity.

Under Section 4903.221, any person who may be adversely affected by a Commission proceeding may intervene in such proceeding. The Commission's rules state that any person shall be permitted to intervene in a proceeding upon a showing that:

The person has a real and substantial interest in the proceeding, and the person is so situated that the disposition of the proceeding may, as a practical matter, impair or impede his or her ability to protect that interest, unless the person's interest is adequately represented by existing parties.¹

Ormet has a substantial interest in this proceeding. Ormet owns an aluminum reduction facility in Hannibal, Ohio. The reduction facility is physically located in the AEP zone of PJM, and takes generation, transmission and distribution services from Columbus Southern Power Company and Ohio Power Company (collectively, "AEP Ohio") under an electric service agreement entered into in accordance with the Commission's July 15, 2009 and September 15, 2009 orders in Case No. 09-119-EL-AEC ("Agreement"). This Agreement between Ormet and AEP Ohio provides, *inter alia*, that under certain circumstances Ormet will receive electricity at a rate discounted from AEP Ohio's standard tariff rates. Because the discount that Ormet may receive each year is capped under the Agreement and the Commission's orders, an increase in the AEP Ohio tariff rates may result in an increase in the rate Ormet pays for electricity. Therefore, Ormet's rates could be affected by the outcome of this proceeding.

In deciding whether to permit intervention under Section 4901-1-11(B), the Commission considers:

- (1) The nature and extent of the prospective intervenor's interest.
- (2) The legal position advanced by the prospective intervenor and its probable relation to the merits of the case.
- (3) Whether the intervention by the prospective intervenor will unduly prolong or delay the proceedings.
- (4) Whether the prospective intervenor will significantly contribute to full development and equitable resolution of the factual issues.
- (5) The extent to which the person's interest is represented by existing parties.²

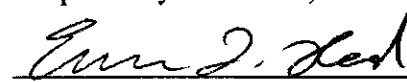
¹ Ohio Admin. Code § 4901-1-11(A)(2) (2011).

² Ohio Admin. Code § 4901-1-11(B) (2011).

As described above, Ormet is a customer of AEP Ohio and Ormet's rates may be affected by changes to AEP Ohio's tariff rates, thus Ormet has an interest in ensuring that AEP Ohio's rates remain just and reasonable. Ormet's unique relationship with AEP will also assist in the full development and equitable resolution of the factual issues and indicates that no other party can adequately represent Ormet's interest in these proceedings. Ormet's intervention is timely and will not unduly prolong or delay the proceedings.

WHEREFORE, Ormet respectfully requests that the Commission grant its motion to intervene in this proceeding.

Respectfully submitted,



Douglas G. Bonner (PHV – 1363-2011)

Emma F. Hand, (PHV – 1353-2011)

Keith C. Nusbaum (#0082745)

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*Attorneys for Ormet Primary Aluminum
Corporation*

Dated: April 19, 2011

ATTACHMENT A

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of)	
Columbus Southern Power Company and)	
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Ormet respectfully moves to intervene in the above-captioned matters pursuant to Ohio Revised Code Section 4903.221 and Section 4901-1-11 of the Commission's Code of Rules and Regulations, with full powers and rights granted by the Commission specifically, by statute, or by the provisions of the Commission's Code of Rules and Regulations to intervening parties.

(continued next page)

The reasons for granting this motion are contained in the memorandum attached hereto and incorporated herein.

Respectfully submitted,

~~Clinton A. Vince, Counsel of Record~~
~~Douglas G. Bonner (PHV - 1363-2011)~~
~~Daniel D. Barnowski~~
~~Emma F. Hand, (PHV - 1353-2011)~~
Keith C. Nusbaum (#0082745)
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*Attorneys for Ormet Primary Aluminum
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¹ Ohio Admin. Code § 4901-1-11(A)(2) (2011).

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*Attorneys for Ormet Primary Aluminum
Corporation*

Dated: ~~February 22,~~ April 19, 2011

CERTIFICATE OF SERVICE

I hereby certify that a copy of Ormet Primary Aluminum Corporation's *Amended Motion to Intervene and Memorandum in Support* were served by U.S. Mail upon counsel identified below for all parties of record this 19th day of April, 2011.


Emma F. Hand

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