

## THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of The )  
Cleveland Electric Illuminating Company, )  
Ohio Edison Company, and The Toledo Edison )  
Company for Approval of Their Energy ) Case No. 09-1947-EL-POR  
Efficiency and Peak Demand Reduction ) Case No. 09-1948-EL-POR  
Program Portfolio Plan for 2010 through 2012 ) Case No. 09-1949-EL-POR  
and Associated Cost Recovery Mechanism. )

In the Matter of the Application of The )  
Cleveland Electric Illuminating Company, ) Case No. 09-1942-EL-EEC  
Ohio Edison Company, and The Toledo Edison ) Case No. 09-1943-EL-EEC  
Company for Approval of Their Initial ) Case No. 09-1944-EL-EEC  
Benchmark Reports. )

In the Matter of the Energy Efficiency and Peak )  
Demand Reduction Program Portfolio of The ) Case No. 09-580-EL-EEC  
Cleveland Electric Illuminating Company, ) Case No. 09-581-EL-EEC  
Ohio Edison Company, and The Toledo Edison ) Case No. 09-582-EL-EEC  
Company. )

### FINDING AND ORDER

The Commission finds:

- (1) The Cleveland Electric Illuminating Company, Ohio Edison Company, and The Toledo Edison Company (collectively, FirstEnergy or the Companies) are public utilities as defined in Section 4905.02, Revised Code, and, as such, are subject to the jurisdiction of this Commission.
- (2) On December 15, 2009, FirstEnergy filed an application for approval of the Companies' initial benchmark reports and for approval of the Companies' energy efficiency and peak demand reduction program portfolio plans for 2010 through 2012.
- (3) The hearing in this proceeding commenced on March 2, 2010, and continued through March 8, 2010.

- (4) On March 23, 2011, the Commission issued its Opinion and Order finding that the Companies' initial benchmark reports were supported by the record and should be approved. Additionally, the Commission found that the Companies' energy efficiency and peak demand reduction program portfolio plans were reasonable and should be approved as modified in the Opinion and Order. Consequently, the Commission ordered the Companies to file revised tariffs consistent with the modifications delineated in the Opinion and Order for Commission review and approval.
- (5) On March 28, 2011, the Companies filed revised tariffs in accordance with the Opinion and Order.
- (6) The Commission has reviewed the revised tariffs and finds that the revised tariffs comply with the requirements of the Opinion and Order and do not appear to be unjust and unreasonable. Therefore, we find that the revised tariffs should be approved. Further, we find that it is unnecessary to hold an additional hearing on the revised tariffs.

It is, therefore,

ORDERED, That the Companies' revised tariffs be approved. It is, further,

ORDERED, That the Companies are authorized to file in final form four complete copies of the tariffs consistent with this Finding and Order. The Companies shall file one copy in the appropriate TRF docket (or may make such filing electronically as directed in Case No. 06-900-AU-WVR) and one copy in this case docket. The remaining two copies shall be designated for distribution to the Rates and Tariffs, Energy and Water Division of the Commission's Utilities Department. It is, further,

ORDERED, That the effective date of the new tariffs shall be a date not earlier than the date of this Finding and Order and the date upon which four complete copies are filed with the Commission. The new tariffs shall be effective for services rendered on or after such effective date. It is, further,

ORDERED, That the Companies shall notify all affected customers of the tariff changes via a bill message, bill insert, or separate mailing within 30 days of the effective date of the tariffs. A copy of the customer notice shall be submitted to the Commission's Service Monitoring and Enforcement Department, Reliability and Service Analysis Division, at least 10 days prior to its distribution to customers. It is, further,

ORDERED, That nothing in this Finding and Order shall be binding upon this Commission in any future proceeding or investigation involving the justness or reasonableness of any rate, charge, rule, or regulation. It is, further,


ORDERED, That a copy of this Finding and Order be served upon all interested parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

  
Todd A. Snitchler, Chairman

  
Paul A. Centolella

  
Steven D. Lesser

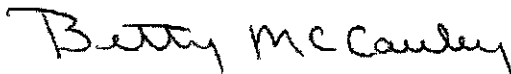
  
Andre T. Porter

  
Cheryl L. Roberto

MLW/sc

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Betty McCauley  
Secretary