

FAX

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

**In the Matter of the Application of
Columbus Southern Power Company
and Ohio Power Company for Authority
to Establish a Standard Service Offer
Pursuant to Section 4928.143, Revised
Code, in the Form of an Electric
Security Plan.**

**Case No. 11-346-EL-SSO
Case No. 11-348-EL-SSO**

**In the Matter of the Application of
Columbus Southern Power Company
and Ohio Power Company for Approval
of Certain Accounting Authority.**

**Case No. 11-349-EL-AAM
Case No. 11-350-EL-AAM**

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**REPLY MEMORANDUM IN SUPPORT OF MOTION TO CONSOLIDATE OF
ORMET PRIMARY ALUMINUM CORPORATION**

Ormet Primary Aluminum Corporation's ("Ormet") motion for consolidation is warranted in this case. Columbus Southern Power Company's ("CSP") and Ohio Power Company's ("OPCo") (together "AEP Ohio") attempt to argue that consolidation is not warranted is unsupported by the record, and AEP Ohio's own actions in particular. AEP Ohio argues that consolidation is unwarranted because the four docketed proceedings are "three individual applications"¹ filed by two different legal entities and do not share common questions of fact or law. However, AEP Ohio actually filed only a single "Application" in the four dockets, and not three separate filings.² Although the Application lists four separate case

¹ AEP Ohio's Memorandum in Opposition to the Motion to Consolidate of Ormet, Case Nos. 11-346-EL-SSO, *et al*, filed 4/29/11, at 2.

² Columbus Southern Power Company's and Ohio Power Company's Application, Case Nos. 11-346-EL-AIR, *et al*, filed 1/27/11 ("Application").

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numbers, AEP Ohio itself repeatedly characterizes it as only one Application.³ Further, in direct contrast to AEP Ohio's assertion that the cases were individual applications filed by separate legal entities, the Application states: "This application has been developed and presented as a single-company filing, given the proposed merger of CSP and OPCo".⁴ Moreover, all of the testimony and workpapers filed by AEP Ohio in this proceeding were filed in all four dockets.⁵ Therefore, AEP Ohio's argument that the "three individual applications" do not share common questions of fact or law makes no sense and should be given no credit when AEP Ohio itself has filed the same testimony and workpapers under all four case dockets.

Furthermore, the parties are substantially the same in all four dockets. Substantially all of the pleadings in this case have already been filed under all four dockets, and the Commission has already set a single procedural schedule for all four dockets,⁶ therefore no delay or prejudice will result from formal consolidation of the four dockets. Consolidation of these cases will allow for the most efficient use of all parties' resources because the cases are already being treated as a single proceeding by the Commission and by the Parties. Moreover, consolidation reduces the need for additional motions to admit *pro hac vice* on behalf of a single party. AEP Ohio's opposition to Ormet's motion to consolidate is simply a transparent attempt to frustrate Ormet's ability to utilize the experienced energy counsel of its choice for these proceedings relating to AEP Ohio's single application.

³ See e.g., Application at p. 1 ("This application has been developed"), p. 2 ("the proposed application" and "[a]s set forth in this application"), and p. 7 ("attached to this application").

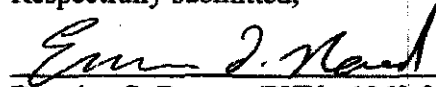
⁴ Application at p. 1.

⁵ See Exhibits attached to Application.

⁶ In the Matter of the Application of Columbus Southern Power Co. and Ohio Power Co. for Authority to establish a Standard Service Offer Pursuant to Section 4928.143, Revised Code, in the Form of an Electric Security Plan, Entry, issued 2/9/11 and Entry issued 3/23/11.

WHEREFORE, Ormet respectfully requests that the Commission grant its motion to consolidate these proceedings.

Respectfully submitted,



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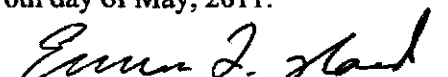
Dated: May 6, 2011

CERTIFICATE OF SERVICE

I hereby certify that a copy of Ormet Primary Aluminum Corporation's *Reply*

Memorandum in Support of Motion to Consolidate were served by U.S. Mail upon counsel

identified below for all parties of record this 6th day of May, 2011.


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