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BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Duke Energy Ohio for Authority to Establish a Standard Service Offer Pursuant to Section 4928.143, Revised Code, in the Form of an Electric Security Plan, Accounting Modifications and Tariffs for Generation Service.))	Case No. 11-3549-EL-SSO
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In the Matter of the Application of Duke Energy Ohio for Authority to Amend its Certified Supplier Tariff, P.U.C.O. No. 20.))	Case No. 11-3550-EL-ATA
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In the Matter of the Application of Duke Energy Ohio for Authority to Amend its Corporate Separation Plan.))	Case No. 11-3551-EL-UNC
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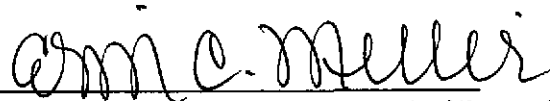
**COLUMBUS SOUTHERN POWER COMPANY AND OHIO POWER COMPANY'S
MOTION TO INTERVENE**

Pursuant to Section 4903.221, Ohio Revised Code, and Rule 4901-1-11, Ohio Administrative Code, and for reasons set out in the attached Memorandum in Support, Columbus Southern Power Company and Ohio Power Company (CSP, OPCO, and jointly, AEP Ohio) respectfully request that they be permitted to intervene in this proceeding as full parties of record.

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Respectfully submitted,



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MEMORANDUM IN SUPPORT

In its first application filed under S.B. 221, in Case No. 08-920-EL-SSO, Duke Energy Ohio, Inc. (Duke) sought and received approval from the Commission to implement an electric security plan (ESP). Duke's ESP expires on December 31, 2011, and Duke now seeks approval in this proceeding for its next standard service offer (SSO), which it proposes will take the form of a electric service plan (ESP), pursuant to 4928.141 and 4928.143, Revised Code, and Administrative Code Chapter 4901:1-35. Duke requests Commission approval of its ESP on or before January 1, 2012. AEP Ohio has real and substantial interests in the outcome of this SSO proceeding, and therefore seeks intervention in accordance with Section 4903.221, Ohio Revised Code, and Rule 4901-1-11, Ohio Administrative Code.

Section 4901-1-11 (A) (2), Ohio Admin. Code, provides:

(A) Upon timely motion, any person shall be permitted to intervene in a proceeding upon a showing that:

(2) 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.

Further, Section 4901-1-11 (B), Ohio Admin. Code provides:

(B) In deciding whether to permit intervention under paragraph (A) (2) of this rule, the commission, the legal director, the deputy legal director, or an attorney examiner shall consider:

- (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.¹

CSP and OPCO are each an electric light company, as that term is defined in §§4905.03 and 4928.01 (A) (7), Ohio Rev. Code. The companies are utilities in the state of Ohio, engaged in the generation, transmission and distribution of electric power. AEP Ohio serves nearly 20,000 megawatts of load and approximately 1,460,000 retail customers in Ohio.

As a wholesale provider and potential bidder in Duke's competitive auction, AEP Ohio has a real and substantial interest in the competitive bidding process (CBP) outlined in this proceeding. AEP Ohio has participated in numerous state auctions and should be permitted to intervene in this case not only to protect its interests as a potential auction participant, but to aid in the development of the process by which the auction will be executed.

¹ Factors (B) (1) – (4) are consistent with §4903.221 (B), Ohio Rev. Code.

AEP Ohio should also be permitted to intervene due to the fact that its interest is unique as compared to the other intervenors and parties to this proceeding. Particularly, CSP jointly owns generation facilities with Duke at the Conesville Station Unit 4², the Walter C. Beckjord Station Unit 6³, the William H. Zimmer Generating Station Unit 1⁴, and the J.M. Stuart Plant⁵. Duke asserts, in its SSO application, that it will “seek approval to transfer its legacy generation assets,” which include these units jointly owned with CSP. AEP Ohio has a clear interest in any transfer of ownership of co-owned assets.⁶ AEP Ohio should be permitted to intervene in order to protect its considerable investment in these plants, and in the partnership going forward.

AEP Ohio also has an interest in the affect of Duke’s “expected realignment in regional transmission organizations” and the resulting impact on the energy market generally in Ohio that is not similarly represented by the competitive retail electric suppliers that have thus far moved to intervene in this proceeding. AEP Ohio has extensive expertise and participation all aspects of the energy market, including the generation, transmission and distribution of power across Ohio, and it is uniquely suited to assist in the development of a full and complete record to aid the Commission in its consideration of Duke’s application.

AEP Ohio’s intervention will not prolong or delay this proceeding. This motion precedes all discovery or other procedural termination dates, and is filed more than five days before the hearing deadline established in Rule 4901-1-29.

² Conesville Unit 4 is a 780 MW generating unit located in Conesville, Ohio, jointly owned by CSP, Duke, and Dayton Power and Light (DP&L).

³ Beckjord Unit 6 is a 434 MW generating unit located at the Walter C. Beckjord Station near New Richmond, Ohio. It is operated by Duke, and co-owned by DP&L, Duke and CSP.

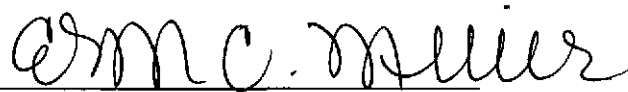
⁴ Zimmer Unit 1 is a 1300 MW generating unit in Moscow, Ohio, operated by Duke, and co-owned by Duke, DP&L and CSP.

⁵ The J.M. Stuart Plant is a 2,400 MW coal-fired plant located in Aberdeen, Ohio, operated by DP&L, and co-owned by DP&L, Duke, and CSP.

⁶ In Case No. 10-2376-EL-UNC, the application of CSP and OPCO for authority to merge is currently pending before the Commission. Upon closing of the proposed merger, OPCO will be the surviving entity and therefore will be the owner of CSP’s share of these jointly owned generation assets. Accordingly, OPCO’s interests in the disposition of these assets are identical to those of CSP.

For the foregoing reasons, AEP Ohio respectfully requests that the Commission grant this joint motion for leave to intervene and that CSP and OPCO be made full parties of record in this proceeding.

Respectfully submitted,

A handwritten signature in black ink that reads "Erin C. Miller". The signature is written in a cursive style and is positioned above a horizontal line.

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Columbus Southern Power Company's and Ohio Power Company's Motion to Intervene has been served upon the below-named counsel via First Class mail, postage prepaid, this 1st day of July, 2011.



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