

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Ohio)
Power Company for Approval of an) Case No. 11-5333-EL-UNC
Amendment to its Corporate Separation)
Plan.)

ENTRY

The attorney examiner finds:

- (1) Columbus Southern Power Company (CSP) and Ohio Power Company (OP) (jointly, AEP-Ohio) are public utilities as defined in Section 4905.02, Revised Code, and, as such, are subject to the jurisdiction of this Commission.
- (2) On January 27, 2011, in Case No. 11-346-EL-SSO, *et al.* (11-346), AEP-Ohio filed an application for a standard service offer pursuant to Section 4928.141, Revised Code.¹ The application is for an electric security plan in accordance with Section 4928.143, Revised Code.
- (3) On September 7, 2011, a stipulation and recommendation (stipulation) was filed by AEP-Ohio, Staff, and other parties to resolve the issues raised in 11-346 and several other cases pending before the Commission (consolidated cases).²
- (4) On September 30, 2011, in the above-captioned case, OP filed an application for approval to amend its corporate separation

¹ *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 Nos. 11-346-EL-SSO and 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 Nos. 11-349-EL-AAM and 11-350-EL-AAM.

² *In the Matter of the Application of Ohio Power Company and Columbus Southern Power Company for Authority to Merge and Related Approvals*, Case No. 10-2376-EL-UNC; *In the Matter of the Application of Columbus Southern Power Company to Amend its Emergency Curtailment Service Riders*, Case No. 10-343-EL-ATA; *In the Matter of the Application of Ohio Power Company to Amend its Emergency Curtailment Service Riders*, Case No. 10-344-EL-ATA; *In the Matter of the Commission Review of the Capacity Charges of Ohio Power Company and Columbus Southern Power Company*, Case No. 10-2929-EL-UNC; *In the Matter of the Application of Columbus Southern Power Company for Approval of a Mechanism to Recover Deferred Fuel Costs Pursuant to Section 4928.144, Revised Code*, Case No. 11-4920-EL-RDR; *In the Matter of the Application of Ohio Power Company for Approval of a Mechanism to Recover Deferred Fuel Costs Pursuant to Section 4928.144, Revised Code*, Case No. 11-4921-EL-RDR.

plan, in accordance with Rule 4901:1-37-06(A), Ohio Administrative Code (O.A.C.). According to the application, American Electric Power Company, Inc., which is the parent company of OP and CSP, plans to create a new, wholly-owned subsidiary that will be organized for the purposes of planning, constructing, owning, and operating the generating assets of AEP-Ohio. OP states that the new subsidiary is being planned in order to implement full structural corporate separation, which OP notes would be a result of the Commission adopting the stipulation in the consolidated cases. OP further states that another result of the Commission adopting the stipulation would be approval of the merger of CSP into OP, which would resolve Case No. 10-2376-EL-UNC. OP thus seeks approval to modify its existing corporate separation plan to reflect the new structure that would result from the proposed merger and corporate separation. Additionally, OP seeks approval to transfer certain generating assets and contractual entitlements at net book value and, to the extent necessary, a waiver of Rule 4901:1-37-09(C)(4), O.A.C.

- (5) On September 30, 2011, AEP-Ohio, AEP Retail Energy Partners LLC, Association of Independent Colleges and Universities of Ohio, City of Grove City, City of Hilliard, Constellation Energy Commodities Group, Inc., Constellation NewEnergy, Inc., Duke Energy Retail Sales, LLC, Exelon Generation Company, LLC, Kroger Company, Ohio Environmental Council, Ohio Energy Group, Ohio Hospital Association, OMA Energy Group, Paulding Wind Farm II, LLC, PJM Power Providers Group, and Retail Energy Supply Association filed a joint motion to consolidate the present case with the consolidated cases, such that OP's application to amend its corporate separation plan would be considered during the hearing on the stipulation in the consolidated cases. On October 11, 2011, the motion to consolidate was denied in the course of the hearing on the stipulation.
- (6) Pursuant to Rule 4901:1-37-06(B), O.A.C., a filing to revise or amend an electric utility's corporate separation plan shall be deemed approved if not acted on by the Commission within 60 days after it is filed. By entry issued November 2, 2011, the attorney examiner suspended consideration of the application to amend OP's corporate separation plan, until the Commission

specifically orders otherwise, in order to allow the Commission to evaluate the proposed amendments to the plan.


- (7) In order to assist the Commission in its review of OP's application, the attorney examiner finds that the following procedural schedule should be established:
- (a) December 8, 2011 - Deadline for the filing of motions to intervene.
 - (b) December 15, 2011 - Deadline for the filing of comments on the application by Staff and intervenors.
 - (c) December 29, 2011 - Deadline for all parties to file reply comments.

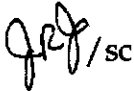
It is, therefore,

ORDERED, That the procedural schedule set forth in finding (7) be adopted. It is, further,

ORDERED, That a copy of this entry be served upon all parties and other interested persons of record in this case and all parties of record in Case No. 11-346-EL-SSO, *et al.*, and Case No. 10-2376-EL-UNC.

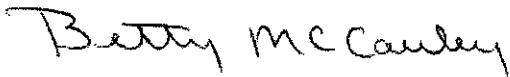
THE PUBLIC UTILITIES COMMISSION OF OHIO


By: Sarah J. Parrot
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Entered in the Journal

DEC 02 2011



Betty McCauley
Secretary