

**BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Ohio)	
Edison Company, The Cleveland Electric)	
Illuminating Company, and The Toledo)	Case Nos. 09-1947-EL-POR
Edison Company For Approval of Their)	09-1948-EL-POR
Energy Efficiency and Peak Demand)	09-1949-EL-POR
Reduction Program Portfolio Plans for 2010)	
through 2012 and Associated Cost Recovery)	
Mechanisms.)	
)	
In the Matter of the Application of Ohio)	
Edison Company, The Cleveland Electric)	Case Nos. 09-1942-EL-EEC
Illuminating Company, and The Toledo)	09-1943-EL-EEC
Edison Company For Approval of Their)	09-1944-EL-EEC
Initial Benchmark Reports.)	
)	
In the Matter of the Energy Efficiency and)	
Peak Demand Reduction Program Portfolio of)	Case Nos. 09-580-EL-EEC
Ohio Edison Company, The Cleveland)	09-581-EL-EEC
Electric Illuminating Company, and The)	09-582-EL-EEC
Toledo Edison Company.)	

**OHIO EDISON COMPANY, THE CLEVELAND ELECTRIC ILLUMINATING
COMPANY AND THE TOLEDO EDISON COMPANY’S MOTION TO CONTINUE
HEARING DATE AND REQUEST FOR EXPEDITED RULING**

Pursuant to O.A.C. §4901-1-12, Ohio Edison Company, The Cleveland Electric Illuminating Company and The Toledo Edison Company (collectively “Companies”) respectfully request a continuance of the January 17, 2012 hearing date on the energy efficiency incentive mechanism until February 21, 2012, with said ruling on this request being issued on an expedited basis.

O.A.C. §4901-1-12(c) provides:

Any motion may include a specific request for an expedited ruling. The grounds for such a request shall be set forth in the memorandum in support. If the motion requests an extension of time to file pleadings or other papers of five days or less, an immediate ruling may be issued without the filing of memoranda. In all other situations, the party requesting an expedited ruling may first contact all other parties to determine whether any party objects to the issuance of such a ruling without the filing of memoranda. If the moving party certifies that no party objects to the issuance of such a ruling, an immediate ruling may be issued. If any party objects to the issuance of such a ruling, or if the moving party fails to certify that no party has any objection, any party may file a memorandum contra within seven days after the service of the motion, or such other period as the commission, the legal director, the deputy legal director, or the attorney examiner requires. No reply memoranda shall be filed in such cases unless specifically requested by the commission, the legal director, the deputy legal director, or the attorney examiner. (emphasis added).

Moreover, O.A.C. 4901-1-12(F) provides:

Notwithstanding paragraphs (B) and (C) of this rule, the commission, the legal director, the deputy legal director, or the attorney examiner may, upon their own motion, issue an expedited ruling on any motion, with or without the filing of memoranda, where the issuance of such a ruling will not adversely affect a substantial right of any party.

As a result of prior settlement discussions, the Companies previously requested an unopposed continuance of the hearing on this matter, which was granted. Since that time, the Companies and the parties have continued to meet to discuss settlement of the issues related to the hearing. Progress continues and the Companies expect to receive a proposal from some of the parties by January 6, 2012. Because of this progress, the Companies and some of the parties to this case desire additional time to try to settle many, if not all, of the issues related to the hearing.

During the last settlement discussions, which occurred on December 19, 2011, no party objected to the Companies seeking a further continuance, with many of the parties supporting such a request. Upon inquiry, all responding parties indicated that February 21, 2012 date is mutually convenient alternative date for the hearing.

Therefore, the Companies respectfully request that the Attorney Examiner grant the Companies' request for a continuance of the January 17, 2012 hearing date to February 21, 2012. Because expert testimony would be due seven days prior to the currently scheduled hearing date¹ of January 17th, the Companies ask that said approval be done on an expedited basis.

Respectfully submitted,

/s/ Carrie M. Dunn

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¹ See O.A.C. Section 4901-1-29(A)(1)(h).

CERTIFICATE OF SERVICE

I hereby certify that this Motion to Continue Hearing Date and Expedited Ruling submitted by Ohio Edison Company, The Cleveland Electric Illuminating Company and The Toledo Edison Company was filed electronically this 27th day of December, 2011, with the Public Utilities Commission of Ohio Docketing Information System. Notice of this filing and a courtesy electronic copy will be sent via e-mail to the attached list.

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Summary: Motion to Continue Hearing Date and Request for Expedited Hearing electronically filed by Ms. Carrie M Dunn on behalf of The Cleveland Electric Illuminating Company and Ohio Edison Company and The Toledo Edison Company