

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Fuel Adjustment	)	
Clauses for Columbus Southern Power	)	Case No. 09-872-EL-FAC
Company and Ohio Power Company	)	Case No. 09-873-EL-FAC

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**OHIO POWER COMPANY'S  
MOTION TO EXTEND PROTECTIVE ORDER**

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Ohio Power Company<sup>1</sup> (“AEP Ohio” or the “Company”), pursuant to Rule 4901-1-24(F), Ohio Admin. Code, hereby moves the Commission to renew and extend its June 29, 2010, Entry ordering confidentiality treatment for, and prohibition against the disclosure of, certain information filed under seal in these dockets. The reasons supporting this motion are detailed in the accompanying memorandum in support.

Respectfully Submitted,

/s/ Yazen Alami  
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<sup>1</sup> By entry issued on March 7, 2012, the Commission approved and confirmed the merger of Columbus Southern Power Company with and into Ohio Power Company effective December 31, 2011. *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. Accordingly, references herein to Ohio Power Company or AEP Ohio, the surviving entity after the merger, included the predecessor interests of Columbus Southern Power Company.

## MEMORANDUM IN SUPPORT

The information filed under seal in these dockets on May 14, 2010, August 16, 2010, August 23, 2010, September 23, 2010, October 15, 2010 and September 8, 2010, consists of the following:

- The confidential version of the May 14, 2010, Audit Report, including confidential, proprietary, competitively sensitive and trade secret information, including coal inventory information on an individual plant and total company basis, specific fuel/consumables contract terms and conditions (including pricing) and planned purchasing information, competitive financial and cost information for AEP's River Transportation Division affiliate, and competitive pricing information for Renewable Energy Certificates ("REC") and emission allowances (collectively "Confidential Information");
- Testimony and briefs filed by the parties containing Confidential Information, including testimony on those topics identified above and additional background data relating to a confidential fuel procurement agreement referenced in the Audit Report; and
- Evidentiary transcripts of the hearing conducted on August 23-24, 2010, containing Confidential Information.

The Confidential Information was initially subject to a protective order for 18 months from the issuance of the Commission's Entry on June 29, 2010, or until December 29, 2011. On October 5, 2011, the Company filed a motion to renew and extend the protective order for an additional 18-month period from December 29, 2011, or until June 29, 2013. The Company

hereby renews its request for continued protection of the foregoing Confidential Information to prevent its public disclosure.

The Confidential Information, previously found to be confidential, proprietary, and competitively sensitive by the Attorney Examiner in this case, and accordingly filed under seal and prohibited from public disclosure, should remain confidential for an additional 18-month period from the expiration of the current order on June 29, 2013. Many of the Company's fuel/consumable contracts run for terms longer than 18 months, and regardless, many of the terms (including price) and conditions of the Company's contracts remain competitively sensitive even after termination or expiration of a particular contract. Likewise, procurement plans, REC pricing and financial information relating to AEP's River Transportation Division remains highly confidential; release of such information would create a significant disadvantage for AEP in future negotiations.

For the foregoing reasons, the Company respectfully requests a renewal of the current protective order for an additional 18-month period, and that any requests under the Open Records law for disclosure of the documents filed under seal in this proceeding be rejected under § 149.43(A)(a)(v), Revised Code, as a request for records whose release is prohibited under state law.

Respectfully submitted,

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### **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was served via electronic mail upon the below-listed counsel of record on this 21<sup>st</sup> day of March, 2013.

/s/ Yazen Alami  
Yazen Alami

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Summary: Motion to extend Protective Order electronically filed by Mr. Yazen Alami on behalf of Ohio Power Company