

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Ohio )  
Power Company for Authority to Establish )  
a Standard Service Offer Pursuant to R.C. ) Case No. 13-2385-EL-SSO  
4928.143, in the Form of an Electric )  
Security Plan. )

In the Matter of the Application of Ohio )  
Power Company for Approval of Certain ) Case No. 13-2386-EL-AAM  
Accounting Authority. )

ENTRY

The Commission finds:

- (1) Ohio Power Company d/b/a AEP Ohio (AEP Ohio or the Company) is a public utility as defined in R.C. 4905.02, and, as such, is subject to the jurisdiction of this Commission.
- (2) On December 20, 2013, AEP Ohio filed an application for a standard service offer pursuant to R.C. 4928.141. The application is for an electric security plan in accordance with R.C. 4928.143.
- (3) An evidentiary hearing in these proceedings commenced on June 3, 2014, and concluded on June 30, 2014. Briefs and reply briefs were filed on July 23, 2014, and August 15, 2014, respectively.
- (4) On July 23, 2014, a motion to appear pro hac vice on behalf of the Environmental Law & Policy Center (ELPC) was filed by Robert Kelter. No memoranda contra were filed. The Commission finds that the motion to appear pro hac vice is reasonable and should be granted.
- (5) On November 4, 2014, AEP Ohio filed a motion for oral argument, along with a request for expedited ruling, pursuant to Ohio Adm.Code 4901-1-12(C) and Ohio Adm.Code 4901-1-32. Specifically, AEP Ohio requests that the Commission schedule an oral argument that would address any legal or policy issues related to these

proceedings that the Commission believes would benefit from further discussion. AEP Ohio notes that the Commission's consideration of the Company's proposed power purchase agreement (PPA) rider, including the legal basis and policy implications of adoption of the rider, may benefit from an open discussion. AEP Ohio proposes that the oral argument be scheduled as soon as possible for a date in 2014 and that the Commission define the issues to be addressed during the oral argument.

- (6) On November 10, 2014, and November 12, 2014, FirstEnergy Solutions Corp. and Duke Energy Ohio, Inc., respectively, indicated that they support the motion filed by AEP Ohio and believe that the Commission may benefit from an oral argument regarding the proposed PPA rider.
- (7) Memoranda contra AEP Ohio's motion for oral argument were filed by ELPC, Retail Energy Supply Association (RESA), and Ohio Manufacturers' Association Energy Group (OMAEG) on November 12, 2014. ELPC, RESA, and OMAEG argue that AEP Ohio has demonstrated no need for oral argument, in light of the fact that the parties have already had ample opportunity to explore all of the issues in these proceedings through the presentation of evidence and post-hearing briefing. ELPC, RESA, and OMAEG contend that an oral argument at this late stage of the proceedings, following the conclusion of the evidentiary hearing and post-hearing briefing, could be inappropriately used as a means to introduce new facts or make claims outside of the closed evidentiary record. ELPC, RESA, and OMAEG request, therefore, that AEP Ohio's motion be denied. Alternatively, if the motion is granted by the Commission, ELPC and RESA assert that procedural protections should be imposed to ensure that every party has a full opportunity to prepare and participate in the oral argument.
- (8) Upon review of AEP Ohio's motion for oral argument and request for expedited ruling, the Commission finds that the motion is reasonable and should be granted, pursuant to Ohio Adm.Code 4901-1-12(C) and Ohio Adm.Code 4901-1-32, for the limited purpose of enabling the Commission to clarify the legal and policy implications related to the

Company's proposed PPA rider. Accordingly, oral argument before the Commission shall commence following the Commission meeting on December 17, 2014, at the offices of the Commission, 180 East Broad Street, 11th Floor, Columbus, Ohio. The oral argument will be open to members of the public and webcast on the Commission's website. All interested persons wishing to view the oral argument via the web should access the Commission's website at [www.puco.ohio.gov](http://www.puco.ohio.gov) and click on webcasts.

- (9) Counsel for any party of record in these proceedings that filed a post-hearing brief is invited to attend the oral argument before the Commission. Parties with similar interests are strongly encouraged to combine their presentations. In the event any parties combine their presentations, or in the event any parties filed joint briefs, only one representative may advocate on behalf of the parties due to the extensive number of parties in these proceedings. On the date of the oral argument, parties in attendance shall sign in before the Commission and should be prepared to address only AEP Ohio's proposed PPA rider.
- (10) AEP Ohio will be given ten minutes to present its arguments regarding the proposed PPA rider. Any other party that has signed in will be given five minutes to present its arguments regarding the proposed PPA rider. AEP Ohio will be given ten minutes for rebuttal. No other party will be allotted time for rebuttal; however, the Commission may, in its discretion, recall a party to respond to any specific arguments made.

It is, therefore,

ORDERED, That the motion to appear pro hac vice filed by Robert Kelter be granted. It is, further,

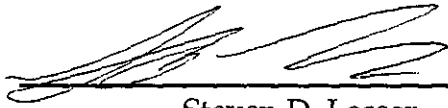
ORDERED, That AEP Ohio's motion for oral argument and request for expedited ruling be granted. It is, further,

ORDERED, That the parties follow the directives set forth in findings (9) and (10). It is, further,

ORDERED, That a copy of this Entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

  
Thomas W. Johnson, Chairman

  
Steven D. Lesser

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Lynn Slaby


  
M. Beth Trombold

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Asim Z. Haque

SJP/sc

Entered in the Journal

**DEC 03 2014**

  
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Barcy F. McNeal  
Secretary