

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application for )  
Ohio Edison Company, The Cleveland )  
Electric Illuminating Company, and The ) Case No. 14-2037-EL-ATA  
Toledo Edison Company for Approval )  
of a Tariff Revision. )

FINDING AND ORDER

The Commission finds:

- (1) Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company (collectively, FirstEnergy) are public utilities as defined in R.C. 4905.02 and, as such, are subject to the jurisdiction of this Commission.
- (2) On November 13, 2014, FirstEnergy filed an application proposing to modify an existing tariff, the Economic Load Response (ELR) Program, effective June 1, 2015, in order to address PJM Interconnection, LLC's (PJM) creation of a shorter default notification time for a called emergency curtailment event. *PJM Interconnection, L.L.C.*, 147 FERC ¶61,103 (2014).
- (3) Under the terms of the proposed tariff, the notification for curtailments will be adjusted from a 120-minute notice to a 30-minute notice for the upcoming 2015-2016 planning year. The proposed tariff also reflects PJM's creation of an exception process to the default notification time, which would potentially grant certain demand resources either a 60-minute or a 120-minute notification time.
- (4) On February 6, 2015, Staff filed comments regarding FirstEnergy's application. In the event exception requests are permitted in the future, Staff recommends

FirstEnergy follow the same customer notification procedure utilized this year to inform ELR customers of the exception process. Staff notes that if the Federal Energy Regulatory Commission permits PJM to modify the exception process, FirstEnergy should revise its tariff accordingly. Additionally, Staff also recommends that the word "solely" be removed from FirstEnergy's tariff, which is located in the first sentence in the third paragraph under the provision entitled, "OTHER PROVISIONS, D. Emergency Curtailment Event." Staff recommends approval of FirstEnergy's revised ELR tariff on the condition that FirstEnergy agrees to adhere to the recommendations set forth herein.

- (5) The Commission has reviewed FirstEnergy's application to revise its tariff and finds that the proposed modifications do not appear to be unjust and unreasonable, subject to the proffered recommendations of Staff. Therefore, we find that the application should be approved, as modified by Staff's recommendations.

It is, therefore,

ORDERED, That the application and proposed tariff filed by FirstEnergy be approved, as modified by Staff's recommendations. It is, further,

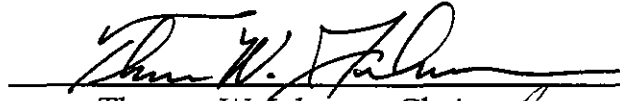
ORDERED, That FirstEnergy file, in final form, two complete copies of its tariff, consistent with this Finding and Order. One copy shall be filed in this case docket, one shall be filed in FirstEnergy's TRF docket. It is, further,

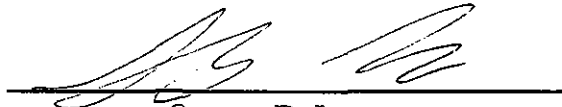
ORDERED, That the effective date of the new tariff shall be a date not earlier than the date of this Finding and Order, and the date upon which two final tariffs are filed with the Commission. It is, further,

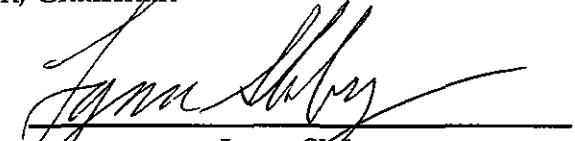
ORDERED, That nothing in this Finding and Order shall be binding upon this Commission in any future proceeding or investigation involving the justness or reasonableness of any rate, charge, rule, or regulation. It is, further,

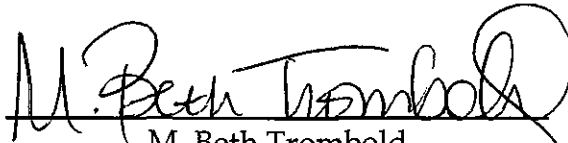
ORDERED, That a copy of this Finding and Order be served upon all parties of record.

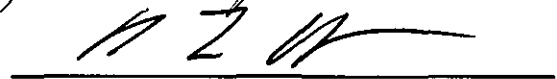
THE PUBLIC UTILITIES COMMISSION OF OHIO

  
Thomas W. Johnson, Chairman

  
Steven D. Lesser

  
Lynn Slaby

  
M. Beth Trombold

  
Asim Z. Haque

GAP/MJA/sc

Entered in the Journal

**FEB 25 2015**



Barcy F. McNeal  
Secretary