

**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 No. 14-1297-EL-SSO
Edison Company for Authority to Provide	)	
for a Standard Service Offer Pursuant to	)	
R.C. § 4928.143 in the Form of an Electric	)	
Security Plan	)	

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**SUPPLEMENTAL STIPULATION AND RECOMMENDATION**

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Ohio Edison Company ("Ohio Edison"), The Cleveland Electric Illuminating Company ("CEI"), and The Toledo Edison Company ("Toledo Edison") (hereinafter individually and collectively "Company" or "Companies") agree with the other Signatory Parties hereto to all of the terms and conditions of the Stipulation and Recommendation (the "Stipulation") filed in Case No. 14-1297-EL-SSO at the Public Utilities Commission of Ohio ("Commission") on December 22, 2014 subject to and including all of the following additions and modifications to and clarification of such Stipulation:

- 1. Delete the existing Section V.A.1(i)(1)-(3) of the Stipulation appearing on pages 7-8, and insert the following new Section V.A.1(i)(1)-(3):**

**A. Rate Design**

1. The Signatory Parties agree to the Companies' proposed rate design with the following changes, which are intended to promote economic development and provide stability and certainty regarding retail electric service:

i) Rider ELR will renew for service rendered beginning June 1, 2016 and shall expire with service rendered May 31, 2019, subject to the following modifications:

(1) Participation is voluntary and limited to (i) customers taking service under Rider ELR during ESP III; and (ii) up to 136,250 kW of additional Curtailable Load available on a first-come, first-serve basis for customers who historically have been eligible for Rider ELR, with no participant exceeding historical Curtailable Load cap.

(2) The aggregate Curtailable Load cap of new Rider ELR customers that have provided the Companies written notice of intent to participate in this program on or before May 31, 2015 shall not exceed 136,250 kW. The Curtailable Load cap of new customers that have provided notice to participate on or before May 1, 2015 shall be approved. The Curtailable Load cap of new customers that provide notice to participate after May 1, 2015 but on or before May 31, 2015 will be approved to participate in Rider ELR on a pro rata basis so that the aggregate total Curtailable Load of all such new Rider ELR customers does not exceed 136,250 kW.

(3) The Interruptible Credit Provisions (“Rider ELR” and “Rider EDR (b)”) will continue during ESP IV and expire on May 31, 2019. The Rider ELR credit will be \$5.00 per kW per month by unit of Curtailable Load. This credit will be recovered through the DSE 1 component of Rider DSE. The Rider EDR (b) credit will be \$5.00 per kW per month by unit of Curtailable

Load as defined in Rider ELR. The Rider EDR (b) credit will be recovered in Rider EDR (e), in the same manner as was recovered in ESP III.

**2. A new Section V.A.2 to the Stipulation shall be added as follows:**

2. The Companies agree to deploy a small-scale pilot program providing an alternative means for customers to obtain and pay for services otherwise provided by or through the Non-Market-Based Services Rider ("Rider NMB"). More specifically, the purpose of this pilot program is to explore whether certain customers could benefit from opting out of the Companies' Rider NMB and obtaining, directly or indirectly through a CRES provider, all transmission and ancillary services through the Open Access Transmission Tariff and other PJM governing documents ("OATT") approved by the Federal Energy Regulatory Commission ("FERC"), in effect from time to time, as modified by FERC, and applicable to the zone in which the end user is located or whether the administrative burden to the Companies, and the cost and risk to the customer, would render this option impractical. This pilot program will be limited to (i) Industrial Energy Users-Ohio ("IEU") member-customers, (ii) Ohio Energy Group ("OEG") member-customers, (iii) Nucor Steel Marion, Inc. ("Nucor"), and (iv) Material Sciences Corporation ("MSC", IEU member-customers, OEG member-customers, Nucor and MSC herein collectively referred to as "Pilot Participant") (IEU and OEG will notify the Companies if a customer withdraws its membership) that, through IEU, OEG, Nucor or MSC, notify the Companies in writing within 30 days of the approval of the Companies' ESP IV or by December 31, 2015, whichever is later. The notification shall provide that the Pilot Participant elects to opt out of Rider NMB, for all service rendered on

or after the date of the next effective Rider NMB rate and commits to obtain and pay for NITS and all other non-market-based and market-based services through the otherwise applicable OATT and identify the accounts subject to the election. Any increase or decrease in the load and usage characteristics of any account identified in such election, opening of a replacement account or account transfer shall not affect the right to continue the OATT eligibility. Any account or successor account voluntarily returning to Rider NMB or any Rider NMB successor, after 60 days advance notice, shall not, thereafter, make such OATT election and eligibility for such election with regard to such account or successor account shall be deemed terminated. New and expanded accounts of an existing Pilot Participant shall also have the right to make such election regardless of whether the accounts are known or in existence by the election deadline specified herein. Any such election would be effective coincident with the next effective date of a new Rider NMB rate. Such a Pilot Participant that has opted out shall not receive the benefits or be subject to the costs of Rider NMB or any successor to Rider NMB provided that they shall not be deprived of any costs or refunds arising from decisions issued by FERC or the Commission where such costs or refunds would flow through Rider NMB and are associated with the period during which they obtained service by or through Rider NMB and such costs or refunds are not otherwise available through the OATT. Such refunds (if any) shall be deducted from refund amounts included in Rider NMB. Such a Pilot Participant shall be eligible, at their election, as long as they continuously remain a Pilot Participant and continue to obtain such services

through the applicable OATT until such time as they may elect to discontinue such election and revert to Rider NMB or a Rider NMB successor.

3. The Signatory Parties and all parties signing this Supplemental Stipulation and Recommendation (the "Supplemental Stipulation") as non-opposing parties agree not to oppose the ESP IV as modified by the Stipulation and this Supplemental Stipulation (collectively referred to herein as the "Stipulated ESP IV") in any forum. The Signatory Parties do not waive and expressly reserve all of their rights with respect to taking any action to enforce the Stipulation and with respect to interpreting the Stipulation, as modified by this Supplemental Stipulation, consistent with the Signatory Parties' obligations expressly set forth in the Stipulated ESP IV
4. The terms, conditions and understandings contained herein are all contingent upon the Commission accepting the Stipulation as modified by this Supplemental Stipulation, without modification. The Signatory Parties agree that signing this Supplemental Stipulation binds them to the Stipulation (filed in this proceeding on December 22, 2014 as modified by the Errata filed on January 21, 2015) as modified by this Supplemental Stipulation,

IN WITNESS WHEREOF, this Supplemental Stipulation has been signed by the authorized agents of the undersigned Parties as of this 26<sup>th</sup> day of May 2015. The undersigned Parties respectfully request the Commission to issue its Opinion and Order approving and adopting the Stipulated ESP IV.

**Signatory Parties**

James W. Burke  
Ohio Edison Company

James W. Burke  
The Toledo Edison Company

James W. Burke  
The Cleveland Electric Illuminating  
Company

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Ohio Power Company

\_\_\_\_\_  
Ohio Energy Group

Patricia Ambrose (lly)  
City of Akron

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Council of Smaller Enterprises  
("COSE")

Joseph Patrick Meissner (lly)  
Cleveland Housing Network

Joseph Patrick Meissner (lly)  
Consumer Protection Association

Joseph Patrick Meissner (lly)  
Council for Economic Opportunities in  
Greater Cleveland

Joseph Patrick Meissner (lly)  
Citizens Coalition

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Nucor Steel Marion, Inc.

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Material Sciences Corporation

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Association of Independent Colleges and  
Universities of Ohio ("AICUO")

Sam J. Tscherne (lly)  
International Brotherhood of Electrical  
Workers Local 245

## Signatory Parties

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Ohio Edison Company

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Cleveland Housing Network

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Council for Economic Opportunities in  
Greater Cleveland

  
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Ohio Power Company<sup>4</sup>

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Citizens Coalition

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Ohio Hospital Association

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City of Akron

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Nucor Steel Marlon, Inc.

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Council of Smaller Enterprises ("COSE")

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Material Sciences Corporation

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Association of Independent Colleges and  
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<sup>4</sup> The interest of Ohio Power Company (AEP Ohio) in intervening in this proceeding and its purpose in signing this Stipulation are limited to the legal and policy bases supporting the RRS Rider. AEP Ohio recommends adoption of the RRS Rider in this proceeding in recognition that the underlying legal and policy bases supporting the RRS Rider in this proceeding are comparable to AEP Ohio's Purchased Power Agreement Rider in Case Nos. 13-2385-EL-SSO, 13-2386-EL-SSO, 14-1693-EL-RDR and 14-1694-EL-AAM. AEP Ohio does not take any position with regard to any other issue being settled or litigated in this proceeding.

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International Brotherhood of Electrical  
Workers Local 245

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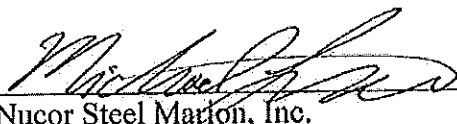
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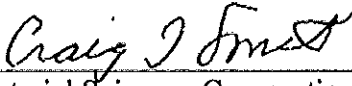
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**This foregoing document was electronically filed with the Public Utilities**

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**in**

**Case No(s). 14-1297-EL-SSO**

Summary: Text Supplemental Stipulation and Recommendation electronically filed by Ms. Carrie M Dunn on behalf of The Toledo Edison Company and The Cleveland Electric Illuminating Company and Ohio Edison Company