

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

<b>In the Matter of the Application of Ohio</b>	<b>)</b>	
<b>Edison Company, The Cleveland Electric</b>	<b>)</b>	
<b>Illuminating Company and The Toledo</b>	<b>)</b>	<b>Case No. 14-1297-EL-SSO</b>
<b>Edison Company for Authority to Provide</b>	<b>)</b>	
<b>for a Standard Service Offer Pursuant to</b>	<b>)</b>	
<b>R.C. § 4928.143 in the Form of an Electric</b>	<b>)</b>	
<b>Security Plan</b>	<b>)</b>	

---

**SECOND SUPPLEMENTAL STIPULATION AND RECOMMENDATION**

---

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, as modified by the Supplemental Stipulation and Recommendation ("Supplemental Stipulation") filed with the Commission on May 28, 2015, subject to and including all of the following additions and modifications to and clarification of such Stipulation and Supplemental Stipulation:

**1. A new Section V.A.3 to the Stipulation shall be added as follows:**

3. The Companies agree to deploy a Commercial High Load Factor ("HLF") Experimental Time-of-Use rate proposal for commercial customers with headquarters located in Ohio having at least 30 facilities in the Companies' combined service territory with each facility consuming at least 1.5 GWh annually and having refrigeration as a major portion of the load. In addition, each individual facility must have interval metering, must have an average monthly load factor

during the preceding 12 months of 70% or higher, and must otherwise be served under the Companies' GS or GP rate schedules. The Commercial HLF Experimental Time-of-Use rate proposal will give the Companies' commercial customers an opportunity to determine whether time-of-use rates could reduce their overall energy bills. An illustration of the Commercial High Load Factor ("HLF") Experimental Time-of-Use rates, based on the 2015/2016 Delivery Year competitive bid process average clearing price, is contained on Attachment 1 to this Second Supplemental Stipulation and Recommendation (the "Second Supplemental Stipulation"). Once a facility qualifies for the Commercial HLF Experimental Time-of-Use rate and is enrolled in the Commercial HLF Experimental Time-of-Use rate, that facility may remain on that rate notwithstanding any subsequent change in the load characteristics of the facility or reduction in energy consumption by the facility.

2. The Signatory Parties and all parties signing this Second Supplemental Stipulation as non-opposing parties agree not to oppose the ESP IV as modified by the Stipulation, the Supplemental Stipulation and this Second 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 Stipulated ESP IV and with respect to interpreting the Stipulation, as modified by the Supplemental Stipulation and this Second Supplemental Stipulation, consistent with the Signatory Parties' obligations expressly set forth in the Stipulated ESP IV.
3. The terms, conditions and understandings contained herein are all contingent upon the Commission accepting the Stipulation as modified by the Supplemental Stipulation and this

Second Supplemental Stipulation, without modification. The Signatory Parties agree that signing this Second 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 the Supplemental Stipulation and this Second Supplemental Stipulation.

IN WITNESS WHEREOF, this Second Supplemental Stipulation has been signed by the authorized agents of the undersigned Parties as of this 4th day of June 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. Burk  
Ohio Edison Company

Joseph Patrick Meissner (JPM)  
Cleveland Housing Network

James W. Burk  
The Toledo Edison Company

Joseph Patrick Meissner (JPM)  
Consumer Protection Association

James W. Burk  
The Cleveland Electric Illuminating Company

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

\_\_\_\_\_  
Ohio Power Company

Joseph Patrick Meissner (JPM)  
Citizens Coalition

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

\_\_\_\_\_  
Nucor Steel Marion, Inc.

Patricia Ambrose (PA)  
City of Akron

\_\_\_\_\_  
Material Sciences Corporation

\_\_\_\_\_  
Council of Smaller Enterprises ("COSE")

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

Second Supplemental Stipulation, without modification. The Signatory Parties agree that signing this Second 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 the Supplemental Stipulation and this Second Supplemental Stipulation.

IN WITNESS WHEREOF, this Second Supplemental Stipulation has been signed by the authorized agents of the undersigned Parties as of this 4th day of June 2015. The undersigned Parties respectfully request the Commission to issue its Opinion and Order approving and adopting the Stipulated ESP IV.

**Signatory Parties**

\_\_\_\_\_  
Ohio Edison Company

\_\_\_\_\_  
Cleveland Housing Network

\_\_\_\_\_  
The Toledo Edison Company

\_\_\_\_\_  
Consumer Protection Association

\_\_\_\_\_  
The Cleveland Electric Illuminating  
Company

\_\_\_\_\_  
Council for Economic Opportunities in  
Greater Cleveland

\_\_\_\_\_  
Ohio Power Company

\_\_\_\_\_  
Citizens Coalition

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

\_\_\_\_\_  
Nucor Steel Marion, Inc.

\_\_\_\_\_  
City of Akron

\_\_\_\_\_  
Material Sciences Corporation

\_\_\_\_\_  
Council of Smaller Enterprises ("COSE")

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

Darryl J. Tscherning (8/14)  
International Brotherhood of Electrical  
Workers Local 245

---

The Kroger Company

**Signatory Parties •**

\_\_\_\_\_  
Ohio Edison Company

\_\_\_\_\_  
Cleveland Housing Network

\_\_\_\_\_  
The Toledo Edison Company

\_\_\_\_\_  
Consumer Protection Association

\_\_\_\_\_  
The Cleveland Electric Illuminating  
Company

\_\_\_\_\_  
Council for Economic Opportunities in  
Greater Cleveland

  
\_\_\_\_\_  
Ohio Power Company<sup>1</sup>

\_\_\_\_\_  
Citizens Coalition

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

\_\_\_\_\_  
Ohio Hospital Association

\_\_\_\_\_  
City of Akron

\_\_\_\_\_  
Nucor Steel Marion, Inc.

\_\_\_\_\_  
Council of Smaller Enterprises ("COSE")

\_\_\_\_\_  
Material Sciences Corporation

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

<sup>1</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.

\_\_\_\_\_  
International Brotherhood of Electrical  
Workers Local 245

Signatory Parties

Ohio Edison Company

Cleveland Housing Network

The Toledo Edison Company

Consumer Protection Association

The Cleveland Electric Illuminating  
Company

Council for Economic Opportunities in  
Greater Cleveland

Ohio Power Company

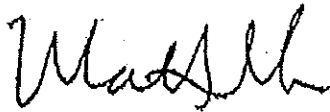
Citizens Coalition

Ohio Energy Group

Nucor Steel Marion, Inc.

City of Akron

Material Sciences Corporation



Council of Smaller Enterprises ("COSE")

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

International Brotherhood of Electrical  
Workers Local 245

## Signatory Parties

\_\_\_\_\_  
Ohio Edison Company

\_\_\_\_\_  
Cleveland Housing Network

\_\_\_\_\_  
The Toledo Edison Company

\_\_\_\_\_  
Consumer Protection Association

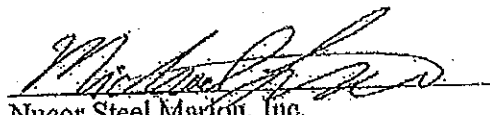
\_\_\_\_\_  
The Cleveland Electric Illuminating  
Company

\_\_\_\_\_  
Council for Economic Opportunities in  
Greater Cleveland

\_\_\_\_\_  
Ohio Power Company

\_\_\_\_\_  
Citizens Coalition

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

\_\_\_\_\_  
  
Nucor Steel Marlon, Inc.

\_\_\_\_\_  
City of Akron

\_\_\_\_\_  
Material Sciences Corporation

\_\_\_\_\_  
Council of Smaller Enterprises ("COSE")

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

\_\_\_\_\_  
International Brotherhood of Electrical  
Workers Local 245



Second Supplemental Stipulation, without modification. The Signatory Parties agree that signing this Second 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 the Supplemental Stipulation and this Second Supplemental Stipulation.

IN WITNESS WHEREOF, this Second Supplemental Stipulation has been signed by the authorized agents of the undersigned Parties as of this 3<sup>rd</sup> day of June 2015. The undersigned Parties respectfully request the Commission to issue its Opinion and Order approving and adopting the Stipulated ESP IV.

**Signatory Parties**

\_\_\_\_\_  
Ohio Edison Company

\_\_\_\_\_  
Cleveland Housing Network

\_\_\_\_\_  
The Toledo Edison Company

\_\_\_\_\_  
Consumer Protection Association

\_\_\_\_\_  
The Cleveland Electric Illuminating  
Company

\_\_\_\_\_  
Council for Economic Opportunities in  
Greater Cleveland


\_\_\_\_\_  
Ohio Power Company

\_\_\_\_\_  
Citizens Coalition

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

\_\_\_\_\_  
Nucor Steel Marion, Inc.

\_\_\_\_\_  
City of Akron

  
\_\_\_\_\_  
Material Sciences Corporation

\_\_\_\_\_  
Council of Smaller Enterprises ("COSE")

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

## Signatory Parties

\_\_\_\_\_  
Ohio Edison Company

\_\_\_\_\_  
Cleveland Housing Network

\_\_\_\_\_  
The Toledo Edison Company

\_\_\_\_\_  
Consumer Protection Association

\_\_\_\_\_  
The Cleveland Electric Illuminating  
Company

\_\_\_\_\_  
Council for Economic Opportunities in  
Greater Cleveland

\_\_\_\_\_  
Ohio Power Company

\_\_\_\_\_  
Citizens Coalition

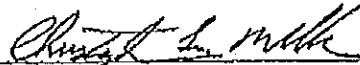
\_\_\_\_\_  
Ohio Energy Group

\_\_\_\_\_  
Nucor Steel Marion, Inc.

\_\_\_\_\_  
City of Akron

\_\_\_\_\_  
Material Sciences Corporation

\_\_\_\_\_  
Council of Smaller Enterprises ("COSE")

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

\_\_\_\_\_  
International Brotherhood of Electrical  
Workers Local 245

---

International Brotherhood of Electrical  
Workers Local 245

  
The Kroger Company

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

**Commission of Ohio Docketing Information System on**

**6/4/2015 12:16:16 PM**

**in**

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

Summary: Stipulation (Second Supplemental) electronically filed by Mr. James F Lang on behalf of Ohio Edison Company and The Cleveland Electric Illuminating Company and The Toledo Edison Company