

**BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO**

In The Matter of the Application) Case No 03-2251-EL-GAG
of the City of Youngstown for Certification)
As a Governmental Aggregator)

**MOTION FOR EXTENSION OF CERTIFICATE EXPIRATION DATE AND
MEMORANDUM IN SUPPORT**

I. MOTION FOR EXTENSION

Now comes FirstEnergy Solutions Corp. (“FES”) on behalf of the City of Youngstown (“the City”) and moves that the Public Utilities Commission of Ohio (“Commission”) grant an extension of the expiration date of its certificate to provide governmental aggregation services granted by the Commission under Case No. 03-2251-EL-GAG. FES is the current supplier for the City’s governmental aggregation program. FES routinely assists governmental aggregation communities it serves, like the City, with making their required renewal filings to the PUCO. Due to an oversight where FES failed to send the required application to the City in a timely fashion, the City wasn’t given the proper opportunity for the renewal application to be formally reviewed and signed and thus FES was unable to obtain signatures for the renewal application from the City prior to November 11, 2015. As a result of this timing problem a complete renewal application was not submitted within the 30–60 day advance window set forth in rule 4901:1-24-09 of the Ohio Administrative Code (“OAC”). Given that the time for the renewal has passed the City has filed their application for a renewal certificate concurrent with this motion, and the City seeks an extension of its current certificate’s expiration during the pendency of the Commission’s considering review of the City’s application renewal.

II. MEMORANDUM IN SUPPORT

The City was granted the authority to provide governmental aggregation services and without extension its current certificate will expire on December 11, 2015. Due the City's meeting schedule, where renewal applications would be reviewed and signed, the application could not be reviewed in a timely manner. The City has filed a new application concurrent with this motion. While the Commission considers the new application, the City requests an extension of the expiration date of its certificate from December 11, 2015, to January 14, 2016 to allow for the thirty day review period from the December 15, 2015, date of renewal certificate application.

The City's request for an extension is reasonable under the circumstances and should be granted. If the Commission does not grant this request to extend its certificate under Case No. 03-2251-EL-GAG, the City's ability to legally provide aggregation services would be in question, this would put the City's aggregation participants at a disadvantage in that they would not be able to receive the lower electric rates they currently enjoy since they would be potentially forced back to higher priced SSO service. Although a renewal application was not filed within the 30-60 day window as set forth in Rule 4901:1-24-09 (A), in substance there have been no material changes in the City's operation of its aggregation program as is clear from its new certificate application. The City has done nothing that would warrant suspension or rescission of its authority. An extension would allow the City to obtain a new certificate under this case number without causing undue hardship or inconvenience to its participants. The City respectfully submits that an extension of its certificate expiration date under Case No. 03-2251-EL-GAG is in the public interest.

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Summary: Motion Motion for extension of the City of Youngstown's certification to provide governmental aggregation services. electronically filed by Mr. Benjamin T Rich on behalf of FirstEnergy Solutions