

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

ENTRY

The attorney examiner finds:

- (1) Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company (collectively, FirstEnergy) are electric distribution utilities as defined in R.C. 4298.01(A)(6) and public utilities as defined in R.C. 4905.02 and, as such, are subject to the jurisdiction of this Commission.
- (2) R.C. 4928.141 provides that an electric distribution utility shall provide customers within its certified territory a standard service offer (SSO) of all competitive retail electric services necessary to maintain essential electric services to customers, including firm supply of electric generation services. The SSO may be either a market rate offer in accordance with R.C. 4928.142 or an electric security plan (ESP) in accordance with R.C. 4928.143.
- (3) On August 4, 2014, FirstEnergy filed an application pursuant to R.C. 4928.141 to provide for an SSO to provide generation pricing for the period of June 1, 2016, through May 31, 2019. The application is for an ESP, in accordance with R.C. 4928.143 (ESP IV). In addition to its application, FirstEnergy filed a motion for protective order in order to protect the competitively sensitive information contained in the application's supporting testimony that belonged to non-party FirstEnergy Solutions (FES).

- (4) On March 31, 2016, the Commission issued its Opinion and Order in this proceeding, approving FirstEnergy's application and the stipulations filed in this proceeding with several modifications (Opinion and Order). The Commission directed FirstEnergy to file tariffs consistent with the Opinion and Order by May 1, 2016. Opinion and Order at 99.
- (5) On April 27, 2016, the Federal Energy Regulatory Commission (FERC) issued an order granting a complaint filed by the Electric Power Supply Association, the Retail Energy Supply Association, Dynegy Inc., Eastern Generation, LLC, NRG Power Marketing LLC, and GenOn Energy Management, LLC, and rescinding the waiver of its affiliate power sales restrictions previously granted to FirstEnergy Solutions Corporation. 155 FERC ¶ 61,101 (2016) (FERC Order).
- (6) On April 29, 2016, FirstEnergy filed a motion for an extension of time to file its tariffs. The Companies indicated that the FERC Order specifically addressed this proceeding and may impact the tariffs to be filed pursuant to the Opinion and Order. As such, the Companies request a 25-day extension of time, or until May 26, 2016, to file its tariffs, in order to provide the Companies sufficient time to review the FERC Order and determine the impact it will have on the tariffs instructed to be filed in accordance with the Opinion and Order.
- (7) Upon review of FirstEnergy's motion for an extension in time to file its tariffs, the attorney examiner finds the Companies' request is reasonable and should be granted in part. However, the attorney examiner finds the suggested deadline of May 26, 2016, is not practical under the circumstances and, thus, will establish the extended deadline for FirstEnergy to file its tariffs by subsequent entry.

It is, therefore,

ORDERED, That FirstEnergy's motion for an extension in time to file its tariffs be granted, in accordance with Finding (7). It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/ Megan J. Addison

By: Megan J. Addison  
Attorney Examiner

JRJ/dah

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

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**in**

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

Summary: Attorney Examiner Entry ordering FirstEnergy's motion for an extension in time to file its tariffs be granted, in accordance with Finding (7) - electronically filed by Debra Hight on behalf of Megan J. Addison, Attorney Examiner.