

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 AUTHORITY TO PROVIDE  
FOR A STANDARD SERVICE OFFER  
PURSUANT TO R.C. 4928.143 IN THE FORM  
OF AN ELECTRIC SECURITY PLAN.

CASE NO. 14-1297-EL-SSO

SIXTH ENTRY ON REHEARING

Entered in the Journal on December 7, 2016

I. SUMMARY

{¶ 1} The Commission finds that the applications for rehearing of the Fifth Entry on Rehearing should be granted for further consideration of the matters specified in the applications for rehearing.

II. DISCUSSION

{¶ 2} Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company (collectively, FirstEnergy or the Companies) are electric distribution utilities as defined in R.C. 4928.01(A)(6) and public utilities as defined in R.C. 4905.02, and, as such, are subject to the jurisdiction of this Commission.

{¶ 3} 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.

{¶ 4} 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 (*FirstEnergy ESP IV*).

{¶ 5} On March 31, 2016, the Commission issued its Opinion and Order in *FirstEnergy ESP IV*, approving FirstEnergy's application and stipulations with several modifications (Opinion and Order). As part of that Opinion and Order, the Commission approved a modified version of FirstEnergy's original proposal for a retail rate stability rider (Rider RRS).

{¶ 6} On October 12, 2016, the Commission issued its Fifth Entry on Rehearing in this proceeding (Fifth Entry on Rehearing), rejecting the Companies' proposal to modify Rider RRS and adopting Staff's alternative proposal to establish a distribution modernization rider (Rider DMR). The Commission also elected to make additional modifications to the stipulations, as approved in the Opinion and Order.

{¶ 7} R.C. 4903.10 states that any party who has entered an appearance in a Commission proceeding may apply for rehearing with respect to any matters determined in that proceeding, by filing an application within 30 days after the entry of the order upon the journal of the Commission.

{¶ 8} On November 10, 2016, Sierra Club filed an application for rehearing of the Fifth Entry on Rehearing.

{¶ 9} Thereafter, on November 14, 2016, applications for rehearing of the Fifth Entry on Rehearing were filed by the following parties in this proceeding: FirstEnergy; Cleveland Municipal School District (Cleveland Schools); Nucor Steel Marion, Inc. (Nucor); Ohio Energy Group (OEG); Interstate Gas Supply, Inc. (IGS); Northeast Ohio Public Energy Council (NOPEC); Environmental Law and Policy Center, Ohio

Environmental Council, and Environmental Defense Fund (collectively, Environmental Advocates); the Ohio Manufacturer's Association Energy Group (OMAEG); PJM Power Providers Group and the Electric Power Supply Association (collectively, P3/EP SA); and the Ohio Consumers' Counsel and Northwest Ohio Aggregation Coalition (collectively, OCC/NOAC).

{¶ 10} On November 16, 2016, the attorney examiner issued an Entry directing that all memoranda contra the applications for rehearing be filed by November 25, 2016.

{¶ 11} FirstEnergy, OCC/NOAC, NOPEC, Environmental Advocates, Sierra Club, OMAEG, Cleveland Schools, and IEU-Ohio filed memoranda contra the applications for rehearing by November 25, 2016, as directed by the attorney examiner.

{¶ 12} The Commission finds that the applications for rehearing filed by the Companies, Sierra Club, P3/EP SA, Cleveland Schools, NOPEC, Environmental Advocates, OMAEG, OEG, Nucor, IGS, and OCC/NOAC should be granted. We believe that sufficient reasons have been set forth by the parties to warrant further consideration of the remaining matters specified in the applications for rehearing.

### III. ORDER

{¶ 13} It is, therefore,

{¶ 14} ORDERED, That the applications for rehearing filed by the Companies, Sierra Club, P3/EP SA, Cleveland Schools, NOPEC, Environmental Advocates, OMAEG, OEG, Nucor, IGS, and OCC/NOAC be granted for further consideration of the matters specified in the applications for rehearing. It is, further,

{¶ 15} ORDERED, That a copy of this Sixth Entry on Rehearing be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

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Asim Z. Haque, Chairman

*Lynn Slaby*

Lynn Slaby

*M. Beth Trombold*

M. Beth Trombold

*Thomas W. Johnson*

Thomas W. Johnson

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M. Howard Petricoff

MJA/sc

Entered in the Journal

**DEC 07 2016**

*Barcy F. McNeal*

Barcy F. McNeal  
Secretary