

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Ohio )  
Power Company for Authority to Establish a )  
Standard Service Offer Pursuant to R.C. ) Case No. 16-1852-EL-SSO  
4928.143, in the Form of an Electric )  
Security Plan. )

In the Matter of the Application of Ohio )  
Power Company for Approval of Certain ) Case No. 16-1853-EL-AAM  
Accounting Authority. )

**MOTION TO INTERVENE OF  
COMMERCE ENERGY, INC. D/B/A JUST ENERGY**

In accordance with R.C. 4903.221 and Ohio Adm. Code 4901-1-11, Commerce Energy, Inc. d/b/a Just Energy (Just Energy) respectfully requests issuance of an order granting intervention in this proceeding. A Memorandum in Support follows.

**MEMORANDUM IN SUPPORT**

R.C. 4903.221 confers a right to intervene to any person who may be “adversely affected” by a Commission proceeding. In considering a request to intervene, the Commission must consider the nature of the intervenor’s interest, the extent that interest is represented by existing parties, the intervenor’s potential contribution to a just and expeditious resolution of the issues, and whether intervention would unduly delay the proceeding. *See* R.C. 4903.221(B)(1-4). *See also* Ohio Admin. Code 4901-1-11.

Just Energy holds Certificate No. 01-074E(8) as a competitive retail electric service provider from the Commission to engage in the competitive sale of electric service to retail customers in Ohio. Just Energy currently provides service to retail electric customers in the Ohio Power Company (AEP Ohio) service territory. Just Energy has a real and substantial interest in this proceeding, including, but not limited to, new services, programs and riders proposed by

AEP Ohio, such as microgrids, Plug-In Electric Vehicle Infrastructure, a Competitive Incentive Rider, and its SSO Credit Rider.

The issues impacting Just Energy, as identified above, demonstrate the depth of Just Energy’s real and substantial interest in this case. Just Energy will advance legal positions that are directly relevant to the merits of the case and Just Energy’s position. Additionally, Just Energy’s intervention is timely and will not unduly delay the instant proceedings. Just Energy’s expertise and participation in the competitive retail and wholesale markets in Ohio and across the country will significantly contribute to the development of a full and complete record to assist the Commission in its consideration of the Application. Finally, Just Energy’s direct and unique pecuniary interest in this proceeding cannot be represented by other intervenors.

Accordingly, Just Energy respectfully requests that the Commission grant this Motion to Intervene and that it be made a full party of record.

Dated: December 28, 2016

Respectfully submitted,

/s/ Mark A. Whitt  
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(Counsel willing to accept service by email)

ATTORNEYS FOR COMMERCE  
ENERGY, INC. D/B/A/ JUST ENERGY

## CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion to Intervene and Memorandum in

Support was served by electronic mail this 28th day of December, 2016 to the following:

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/s/ Rebekah J. Glover

One of the Attorneys for Commerce Energy,  
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**in**

**Case No(s). 16-1852-EL-SSO, 16-1853-EL-AAM**

Summary: Motion to Intervene and Memorandum in Support electronically filed by Ms. Rebekah J. Glover on behalf of Commerce Energy, Inc. d/b/a Just Energy