

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of )  
OHIO VALLEY ELECTRIC CORPORATION for )  
an order authorizing, to the extent )  
such authorization is required by law, )  
Ohio Valley Electric Corporation to )  
continue rendering electric utility )  
services from December 31, 1979 ) Case No. 79-944-EL-AEC  
through April 30, 1980 to the United )  
States of America (acting by and )  
through the Secretary of Energy) at its )  
Portsmouth (Ohio) uranium enrichment )  
project. )

FINDING AND ORDER

The Commission, coming now to consider the above-entitled matter and being otherwise fully advised in the premises, finds:

- (1) That Applicant, Ohio Valley Electric Corporation, herein-after referred to as OVEC, is a corporation organized under the laws of the State of Ohio which renders electric utility services to the United States of America, acting by and through the Secretary of Energy, the statutory head of the Department of Energy, hereinafter referred to as DOE, at its Portsmouth (Ohio) uranium enrichment project, pursuant to a power agreement dated October 15, 1952 between OVEC and the United States of America, acting by and through the United States Atomic Energy Commission prior to January 19, 1975, and subsequent to January 18, 1975, the Administrator of Energy Research and Development, and subsequent to September 30, 1977, DOE, such power agreement, as modified, being hereinafter referred to as the DOE Power Agreement.
- (2) That the DOE Power Agreement was approved by, and filed with, this Commission pursuant to an order dated January 29, 1953 in proceeding No. 23,719. Modifications Nos. 1, 2, 3, 4, 5, 6, 7, 8 and 9 to the DOE Power Agreement were approved by, and filed with, this Commission pursuant to orders dated July 21, 1953, April 27, 1964, July 27, 1966, January 30, 1967, August 22, 1967, August 4, 1970, June 16, 1976, July 26, 1977, and October 4, 1978, respectively, in proceedings Nos. 24,150, 32,418, 34,029, 34,346, 34,690, 36,636, 76-427-ATR, 77-924-EL-ATR and 78-1253-EL-ATR, respectively.
- (3) That OVEC and DOE have agreed that OVEC is to continue rendering electric utility services to DOE from December 31, 1979 when the term of the DOE Power Agreement would otherwise expire, through April 30, 1980 on the terms provided in the DOE Power Agreement with only such changes as are provided in Modification No. 10 to the DOE Power Agreement. A copy of Modification No. 10 to the DOE Power Agreement, dated as of August 1, 1979, expressing such agreement is attached to the Application as Exhibit B.
- (4) That the authorization, to the extent such authorization is required by law, sought by OVEC to continue rendering electric utility services to DOE from December 31, 1979 through April 30, 1980 on such terms is reasonable and appropriate under the circumstances and the Commission is satisfied that such authorization should be granted accordingly.

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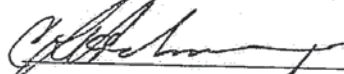
- (5) That, inasmuch as Modification No. 10 to the DOE Power Agreement does not provide for an increase in any rate, joint rate, toll, classification, charge or rental under the DOE Power Agreement, and contemplates no change in billing procedures under the DOE Power Agreement, it is appropriate that it should become effective immediately upon the issuance of this Order.


It is, therefore,

ORDERED, That Applicant is hereby authorized, to the extent such authorization is required by law, to continue rendering electric utility services to DOE from December 31, 1979 through April 30, 1980 on the terms set forth in the DOE Power Agreement as heretofore approved by and filed with this Commission pursuant to orders thereof, with such changes as are set forth in Modification No. 10 to the DOE Power Agreement. It is, further,

ORDERED, That the authorization herein granted shall be effective on and after the date this Order is entered.

THE PUBLIC UTILITIES COMMISSION OF OHIO

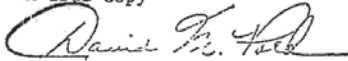
 Chairman

  
Commissioners

Entered in the Journal

NOV 14 1979

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David M. Polk  
Secretary

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**Case No(s). 79-0944-EL-AIS**

Summary: Finding & Order electronically filed by Docketing Staff on behalf of Docketing