

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE APPLICATION OF
THE OHIO EDISON COMPANY, THE
CLEVELAND ELECTRIC ILLUMINATING
COMPANY, AND THE TOLEDO EDISON
COMPANY TO CHANGE THEIR POLE
ATTACHMENT TARIFFS.

CASE NO. 15-975-EL-ATA

ENTRY

Entered in the Journal on April 12, 2017

I. SUMMARY

{¶ 1} In this Entry, the Commission approves the tariff filings of The Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company.

II. DISCUSSION

A. *Applicable Law*

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

{¶ 3} R.C. 4905.71 authorizes the Commission to determine the reasonable terms, conditions, and charges that a public utility may impose upon a person or entity seeking to attach any wire, cable, facility, or apparatus to a public utility's pole, pedestal, conduit space, or right-of-way.

B. *Procedural History*

{¶ 4} On July 30, 2014, as revised on October 15, 2014, the Commission, in Case No. 13-579-TP-ORD (*Pole Attachment Rules Case*), *In re the Adoption of Chapter 4901:1-3, Ohio Administrative Code, Concerning Access to Poles, Ducts, Conduits, and Rights-of-Way by Public Utilities*, adopted new administrative rules regarding access to poles, ducts, conduits, and rights-of-way of public utilities. The new rules became effective January 8,

2015. On February 25, 2015, as revised on April 22, 2015, the Commission, in the *Pole Attachment Rules Case* ordered all public utility pole owners in Ohio to file the appropriate company-specific tariff amendment application, including the applicable calculations based on 2014 data.

{¶ 5} On May 15, 2015, as amended on August 3, 2015, FirstEnergy Companies each filed its tariff amendment application in this case.

{¶ 6} On September 7, 2016, the Commission issued its Finding and Order establishing the rates, terms, and conditions to be incorporated into FirstEnergy Companies' pole attachment tariffs. Consistent with the determinations set forth in its Finding and Order, FirstEnergy Companies were each directed to file a final tariff.

{¶ 7} On September 29, 2016, FirstEnergy Companies each filed its revised pole attachment tariff.

C. *Commission Conclusion*

{¶ 8} The Commission finds that the revised pole attachment tariffs are approved and effective as of the date of filing on September 29, 2016, inasmuch as they are consistent with the Commission's September 7, 2016 Finding and Order.

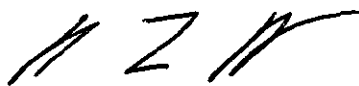
III. ORDER

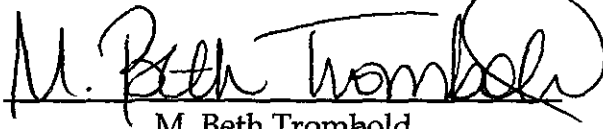
{¶ 9} It is, therefore,

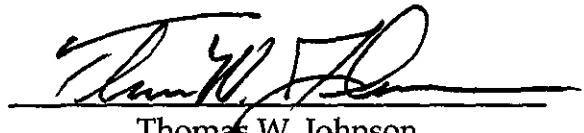
{¶ 10} ORDERED, That the revised pole attachment tariffs be approved. It is, further,

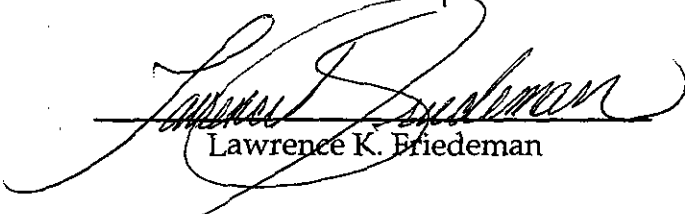
{¶ 11} ORDERED, That a copy of this Entry be served upon all parties and interested persons of record.

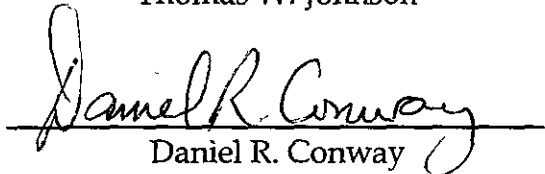
THE PUBLIC UTILITIES COMMISSION OF OHIO


Asim Z. Haque, Chairman


M. Beth Trombold



Thomas W. Johnson


Lawrence K. Friedeman


Daniel R. Conway

JSA/dah

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Barcy F. McNeal
Secretary