

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Filing by Ohio Edison)	
Company, The Cleveland Electric)	
Illuminating Company, and The Toledo)	Case No. 17-2436-EL-UNC
Edison Company Application for Approval)	
of a Distribution Platform Modernization)	
Plan)	

**MOTION TO INTERVENE
AND MEMORANDUM IN SUPPORT OF INTERSTATE GAS SUPPLY, INC.**

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November 1, 2018

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MOTION TO INTERVENE

Pursuant to R.C. 4903.221 and Rule 4901-1-11, Ohio Administrative Code ("OAC"), Interstate Gas Supply, Inc. ("IGS" or "IGS Energy") moves to intervene in the above captioned proceedings, in which Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company (collectively "FirstEnergy") seeks approval of a distribution platform modernization plan. FirstEnergy's application proposes a series of grid modernization projects referred to as the Distribution Platform Modernization ("DPM") Plan.

As set forth in the attached Memorandum in Support, IGS submits that it has a direct, real, and substantial interest in the issues and matters involved in the above-captioned proceedings, and that it is so situated that the disposition of these proceedings without IGS' participation may, as a practical matter, impair or impede IGS' ability to protect that interest. IGS further submits that its participation in these proceedings will not cause undue delay, will not unjustly prejudice any existing party, and will contribute to the just and expeditious resolution of the issues and concerns raised in these proceedings.

IGS' interests will not be adequately represented by other parties to these proceedings and therefore, IGS is entitled to intervene in these proceedings with the full powers and rights granted to intervening parties.

Respectfully submitted,

/s/ Joseph Olikier

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MEMORANDUM IN SUPPORT

IGS has over 25 years of experience serving customers in Ohio’s competitive markets. IGS serves over 1 million customers nationwide and sells natural gas and electricity to customers in 11 states and in over 40 utility service territories. In Ohio, IGS currently serves electric customers in the Ohio Power Company, Duke Energy Ohio, FirstEnergy and the Dayton Power & Light service territories. The IGS family of companies (which also include IGS Generation, IGS Home Services and IGS CNG Services) also provides customers focused energy solutions that complement IGS Energy’s core commodity business including distributed generation, demand response, compressed natural gas refueling, back-up generation and utility line protection.

In its application, FirstEnergy proposes a series of projects including circuit ties, reconductoring, remote-controlled reclosers, and data acquisition systems to implement together under the Distribution Platform Modernization (“DPM”) plan. Each element of this the DPM plan has a goal of enhancing the reliability of the distribution system. These systems are intended to provide a platform for facilitation of the Commission’s PowerForward initiative and evolution of the electric grid. In addition, the data acquisition

projects include implementation of the Supervisory Control and Data Acquisition (SCADA) software platform, and deploying an Advanced Distribution Management System (ADMS). The interval data from the AMDS will be shared with CRES providers. IGS will use this data to customize pricing products for its customers. IGS respectfully submits that it is entitled to intervene in these proceedings because IGS has a real and substantial interest in these proceedings, the disposition of which may impair or impede its ability to protect that interest.

For purposes of considering requests for leave to intervene in a Commission proceeding, the Commission's rules provide that:

Upon timely motion, any person shall be permitted to intervene in a proceeding upon a showing that: (1) A statute of this state or the United States confers a right to intervene. (2) The person has a real and substantial interest in the proceeding, and the person is so situated that the disposition of the proceeding may, as a practical matter, impair or impede his or her ability to protect that interest, unless the person's interest is adequately represented by existing parties.¹

Further, RC 4903.221(B) and Rule 4901-1-11(B), OAC, provide that the Commission, in ruling upon applications to intervene in its proceedings, shall consider the following criteria:

(1) The nature and extent of the prospective intervener's interest; (2) The legal position advanced by the prospective intervener and its probable relation to the merits of the case; (3) Whether the intervention by the prospective intervener will unduly prolong or delay the proceedings; (4) Whether the prospective intervener will significantly contribute to full development and equitable resolution of the factual issues.

IGS has a substantial interest in these proceedings. Accordingly, IGS has direct, real, and substantial interests in these proceedings. IGS' intervention will not unduly

¹ Rule 4901-1-11(A), OAC.

delay these proceedings. Further, IGS is so situated that without IGS' ability to fully participate in these proceedings, its substantial interest will be prejudiced. Others participating in these proceedings do not represent IGS' interests. Inasmuch as others participating in these proceedings cannot adequately protect IGS' interests, it would be inappropriate to determine these proceedings without IGS' participation.

Finally, the Supreme Court of Ohio has held that intervention should be liberally allowed for those with an interest in the proceeding.² In light of the liberal interpretation of the intervention rules, IGS clearly meets the standards for intervention in these proceedings.

For the reasons set forth above, IGS respectfully requests the Commission grant this Motion to Intervene.

Respectfully submitted,

/s/ Joseph Olikier

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² *Ohio Consumers' Counsel v. Pub. Util. Comm.*, (2006) 111 OhioSt.3d 384, 388.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing *Motion to Intervene and Memorandum in Support of Interstate Gas Supply, Inc.* was served this 1st day of November 2018 via electronic mail upon the following:

/s/ Joseph Olikier

Joseph Olikier

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Summary: Motion Motion to Intervene and Memorandum in Support of interstate Gas Supply, Inc. electronically filed by Regan Donoughe on behalf of Interstate Gas Supply, Inc.