

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Long-Term Forecast Report of Ohio Power Company and Related Matters.)))	Case No. 18-501-EL-FOR
In the Matter of the Application Seeking Approval of Ohio Power Company's Proposal to Enter Into Renewable Energy Purchase Agreements for Inclusion in the Renewable Generation Rider.)))))	Case No. 18-1392-EL-RDR
In the Matter of the Application of Ohio Power Company to Amend its Tariffs.))	Case No. 18-1393-EL-ATA

**MOTION OF OHIO POWER COMPANY TO
MODIFY PROCEDURAL SCHEDULE**

Ohio Power Company (“AEP Ohio” or the “Company”) respectfully requests that the Attorney Examiner modify the current procedural schedule to move the deadline for service of discovery requests, other than notices for deposition, from December 21, 2018, to December 14, 2018. The current discovery service deadline will be unduly burdensome to AEP Ohio and is unnecessary given the robust discovery that has occurred to date, which will have the opportunity to continue for another four weeks under the Company’s requested modified discovery service deadline, and the expedited seven calendar day turnaround for discovery responses.

The grounds for this motion are set forth more fully in the accompanying memorandum in support.

Respectfully submitted,

/s/ Steven T. Nourse

Steven T. Nourse (0046705), Counsel of Record
Christen M. Blend (0086881)
American Electric Power Service Corporation
1 Riverside Plaza, 29th Floor
Columbus, Ohio 43215
Telephone: (614) 716-1608
(614) 716-1915
Fax: (614) 716-2950
Email: stnourse@aep.com
cblend@aep.com

Eric B. Gallon (0071465)
L. Bradfield Hughes (0070997)
Porter Wright Morris & Arthur, LLP
41 South High Street, 30th Floor
Columbus, Ohio 43215
Telephone: (614) 227-2190
(614) 227-2053
Fax: (614) 227-2100
Email: egallon@porterwright.com
bhughes@porterwright.com

Christopher L. Miller (0063259)
Jason M. Rafeld (0079809)
Ice Miller LLP
250 West Street
Columbus, Ohio 43215
Telephone: (614) 462-5033
(614) 462-1145
Fax: (614) 222-4707
Email: christopher.miller@icemiller.com
jason.rafeld@icemiller.com

(willing to accept service by e-mail)

Counsel for Ohio Power Company

MEMORANDUM IN SUPPORT

On November 13, 2018, the Attorney Examiner issued an Entry in these proceedings modifying the procedural schedule for review of Ohio Power Company's ("AEP Ohio" or the "Company") long-term forecast report amendment. Entry at ¶ 39 (Nov. 13, 2018). The Attorney Examiner found that "a brief extension to the procedural schedule is reasonable, in order to afford intervenors additional time to prepare for hearing" in light of the difficulty that certain parties' apparently experienced in engaging expert witnesses. *Id.* Among other modifications, the Attorney Examiner extended the deadline for service of discovery requests, except for notices of deposition, from November 13, 2018, to December 21, 2018. *Id.* The seven calendar day response time for discovery, *see* Entry at ¶ 35 (Oct. 22, 2018), remained unchanged. Entry at ¶ 40 (Nov. 13, 2018).

AEP Ohio respectfully requests that the Attorney Examiner modify the December 21, 2018 discovery service deadline to move that deadline to December 14, 2018. Given the seven calendar day response time for discovery, the current discovery service deadline will have the effect of requiring AEP Ohio to respond to discovery requests served between December 17 and 21 over the week of the Christmas holiday. This would unduly burden the Company, whose offices are closed December 24 and 25, and many of whose employees will be out of the office December 26 through 28.

It is also not necessary to conduct five additional weeks of written discovery in this case. The parties to these cases have already had ample time and opportunity to take discovery – and they have taken full advantage of that opportunity. The Company filed its long-term forecast report in Case No. 18-501-EL-FOR on September 19, 2018, over 8 weeks ago. It filed its Application in Case Nos. 18-1392-EL-RDR and 18-1393-EL-ATA on September 27, 2018. It

received the first set of discovery requests from intervenors on October 4, 2018. Given that the date of the Attorney Examiner's Entry establishing the current procedural schedule was issued on the date of the previously established discovery service deadline, the Company expects that the parties have taken substantially all of the written discovery that the parties found necessary. To date, AEP Ohio has received 26 sets of discovery requests and a total of approximately 350 interrogatories and requests for production of documents. The Company has timely and fully responded to all requests, producing thousands of pages of documents/data to date, within the seven calendar day turnaround with no discovery disputes. Given the relatively narrow scope of these proceedings, the substantial amount of discovery in which the parties have already engaged, the expedited turnaround for responses, and the burden that responding to discovery served after December 14 would impose upon the Company, an additional five weeks of written discovery is not warranted here.

For each of the foregoing reasons, AEP Ohio respectfully requests that the Attorney Examiner modify the deadline for service of discovery requests, except notices of deposition, from December 21, 2018, to December 14, 2018.

Respectfully submitted,

/s/ Steven T. Nourse

Steven T. Nourse (0046705), Counsel of Record

Christen M. Blend (0086881)

American Electric Power Service Corporation

1 Riverside Plaza, 29th Floor

Columbus, Ohio 43215

Telephone: (614) 716-1608

(614) 716-1915

Fax: (614) 716-2950

Email: stnourse@aep.com

cblend@aep.com

Eric B. Gallon (0071465)

L. Bradfield Hughes (0070997)
Porter Wright Morris & Arthur, LLP
41 South High Street, 30th Floor
Columbus, Ohio 43215
Telephone: (614) 227-2190
(614) 227-2053
Fax: (614) 227-2100
Email: egallon@porterwright.com
bhughes@porterwright.com

Christopher L. Miller (0063259)
Jason M. Rafeld (0079809)
Ice Miller LLP
250 West Street
Columbus, Ohio 43215
Telephone: (614) 462-5033
(614) 462-1145
Fax: (614) 222-4707
Email: christopher.miller@icemiller.com
jason.rafeld@icemiller.com

(willing to accept service by e-mail)

Counsel for Ohio Power Company

CERTIFICATE OF SERVICE

In accordance with Rule 4901-1-05, Ohio Administrative Code, the PUCO's e-filing system will electronically serve notice of the filing of this document upon the following parties. In addition, I hereby certify that a service copy of the foregoing was sent by, or on behalf of, the undersigned counsel to the following parties of record this 15th day of November, 2018, via electronic transmission.

/s/ Steven T. Nourse
Steven T. Nourse

E-Mail Service List:

paul@carpenterlipps.com;	glover@whitt-sturtevant.com;
cblend@aep.com;	rsahli@columbus.rr.com;
cpirik@dickinsonwright.com;	rdove@keglerbrown.com;
christopher.healey@occ.ohio.gov;	sasloan@aep.com;
callwein@keglerbrown.com;	stnourse@aep.com;
cmooney@ohiopartners.org;	todonnell@dickinsonwright.com;
dparram@bricker.com;	tony.mendoza@sierraclub.org;
Dressel@carpenterlipps.com;	William.michael@occ.ohio.gov;
fdarr@mwncmh.com;	thomas.mcnamee@ohioattorneygeneral.gov;
glpetrucci@vorys.com;	egallon@porterwright.com
jkylercohn@BKLawfirm.com;	bhughes@porterwright.com
glpetrucci@vorys.com;	christopher.miller@icemiller.com
joliker@igsenergy.com;	jason.rafeld@icemiller.com
Bojko@carpenterlipps.com;	
ktreadway@oneenergyllc.com	
jstock@beneschlaw.com;	
kboehm@BKLawfirm.com;	
whitt@whitt-sturtevant.com;	
mpritchard@mwncmh.com;	
Maureen.willis@occ.ohio.gov;	
machilds@aep.com;	
mkurtz@BKLawfirm.com;	
mnugent@igsenergy.com;	
mjsettineri@vorys.com;	
mdortch@kravitzllc.com;	

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

11/15/2018 3:54:09 PM

in

Case No(s). 18-0501-EL-FOR, 18-1392-EL-RDR, 18-1393-EL-ATA

Summary: Motion - Motion of Ohio Power Company to Modify Procedural Schedule electronically filed by Mr. Steven T Nourse on behalf of Ohio Power Company