

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

**In the Matter of the Verification of the  
Energy Efficiency and Peak Demand  
Reductions Achieved by the Electric  
Distribution Utilities Pursuant to Section  
4928.66, Revised Code for the 2012 and  
2013 Compliance Years**

**Case No. 14-569-EL-UNC**

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**COMMENTS OF OHIO EDISON COMPANY,  
THE CLEVELAND ELECTRIC ILLUMINATING COMPANY, AND  
THE TOLEDO EDISON COMPANY**

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**INTRODUCTION**

Pursuant to the Attorney Examiner’s Entry on January 14, 2019 (“Entry”) in this proceeding, Ohio Edison Company (“Ohio Edison”), The Cleveland Electric Illuminating Company (“CEI”), and The Toledo Edison Company (“Toledo Edison”)(collectively, the “Companies”), hereby file their Comments regarding the Report of the Ohio Independent Program Evaluator (“IPE”) for compliance years 2012 and 2013, (respectively, “2012 IPE Report” and “2013 IPE Report”, collectively “Reports”) filed on January 10, 2019. The 2012 IPE Report was dated March 28, 2014, and the 2013 IPE Report was dated December 29, 2014. As explained below, the Companies request the Commission approve their related Compliance filings.

**COMMENTS**

As a preliminary matter, the Companies note that the Reports reflect investigations of program years that ended five and six years ago for the 2012 and 2013 compliance years. For the most part, the recommendations for changes identified in the Reports have either been adopted by the Companies or been rendered moot by subsequent regulatory or legislative actions, such as the

enactment of Senate Bill 310 (R.C. 4928.662)<sup>1</sup>, specific Orders such as Case No. 09-512-GE-UNC<sup>2</sup>, or proposed rule changes.

**1. The Companies' Compliance Reports Should Be Approved.**

On May 15, 2013, the Companies filed their annual Compliance Report for Program Year 2012 in Case No. 13-1185-EL-EEC ("2012 Compliance Report"). On May 15, 2014, the Companies filed their annual Compliance Report for Program Year 2013 in Case No. 14-859-EL-EEC ("2013 Compliance Report"). The Companies note that the IPE did not recommend changes to compliance savings as reported by the Companies for both program years. Subject to the below discussion regarding the zero savings realized rates for mercantile customer site visits the IPE was unable to complete, the Companies recommend that their 2012 Compliance Report and the 2013 Compliance Report be approved as filed.

**2. Incomplete Mercantile Customer Site Visits**

In the 2013 IPE Report, the IPE was unable to complete site visits at three of fourteen selected Mercantile Customer sites out of the total 30 sites. The IPE scheduled the site visits within a very limited window between October 7-11, 2013, and this resulted in the three site visits not being conducted. Two customers were not available to accommodate the IPE on the specific days requested, and the third customer, a government entity, had security access restrictions that negated the inspection. The IPE set the three sites' verified savings and related realization rates to zero in the 2013 IPE Report and then extrapolated those amounts to the Mercantile Customer population.

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<sup>1</sup> Effective September 12, 2014.

<sup>2</sup> Effective July 31, 2013. (Clarifying the role of the Technical Reference Manual).

The savings for each of the applications were appropriately calculated by the Company, independently verified by the Companies' evaluation vendor (for the two sites without government access security restrictions) and approved by the Commission in separate dockets. The Companies respectfully submit that setting uncompleted site visit results to zero and extrapolating to the group is not standard practice and would mean the IPE's resulting realization rates are not directly comparable with standard evaluated program-level realization rates. The Companies recommend that the Company-reported and prior Commission-approved savings be utilized for compliance.

### CONCLUSION

The Companies respectfully request that the Commission approve the Companies' 2012 Compliance Report and 2013 Compliance Report as filed, including the savings and realization rates for mercantile customers as described herein.

Respectfully submitted,

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COMPANY AND THE TOLEDO EDISON  
COMPANY

**CERTIFICATE OF SERVICE**

I certify that the foregoing Comments of Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company has been filed with the Commission's Docket Information System on February 11, 2019 and is available for all interested parties.

*/s/ Robert M. Endris*  
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*One of the Attorneys for Ohio Edison  
Company, The Cleveland Electric Illuminating  
Company and The Toledo Edison Company*

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Summary: Comments Comments of Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company electronically filed by Mr Robert M Endris on behalf of Ohio Edison Company and The Cleveland Electric Illuminating Company and The Toledo Edison Company