

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Certification Application)
for Electric Governmental Aggregators for) 12-1617-EL-GAG
Smith Township, Mahoning County)

**MOTION OF SMITH TOWNSHIP, MAHONING COUNTY FOR AN
EXTENSION OF THE EXPIRATION DATE OF ITS CERTIFICATE**

Pursuant to Ohio Administrative Code (“O.A.C.”) Rule 4901:1-27-4, Smith Township, Mahoning County (“Smith Township”) respectfully request the date for the expiration of its current certification as an electric Governmental Aggregator be extended until a new certificate is granted. The reasons supporting this motion are contained in the attached Memorandum in Support.

Respectfully submitted,



Devin D. Parram
BRICKER & ECKLER LLP
100 South Third Street
Columbus, OH 43215
Telephone: (614) 227-8813
Facsimile: (614) 227-2390
E-Mail: dparram@bricker.com

Counsel for Smith Township, Mahoning County Ohio

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In the matter of the Certification Application)
for Electric Governmental Aggregators for) 12-1617-EL-GAG
Smith Township, Mahoning County)

MEMORANDUM IN SUPPORT

Smith Township, Mahoning County (“Smith Township”) respectfully request that the effectiveness of Smith Township’s Competitive Retail Electric Service Provider Certificate Number 12-524E(4) be extended during the pendency of approval of a new application for certification as an electric governmental aggregator. Ohio Administrative Code (“O.A.C.”) Rule 4901:1-24-04 states:

Any CRES provider or governmental aggregator that fails to file an application for certification renewal pursuant to rule 4901:1-24-09 of the Administrative Code prior to the expiration date on the certificate must file a new application for certification in a new case and may request, no later than sixty days after the expiration date on the certificate, to extend its previous certificate during the pendency of the new application review. If the motion is filed in conformance with rule 4901:1-24-07 or 4901:1-24-13 of the Administrative Code, it shall be deemed automatically approved unless, within three business days of filing, the commission or an attorney examiner appointed by the commission rules otherwise.

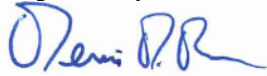
Due to an administrative error, Smith Township did not file an application for renewal of its certificate, as O.A.C. Rule 4901:1-24-09(A) would otherwise require. As Smith Township’s current certificate expired on July 26, 2020, and the Public Utilities Commission of Ohio (“Commission” or “PUCO”) has 30 days to review the new application, an extension is necessary to ensure the continuity of certification.

It is reasonable for the Commission to extend Smith Township's certification. See, *In the Matter of the Application of Summit Energy Services*, Case No. 13-1175-GA-GAG, Entry, (November 7, 2017) (where the Commission granted applicant's motion for extension of expiration date, although the expiration date had already passed 132 days); and *In the Matter of the Application of the City of Norwood*, Case No. 10-390-GA-AGG, Entry, (May 10, 2012) (where the Commission granted applicant's motion for extension of expiration date, although the expiration date had already passed). Granting Smith Township's request for extension of the certification expiration date until a new certificate is issued will allow Smith Township to continue to provide its governmental aggregation services and avoid the administrative upheaval that could occur if its certificate is cancelled. No party will be harmed by this extension. To the contrary, this extension will allow Smith Township to continue providing valuable governmental aggregation services to eligible customers within its boundary.

Smith Township submits that there is no reason or circumstance that warrants suspension or recession of its certificate. Smith Township will continue to provide the Commission information as required regarding Smith Township's activities in Ohio. In addition, Smith Township will continue to comply with all Ohio rules and regulations. As required by O.A.C. Rule 4901:1-24-04, Smith Township will file a new application for certification in a new case.

Smith Township respectfully request that the Commission extend the current certificate for such timeframe as to allow adequate time for processing of its new application.

Respectfully submitted,



Devin D. Parram
BRICKER & ECKLER LLP
100 South Third Street
Columbus, OH 43215
Telephone: (614) 227-8813
Facsimile: (614) 227-2390
E-Mail: dparram@bricker.com

Counsel for Smith Township, Mahoning County Ohio

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Case No(s). 12-1617-EL-GAG

Summary: Motion of Smith Township, Mahoning County for an Extension of The Expiration Date of its Certificate and Memorandum in Support electronically filed by Teresa Orahod on behalf of Devin D. Parram