

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Ohio Edison)	
Company, The Cleveland Electric Illuminating)	
Company, and The Toledo Edison Company)	Case No. 22-704-EL-UNC
for Approval of Phase Two of Their)	
Distribution Grid Modernization Plan.)	

MOTION TO INTERVENE OF CHARGEPOINT, INC.

Pursuant to Ohio Revised Code Section (“R.C.”) 4903.221, Ohio Administrative Code (“OAC”) 4901-1-11, ChargePoint, Inc. (“ChargePoint”) moves for leave to intervene in this proceeding. The Public Utilities Commission of Ohio (“Commission”) should grant ChargePoint leave to intervene because ChargePoint has a real and substantial interest in this proceeding, and the Commission’s disposition of this proceeding may impair or impede ChargePoint’s ability to protect that interest.

Consistent with the requirements of R.C. 4903.221 and OAC 4901-1-11, ChargePoint is a real party in interest in this proceeding. ChargePoint submits that its interest is not represented by existing parties and thus its interests are not now represented. ChargePoint’s participation will not unduly delay this proceeding or prejudice any existing party. By granting ChargePoint’s motion to intervene, the Commission will permit ChargePoint to contribute to the just and expeditious resolution of the issues and concerns set forth in this proceeding.

Respectfully submitted on behalf of
CHARGEPOINT, INC.



Dyland F. Borchers
Kara Herrnstein
BRICKER & ECKLER LLP
100 South Third Street
Columbus, OH 43215-4291
Telephone: (614) 227-2300
Facsimile: (614) 227-4914
E-mail: dborchers@bricker.com
kherrnstein@bricker.com

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MEMORANDUM IN SUPPORT

ChargePoint is a corporation organized under the laws of the State of Delaware, with a principal office at 254 East Hacienda Avenue, Campbell, California 95008. ChargePoint is a world leading electric vehicle (EV) charging network, providing scalable solutions for every charging scenario from home and multifamily to workplace, parking, hospitality, retail, and transport fleets of all types. ChargePoint’s cloud subscription platform and software-defined charging hardware is designed to enable businesses to support drivers, add the latest software features and expand fleet needs with minimal disruption to overall business. ChargePoint actively participates in regulatory policy engagements in jurisdictions across the country.

On July 15, 2022, the Ohio Edison Company, the Cleveland Electric Illuminating Company, and the Toledo Edison Company (collectively “FirstEnergy”) filed an application for approval of a second phase of their distribution grid modernization plan. FirstEnergy asserts that the second phase will expand the benefits of their investments made during the first phase of grid modernization previously approved by the Commission in Case No. 16-471-EL-UNC on July 17, 2019.

Under OAC 4901-1-11(A)(2), intervention may be permitted in a proceeding if that party 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. In deciding whether to permit intervention, the Commission, the legal director, the deputy legal director, or an attorney examiner shall consider:

- (1) The nature and extent of the prospective intervenor's interest.
- (2) The legal position advanced by the prospective intervenor and its probable relation to the merits of the case.
- (3) Whether the intervention by the prospective intervenor will unduly prolong or delay the proceedings.
- (4) Whether the prospective intervenor will significantly contribute to full development and equitable resolution of the factual issues.
- (5) The extent to which the person's interest is represented by existing parties.

ChargePoint meets these criteria for intervention. First, ChargePoint has a significant interest in FirstEnergy's pending application. ChargePoint and its customers represent a significant portion of the established and growing electric vehicle infrastructure sector in Ohio.

ChargePoint's position and market presence relates directly to the details of this application. ChargePoint has a substantial and specific economic interest in the sustainable and scalable growth of the EV charging infrastructure in Ohio. ChargePoint's business engagements in the state are directly affected by the discussion and resolution of the topics covered in this proceeding. Consistent with the requirements of R.C. 4903.221 and OAC. Rule 4901-1-11, the interests of ChargePoint in this proceeding cannot be adequately represented or protected by any other party.

ChargePoint's intervention will not unduly prolong or delay the proceeding. ChargePoint has filed for intervention in advance of a procedural schedule set forth by the Commission and fully intends to contribute to all forthcoming procedural activities as a responsible party.

Finally, ChargePoint's intervention will significantly contribute to the full development of the record and its resolution. ChargePoint has deployed charging infrastructure throughout the United States, bringing to bear significant experience in developing scalable and sustainable EV charging markets. ChargePoint's intervention provides a unique, practical perspective on how FirstEnergy's applications may positively or adversely affect EV drivers, EV charging station site hosts, Ohio ratepayers, and the overall potential for growth in Ohio's EV market.

For these reasons, the ChargePoint respectfully requests that its Motion to Intervene be granted.

Respectfully submitted on behalf of
CHARGEPOINT, INC.



Dyland F. Borchers
Kara Herrnstein
BRICKER & ECKLER LLP
100 South Third Street
Columbus, OH 43215-4291
Telephone: (614) 227-2300
Facsimile: (614) 227-4914
E-mail: dborchers@bricker.com
kherrnstein@bricker.com

CERTIFICATE OF SERVICE

I certify that the foregoing was filed electronically through the Docketing Information System of the Public Utilities Commission of Ohio on this 30th day of August 2022. The PUCO's e-filing system will electronically serve notice of the filing of this document on counsel for all parties.



Dyland F. Borchers

thomas.lindgren@ohioago.gov;
rhiannon.plant@ohioago.gov;
cwatchorn@firstenergycorp.com;
talexander@beneschlaw.com;
mkeaney@beneschlaw.com;
mkurtz@BKLawfirm.com;
kboehm@BKLawfirm.com;
jkylercohn@BKLawfirm.com;
william.michael@occ.ohio.gov;
ambrosia.wilson@occ.ohio.gov;

trhayslaw@gmail.com;
leslie.kovacik@toledo.oh.gov;
jweber@elpc.org;
knordstrom@theOEC.org;
ctavenor@theOEC.org;
bojko@carpenterlipps.com;
wygonski@carpenterlipps.com;

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8/30/2022 9:02:53 AM

in

Case No(s). 22-0704-EL-UNC

Summary: Motion to Intervene of ChargePoint, Inc. and Memorandum in Support
electronically filed by Teresa Orahod on behalf of Dylan F. Borchers