

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Ohio)
Power Company for Authority to Establish a) Case No. 23-0023-EL-SSO
Standard Service Offer Pursuant to R.C.)
4928.143 in the Form of an Electric Security)
Plan.)

In the Matter of the Application of Ohio) Case No. 23-0024-EL-AAM
Power Company for Approval of Certain)
Accounting Authority.)

**MOTION TO INTERVENE
OF
THE OHIO MANUFACTURERS' ASSOCIATION ENERGY GROUP.**

Pursuant to R.C. 4903.221 and Ohio Adm. Code 4901-1-11, the Ohio Manufacturers' Association Energy Group (OMAEG) respectfully moves the Public Utilities Commission of Ohio (Commission) to intervene in this matter with the full powers and rights granted to intervening parties. As demonstrated in the attached Memorandum in Support, OMAEG has a real and substantial interest in this proceeding that may be adversely affected by the outcome herein, and which cannot be adequately represented by any other party. Accordingly, OMAEG satisfies the standard for intervention set forth in Ohio statutes and regulations

Therefore, OMAEG respectfully requests that the Commission grant this motion to intervene for the reasons stated herein and as more fully set forth in the attached Memorandum in Support. OMAEG also requests that it be made a full party of record in these proceedings.

Respectfully submitted,

/s/ Kimberly W. Bojko

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Energy Group*

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MEMORANDUM IN SUPPORT

On January 6, 2023, Ohio Power Company (AEP) filed an application to implement its fifth electric security plan (ESP V) pursuant to R.C. 4928.143.¹ AEP proposes that ESP V will run for a term of June 2024 through May 2030, and will include a number of new and expanded riders and charges.² AEP claims that the new ESP V “will have the effect of stabilizing and providing certainty regarding retail electric service.”³ Overall, AEP’s application proposes over \$4 billion dollars in new and increased customer charges for various initiatives over the six-year term of the proposal, including large increases to the Distribution Investment Rider, Enhanced Service Reliability Rider, and Smart City Rider, as well as creating new riders such as the Customer Experience Rider, Ohio First Rider, Rural Access Rider, and Energy Efficiency Rider.⁴

R.C. 4903.221 and Ohio Adm. Code 4901-1-11 establish the standard for intervention in the above-captioned proceeding. R.C. 4903.221 provides, in part, that any person “who may be

¹ Application at 1.

² *Id.* at 3-4.

³ *Id.* at 3.

⁴ *Id.* at 10-17; *see also* Direct Testimony of Jaime L. Mayhan (Jan. 6, 2023) and Direct Testimony of Curtis M. Heitkamp (Jan. 6, 2023).

adversely affected” by a Commission proceeding is entitled to seek intervention in that proceeding. R.C. 4903.221(B) further requires the Commission to consider the nature and extent of the prospective intervenor’s interest, the legal position advanced by the prospective intervenor and its probable relation to the merits of the case, whether the intervention by the prospective intervenor will unduly prolong or delay the proceeding, and the prospective intervenor’s potential contribution to a just and expeditious resolution of the issues involved.

OMAEG is a non-profit entity that strives to improve business conditions in Ohio and drive down the cost of doing business for Ohio manufacturers. OMAEG members and their representatives work directly with elected officials, regulatory agencies, the judiciary, and the media to provide education and information to energy consumers, regulatory boards and suppliers of energy; advance energy policies to promote an adequate, reliable, and efficient supply of energy at reasonable prices; and advocate in critical cases before the Commission. OMAEG members purchase electric distribution services from AEP, and will be affected by the outcome of this proceeding. OMAEG has a direct, real, and substantial interest in ensuring that its customers pay just and reasonable rates and charges and receive safe and reliable service from AEP. OMAEG has previously participated in numerous cases before the Commission, including AEP’s previous electric security plan cases.⁵

OMAEG has a direct, real, and substantial interest in the issues raised in this proceeding and is so situated that the disposition of the proceeding may, as a practical matter, impair or

⁵ See *In the Matter of the Application of Ohio Power Company for Authority to Establish a Standard Service Offer Pursuant to R.C. 4928.143 in the Form of an Electric Security Plan*, Case Nos. 16-1852-EL-SSO, Motion To Intervene and Memorandum in Support of the Ohio Manufacturers’ Association Energy Group (Oct. 11, 2016); *id.*, Entry at ¶ 6 (Mar. 22, 2017); *In the Matter of the Application of Ohio Power Company for Authority to Establish a Standard Service Offer Pursuant to R.C. 4928.143, in the Form of an Electric Security Plan*, Case Nos. 13-2385-EL-SSO, Motion To Intervene of the Ohio Manufacturers’ Association Energy Group (Jan. 8, 2014); *id.*, Entry at ¶ 4 (Apr. 21, 2014).

impede its ability to protect that interest. It is regularly and actively involved in Commission proceedings and, as in previous proceedings, OMAEG's unique knowledge and perspective will contribute to the full development and equitable resolution of the factual issues in this proceeding. OMAEG's interest will not be adequately represented by other parties to the proceeding and its timely intervention will not unduly delay or prolong the proceeding.

Because OMAEG satisfies the criteria set forth in Section 4903.221, Revised Code and Rule 4901-1-11, Ohio Administrative Code, it is authorized to intervene with the full powers and rights granted by the Commission to intervening parties. OMAEG respectfully requests that the Commission grant this motion for leave to intervene and that OMAEG be made a full party of record.

Respectfully submitted,

/s/ Kimberly W. Bojko

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CERTIFICATE OF SERVICE

The Public Utilities Commission of Ohio's e-filing system will electronically serve notice of the filing of this document on the parties referenced on the service list of the docket card who have electronically subscribed to the case. In addition, the undersigned hereby certifies that a copy of the foregoing document also is being served via electronic mail on January 18, 2023 upon the parties listed below.

/s/ Kimberly W. Bojko
Kimberly W. Bojko

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Summary: Motion to Intervene and Memorandum in Support electronically filed by
Mrs. Kimberly W. Bojko on behalf of The Ohio Manufacturers' Association Energy
Group