

**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 for Authority to Establish)	Case No. 23-301-EL-SSO
a Standard Service Offer Pursuant to R.C.)	
4928.143 in the Form of an Electric)	
Security Plan)	

**MOTION TO INTERVENE
OF
UTICA EAST OHIO MIDSTREAM LLC**

Utica East Ohio Midstream LLC (“UEOM”) moves to intervene in the above proceeding as a full party of record pursuant to R.C. 4903.221 and Ohio Adm.Code 4901-1-11. The reasons supporting the request to intervene are contained in the accompanying Memorandum in Support.

Respectfully Submitted,

/s/ Elia O. Woyt
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MEMORANDUM IN SUPPORT

Through this motion, UEOM seeks to intervene in this proceeding as a full party of record. UEOM operates natural gas midstream infrastructure in Ohio including a gas processing plant in Kensington, Ohio served by Ohio Edison. Gas processing plants operate 24 hours per day and seven days a week at high load factors with high electricity usage. UEOM has considered alternative means of lowering its peak demand, including using behind the meter generation to offset transmission charges. The application filed in this proceeding presents a restructuring proposal on how transmission charges are currently being charged in addition to ending the current NMBR pilot. UEOM has great interest in the proposed restructuring of transmission charges that will impact its rates and charges and in turn the rates and charges that its customers pay for gas processing services.

R.C. 4903.221 and Ohio Adm.Code 4901-1-11 establish the standard for intervention in Commission proceedings as a full party of record. R.C. 4903.221 states that the Commission 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; and (4) whether the prospective intervenor will significantly contribute to the full development and equitable resolution of the factual issues. Ohio Adm.Code 4901-1-11 states in part:

(A) Upon timely motion, any person shall be permitted to intervene in a proceeding upon a showing that:

* * *

(2) The person 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.

UEOM satisfies the standards for intervention. As noted above, UEOM has a substantial interest as a major customer of Ohio Edison in the restructuring of transmission charges proposed in this proceeding. No other customer like UEOM has intervened in this proceeding and as such, UEOM's interests cannot be represented by any other intervenor. UEOM's participation will allow the Commission to have a developed record on the issues in this proceeding. Notably, UEOM will be affected for an eight-year period (June 1, 2024 through May 31, 2032), which is the term of the proposed ESP if the application is approved as presented. Application at 2.

UEOM's intervention will not unduly delay the matter as its motion is timely filed and it will abide by the procedural schedule set for this proceeding. Moreover, UEOM's intervention will contribute significantly to the full and thorough development of the record given its unique perspective as an operating gas processing plant in Ohio and a large industrial customer. Its unique perspective will assist the Commission in reaching an equitable resolution of the facts, policies and legal issues in this proceeding, including those related to the proposed change to transmission charges identified above.

UEOM meets the Commission's intervention criteria because it will be directly affected by this proceeding and the proposed multi-year ESP. UEOM respectfully requests that the Commission grant its motion to intervene and make it a full party of record under R.C. 4903.221 and Ohio Adm.Code 4901-1-11.

Respectfully Submitted,

/s/ Elia O. Woyt

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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 certifies that a courtesy copy of the foregoing document is also being served (via electronic mail) on the 18th day of August, 2023 upon all persons/entities listed below:

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Summary: Motion to Intervene electronically filed by Mr. Elia O Woyt on behalf of
Utica East Ohio Midstream LLC.