

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of)
Columbus Southern Power Company and)
Ohio Power Company for Authority to)
Recover Costs Associated with the) Case No. 05-376-EL-UNC
Construction and Operation of an)
Integrated Gasification Combined Cycle)
Electric Generating Facility.)

ENTRY

The Attorney Examiner finds:

- (1) On June 30, 2005 and July 1, 2005, Beard Generation, LLC (Beard), Ohio Partners for Affordable Energy (OPAE), Ironworkers Local No. 787 (Ironworkers), Green Mountain Energy Company (Green Mountain) and jointly Constellation Generation Group, LLC, Constellation Energy Commodities Group, Inc. and Constellation NewEnergy, Inc. (Constellation) filed motions to intervene in this proceeding.
- (2) The Attorney Examiner has reviewed the motions to intervene filed by the above-noted entities and finds that each has demonstrated real and substantial interest in this matter, and that other parties to this case will not adequately represent their interest. Further, granting the above-noted entities' requests for intervention will not cause undue delay nor prejudice the other parties, and will contribute to the just resolution of the issues in this proceeding. Therefore, the motions to intervene filed by Beard, OPAE, Ironworkers, Green Mountain and Constellation should be granted.
- (3) OPAE's filing also included a motion to admit David C. Rinebolt, *pro hac vice*, to appear before the Commission in this proceeding. Michael Smalz, an attorney licensed to practice law in Ohio, states that Mr. Rinebolt is an active member of the District of Columbia Bar and has been granted corporate status by the Ohio Bar.
- (4) Pursuant to Section 4901-1-08, Ohio Administrative Code, the Attorney Examiner finds that David C. Rinebolt should be allowed to appear before the Commission on behalf of OPAE.

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business
Technician LH Date Processed 7-8-05

- (5) Pursuant to the procedural scheduled established in this case the due date for intervener testimony is July 13, 2005. The Attorney Examiners assigned to this case find it appropriate to extend the due date to July 15, 2005 at 2:00 p.m. As has been the practice in this case, the testimony should be docketed and also be transmitted to all other parties to this proceeding, including the Attorney Examiners, by e-mail.

It is, therefore,

ORDERED, That Baard's, OPAE's, Ironworkers', Green Mountain's and Constellation's motions to intervene are granted. It is, further,

ORDERED, That the motion to admit David C. Rinebolt, *pro hac vice*, to represent OPAE in this proceeding is granted. It is, further,

ORDERED, That intervener testimony is due by July 15, 2005 at 2:00 p.m. as discussed in finding 5. It is, further,

ORDERED, That a copy of this entry be served upon all interested persons of record in this case.

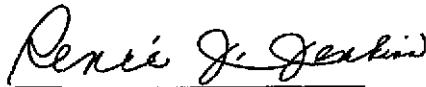
THE PUBLIC UTILITIES COMMISSION OF OHIO


 By: Steven D. Lesser and Greta See
 Attorney Examiners

/vrm 

Entered in the Journal

JUL 8 2005



Renee J. Jenkins
Secretary