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**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

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In the Matter of the Energy Efficiency	)	
and Peak Demand Reduction Program	)	
Portfolio of Ohio Edison Company,	)	Case No. 10-3023-EL-EEC
The Cleveland Electric Illuminating	)	10-3024-EL-EEC
Company, and The Toledo Edison	)	10-3025-EL-EEC
Company.	)	

**MOTION FOR PROTECTIVE ORDER  
BY  
THE OFFICE OF THE OHIO CONSUMERS' COUNSEL,  
THE NATURAL RESOURCES DEFENSE COUNCIL, AND  
CITIZEN POWER**

The Office of the Ohio Consumers' Counsel ("OCC"), the Natural Resources Defense Council ("NRDC"), and Citizen Power submit this Motion for Protective Order.<sup>1</sup> Concurrently with this Motion for Protective Order, the OCC, NRDC, and Citizen Power are filing a Motion for Hearing. This Motion for Protective Order is submitted in order to protect information contained in the Motion for Hearing that includes information asserted by Ohio Edison Company, The Cleveland Electric Illuminating Company and The Toledo Edison Company (collectively, "FirstEnergy EDUs") to be confidential.

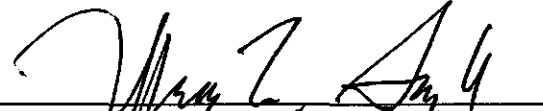
The reasons supporting this Motion for Protective Order are set forth in the attached Memorandum in Support.

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<sup>1</sup> Ohio Adm. Code 4901-1-02(E), 4901-1-12, and 4901-1-24(D)(3).

Respectfully submitted,

JANINE L. MIGDEN-OSTRANDER  
CONSUMERS' COUNSEL



Jeffrey L. Small, Counsel of Record  
Assistant Consumers' Counsel

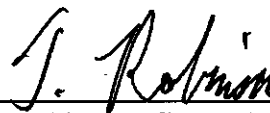
**Office of the Ohio Consumers' Counsel**  
10 West Broad Street, Suite 1800  
Columbus, Ohio 43215-3485  
Phone: (614) 466-8574  
[small@occ.state.oh.us](mailto:small@occ.state.oh.us)



Henry W. Eckhart, Counsel of Record  
1200 Chambers Rd., #106  
Columbus, OH 43212  
Phone: (614) 461-0984  
Fax: (614) 485-9487  
[henryeckhart@aol.com](mailto:henryeckhart@aol.com)



**Counsel for the NRDC**



Theodore S. Robinson, Counsel of Record  
Citizen Power  
2121 Murray Avenue  
Pittsburgh, PA 15217  
Phone: (412) 421-7029  
Fax: (412) 421-6162  
[robinson@citizenpower.com](mailto:robinson@citizenpower.com)



**Counsel for Citizen Power**

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Portfolio of Ohio Edison Company,	)	Case No. 10-3023-EL-EEC
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Company.	)	

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**MEMORANDUM IN SUPPORT**

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Concurrently with this Motion for Protective Order, the OCC, NRDC, and Citizen Power (“Movants”) file their Motion for Hearing in both a redacted form and an unredacted form under seal, consistent with the procedures stated in Ohio Adm. Code 4901-1-24(D)(1) and (2). The Motion for Hearing, including its attachments, contains information that the FirstEnergy EDUs assert to be confidential. Specifically, the Motion for Hearing refers to alleged confidential information contained in discovery responses by the FirstEnergy EDUs that provide details regarding the transmission and distribution projects described in the Application, some of which are attachments to the Motion for Hearing.

The Movants might not agree with the FirstEnergy EDUs regarding the confidential nature of all of the protected information contained in the discovery responses, and Movants make no concession in that regard. Nevertheless, Movants take this step to protect the information, consistent with the terms of their protective agreements with the FirstEnergy EDUs, to ensure that the information is protected under seal pursuant to the FirstEnergy EDUs’ claim of confidentiality. Movants, however,

reserve the right to challenge the confidentiality of any and all information that the FirstEnergy EDUs assert to be confidential.

Respectfully submitted,

JANINE L. MIGDEN-OSTRANDER  
CONSUMERS' COUNSEL



Jeffrey L. Small, Counsel of Record  
Assistant Consumers' Counsel

**Office of the Ohio Consumers' Counsel**  
10 West Broad Street, Suite 1800  
Columbus, Ohio 43215-3485  
Phone: (614) 466-8574  
[small@occ.state.oh.us](mailto:small@occ.state.oh.us)



Henry W. Eckhart, Counsel of Record  
1200 Chambers Rd., #106  
Columbus, OH 43212  
Phone: (614) 461-0984  
Fax: (614) 485-9487  
[henryeckhart@aol.com](mailto:henryeckhart@aol.com)



**Counsel for the NRDC**



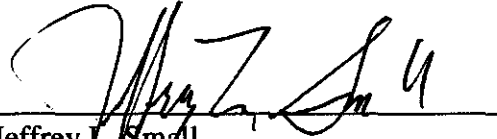
Theodore S. Robinson, Counsel of Record  
Citizen Power  
2121 Murray Avenue  
Pittsburgh, PA 15217  
Phone: (412) 421-7029  
Fax: (412) 421-6162  
[robinson@citizenpower.com](mailto:robinson@citizenpower.com)



**Counsel for Citizen Power**

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of this Motion for Protective Order was electronically served on the persons stated below this 2<sup>nd</sup> day of June 2011.



Jeffrey L. Small  
Assistant Consumers' Counsel

**SERVICE LIST**

Kathy J. Kolich  
FirstEnergy Service Company  
76 South Main Street  
Akron, OH 44308  
[kjkolich@firstenergycorp.com](mailto:kjkolich@firstenergycorp.com)

**Attorney for FirstEnergy**

William Wright  
Section Chief, Public Utilities Section  
Assistant Attorney General  
**Public Utilities Commission of Ohio**  
180 E. Broad St., 6<sup>th</sup> Fl.  
Columbus, OH 43215  
[William.wright@puc.state.oh.us](mailto:William.wright@puc.state.oh.us)