

**PUCO RESPONSE MEMORANDUM**

To: Mark Hamlin  
Director of Regulatory Policy  
Ohio Lieutenant Governor's Office

From: Angela Hawkins  
Legal Director  
Public Utilities Commission of Ohio  
Legal Department

Date: September 20, 2014

Re: PUCO Response – Green Pricing Programs Rules Contained in Ohio  
Adm.Code Chapter 4901:1-42.

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On October 17, 2012, the Public Utilities Commission of Ohio (Commission) issued proposed rules for comments in Ohio Adm.Code Chapter 4901:1-42.

Subsequently, on March 1, 2013, CSI replied to the Commission, making two recommendations:

1. The PUCO should revise the language in the rule package to align more directly with the statutory authority to review green pricing programs.
2. The PUCO should submit a revised BIA.

Additionally, the CSI Office recommended that the Commission should not proceed with formal filing with JCARR until the Commission addressed the CSI Office's concerns.

The Commission issued a final Finding and Order on April 2, 2014, adopting new rules in Ohio Adm.Code Chapter 4901:1-42. Included with the Commission's Finding and Order were a copy of the rules and a revised BIA. The Commission's Finding and Order and revised rules amended the language regarding the review of green pricing programs, in accordance with the CSI

Office's first recommendation. Further, the revised BIA addressed the CSI Office's concerns, in accordance with the second recommendation.

On May 2, 2014, the Ohio Consumer's Counsel (OCC) filed an application for rehearing. No memorandum contra to OCC's application for rehearing was filed. Subsequently, on May 28, 2014, the Commission issued an Entry on Rehearing denying OCC's application for rehearing.

Additional rehearing requests were due by June 28, 2014, pursuant to R.C. 4903.10. However, no party filed an additional application for rehearing. Therefore, the Commission will proceed and file these rules with JCARR.

cc: Katie Stenman, Chief of Staff, Public Utilities Commission of Ohio  
Greg Price, Chief, Electric Section, Public Utilities Commission of Ohio  
Bryce McKenney, Attorney Examiner, Public Utilities Commission of Ohio