

FILED

DEC 01 2010

CLERK OF COURT
SUPREME COURT OF OHIO

The Supreme Court of Ohio

In the Matter of the Application of
Middletown Coke Company, a Subsidiary
of SunCoke Energy, for a Certificate of
Environmental Compatibility and Public
Need to Build a Cogeneration Facility

Case No. 2009-0941

JUDGMENT ENTRY

APPEAL FROM THE
POWER SITING BOARD

This cause, here on appeal from the Ohio Power Siting Board, was considered in the manner prescribed by law. On consideration thereof, the order of the Ohio Power Siting Board is reversed and this cause is remanded for further proceedings, consistent with the opinion rendered herein.

It is further ordered that a mandate be sent to the Ohio Power Siting Board by certifying a copy of this judgment entry and filing it with the Ohio Power Siting Board.

(Power Siting Board; No. 08281ELBGN)



ERIC BROWN
Chief Justice