

**In The  
SUPREME COURT OF OHIO**

**Elyria Foundry Company,**

Appellant,

v.

**The Public Utilities Commission of  
Ohio,**

Appellee.

: Case No. 07-860

:

: On appeal from the Public Utilities Com-  
: mission of Ohio, Case No. 07-796-EL-  
: CSS, *In the Matter of the Application of*  
: *the Ohio Edison Company, the Cleveland*  
: *Electric Illuminating Company, and the*  
: *Toledo Edison Company for Approval of a*  
: *Competitive Bidding Process for Standard*  
: *Service Offer Electric Generation Supply,*  
: *Accounting Modifications Associated with*  
: *Reconciliation Mechanism and Phase In,*  
: *and Tariffs for Generation Service.*

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**JOINT STIPULATION TO EXTENSION OF TIME  
TO FILE APPELLEE'S MERIT BRIEF**

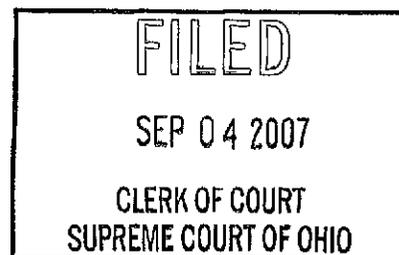
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Pursuant to S. Ct. Prac. R. VI (3), the merit brief of appellee the Public Utilities Commission of Ohio is due September 12, 2007. Pursuant to S. Ct. Prac. R. XIV(3)(B), respective counsel for appellant, appellee, and intervening appellee have agreed to a twenty (20) day extension of the deadline for filing of the appellee's merit brief. No prior extension has been requested by the appellee. The new filing date for the appellee's merit brief will be October 2, 2007.

Respectfully submitted,

Agreed:

  
\_\_\_\_\_  
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### PROOF OF SERVICE

I hereby certify that a true copy of the foregoing **Joint Stipulation to Extension of Time to File Appellee's Merit Brief**, submitted on behalf of Appellee the Public Utilities Commission of Ohio, was served by regular U.S. mail, postage prepaid, or hand-delivered, upon the following parties of record, this 4<sup>th</sup> day of September, 2007.

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