

IN THE SUPREME COURT OF OHIO

THE OHIO ENVIRONMENTAL)	Case No. 10-1977
COUNCIL,)	
)	On Appeal from the Public Utilities
Appellant,)	Commission of Ohio
)	
v.)	Public Utilities Commission of Ohio Case
)	No. 09-1940-EL-REN
THE PUBLIC UTILITIES COMMISSION)	
OF OHIO,)	
)	
Appellee.)	

APPLICATION OF FIRSTENERGY SOLUTIONS CORP. FOR LEAVE TO
INTERVENE AS AN APPELLEE

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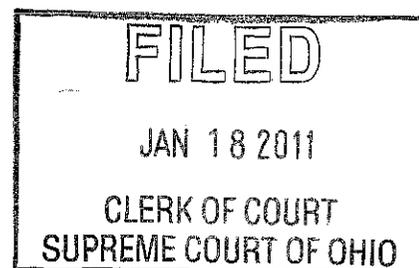
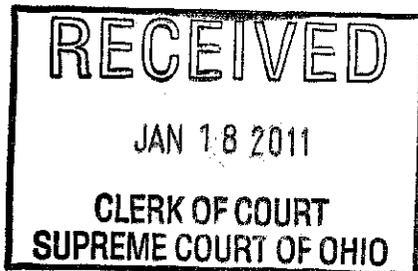
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)	
Appellee.)	

**APPLICATION OF FIRSTENERGY SOLUTIONS CORP. FOR LEAVE TO
INTERVENE AS AN APPELLEE**

FirstEnergy Solutions Corp. (“FES”) respectfully applies to this Honorable Court for leave to intervene in this case as a party appellee. FES is a real party in interest in the subject matter of this appeal, which seeks to reverse an order issued by the Public Utilities Commission of Ohio (“Commission”) on August 11, 2010, in PUCO Case No. 09-1940-EL-REN. The order of August 11, 2010, made findings concerning the certification of Units 4 and 5 of FES’s R.E. Burger electric generating facility as an eligible Ohio renewable energy resource generating facility and sought additional comment regarding the value of renewable energy credits that would result from that certification.

FES actively participated as a party in the proceeding below as the Applicant. FES’s business and financial interests are directly and materially affected by the subject matter of this appeal. It is, therefore, a real party in interest in the subject matter of this appeal.

WHEREFORE, FES respectfully prays that it be granted full status in this appeal as an intervening appellee.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that this **Application for Leave to Intervene** was served by first class U.S. mail, postage prepaid, upon the following this 14th day of January, 2010:

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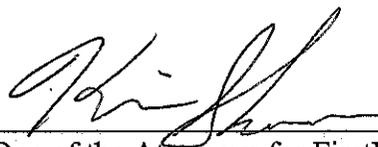
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