

**IN THE SUPREME COURT OF OHIO**

**Industrial Energy Users-Ohio,** :  
 :  
 **Appellant,** : **Case No. 2013-0154**  
 :  
 **v.** :  
 : **Appeal from the Public**  
 **Public Utilities Commission of Ohio,** : **Utilities Commission of Ohio**  
 :  
 **Appellee.** : **Case No. 12-1046-EL-RDR**

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**OHIO POWER COMPANY'S  
MOTION TO INTERVENE AS APPELLEE**

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<b>Appellant,</b>	:	<b>Case No. 2013-0154</b>
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v.	:	
	:	<b>Appeal from the Public</b>
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**OHIO POWER COMPANY'S  
MOTION TO INTERVENE AS APPELLEE**

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Ohio Power Company, (“AEP Ohio” or the “Company”), hereby moves to intervene as an Appellee in this proceeding. For the reasons discussed in the following memorandum in support: 1) AEP Ohio has an interest relating to the matters that are the subject of this action; 2) the disposition of the action may impair or impede AEP Ohio’s ability to protect that interest; and 3) that interest is not adequately represented by existing parties.

**MEMORANDUM IN SUPPORT**

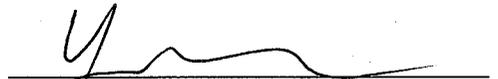
This appeal involves the effect of orders issued by the Public Utilities Commission of Ohio (“Commission”), in its Case No. 12-1046-EL-RDR. That case involves AEP Ohio’s application to update its transmission cost recovery rider, a rider approved by the Commission as a provision of the Company’s electric security plan.

The appeal seeks to overturn certain portions of the Commission’s orders so as to achieve a result that would be contrary to AEP Ohio’s interest. Therefore, AEP Ohio has a direct interest in the matters that are the subject of this appeal. Absent granting intervention, AEP Ohio’s ability to protect this interest may be impaired or impeded, and

the Court will not have the benefit of hearing from the company whose rates are at issue in this appeal.

Finally, neither the Appellant nor the Appellee can adequately represent AEP Ohio's interests in this regard. Therefore, AEP Ohio requests that the Court grant this motion to intervene.

Respectfully submitted,



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## CERTIFICATE OF SERVICE

I hereby certify that a copy of Ohio Power Company's Motion to Intervene was served via electronic mail upon counsel identified below this 1<sup>st</sup> day of March 2013.



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