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July 15, 2014

**BY HAND DELIVERY**

04:39 PM JUL 15 2014 PSC EXEC SEC DIV

Ms. Ingrid Ferrell  
Executive Secretary  
West Virginia Public Service Commission  
201 Brooks Street  
Charleston, WV 25301

Re: *Appalachian Power Company and  
Wheeling Power Company  
Case No. 14-0546-E-PC*

Dear Ms. Ferrell:

I enclose herewith the original and twelve (12) copies of a **STATEMENT OF APPALACHIAN POWER COMPANY AND WHEELING POWER COMPANY IN COMPLIANCE WITH THE COMMISSION'S JULY 10, 2014 ORDER**. The substance of this statement is to inform the Commission and the parties that the Companies will be filing supplemental direct testimony and to offer suggestions for appropriate measures to accommodate such filing and related activities in the procedural schedule of this case.

Very truly yours,

William C. Porth (W.Va. State Bar #2943)

Counsel for  
Appalachian Power Company  
and Wheeling Power Company

WCP:ss  
Enclosures  
cc: Service List (w enc.)

**PUBLIC SERVICE COMMISSION  
OF WEST VIRGINIA  
CHARLESTON**

**CASE NO. 14-0546-E-PC**

**APPALACHIAN POWER COMPANY and  
WHEELING POWER COMPANY,**  
public utilities.

Petition for acquisition of Mitchell plant by  
Wheeling Power Company.

**STATEMENT OF APPALACHIAN POWER COMPANY AND  
WHEELING POWER COMPANY IN COMPLIANCE WITH THE  
COMMISSION'S JULY 10, 2014 ORDER**

On July 10, 2014, the Commission issued an Order in this proceeding (the "July 10 Order") resolving recent motions filed by West Virginia Citizens Action Group ("WVCAG") and the Commission's Staff and allowing Appalachian Power Company and Wheeling Power Company ("WPCo") (collectively, the "Companies") an option to file supplemental direct testimony on one or both of two subject matters – the recent proposed greenhouse gas ("GHG") emissions guidelines promulgated by the Environmental Protection Agency (the "EPA") and the portfolio of midwest generating assets being offered for sale by Duke Energy ("Duke") and Dayton Power & Light ("Dayton"). In the event that the Companies do not wish to file supplemental direct testimony on either of these matters, the July 10 Order requires the Companies to "file a statement to that effect within five calendar days" – which would be by July 15, 2014.

The Companies have decided that they will file supplemental direct testimony on both of the subject matters identified by the Commission. Their present intention is to file that testimony by this Friday, July 18, 2014.

In their original Updated Plan filing made on March 4, 2014, the Companies discussed the need for securing a long-term, reasonably priced supply of capacity and energy to meet the needs of WPCo's customers. The Companies observed that this Commission has noted that the existing wholesale power supply contract supplying WPCo "may be cancelled at any time upon only a one year notice" and that the Federal Energy Regulatory Commission (the "FERC") had approved that contract for only an initial term through December 31, 2014. Updated Plan at 3. The Companies submit, therefore, that it is important that this case proceed apace so that, (a) if the proposed transfer of the Mitchell Asset is approved, all the necessary work to implement it can be performed and the transaction consummated by the end of 2014, and (b) if the proposed transfer is not approved, the Companies have sufficient time to seek to obtain from the FERC approval of any necessary extension of the existing wholesale power supply contract. Under standard FERC practice, such a filing would have to be made 60 days prior to the effective date of such extension. Therefore, the Companies respectfully suggest that the Commission should issue its dispositive Order on or before October 31, 2014.

In order to incorporate the Companies' supplemental direct testimony into the procedural schedule without unduly delaying this proceeding, the Companies respectfully offer the following suggestion:

1. The parties other than the Companies should be required to file by July 25, 2014, the original deadline for their testimony, any testimony responsive to any aspects of the

Companies' direct testimony that they wish to address except for the Companies' supplemental direct testimony.

2. By August 8, 2014 (the original deadline for rebuttal testimony by all parties), all parties wishing to respond to the Companies' supplemental direct testimony should be required to file, in addition to any rebuttal to the testimony filed by July 25, 2014, any testimony that they wish to file responsive to the Companies' supplemental direct testimony.

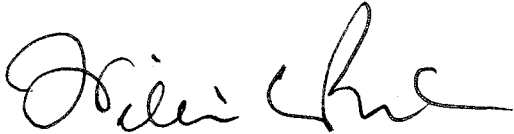
3. At hearing, the Companies and any other parties wishing to offer testimony rebutting testimony filed in response to the Companies' supplemental direct testimony would be allowed to present such testimony orally.

This approach would respect the due process rights of all parties and allow three weeks, between July 18, 2014 and August 8, 2014, for any discovery that any party might deem necessary with respect to new material presented in the Companies' supplemental direct testimony. In order to ensure the adequacy of this time period, the Companies are willing to commit to the following shorter time frames to be applicable to discovery requests to them occasioned by new material presented in the Companies' supplemental direct testimony: objections within five (5) days of receipt of such discovery requests, and responses within ten (10) days of receipt. It would also enable the adjudication of this case to proceed in a timely fashion in accordance with the schedule, including hearing dates, previously established by the Commission.

WHEREFORE, as the Commission makes decisions with respect to the procedural schedule currently being held in abeyance, the Companies respectfully request that it adopt the procedural proposals offered by the Companies herein.

Respectfully submitted,

**APPALACHIAN POWER COMPANY  
WHEELING POWER COMPANY**



By Counsel

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Dated: July \_\_, 2014

**PUBLIC SERVICE COMMISSION  
OF WEST VIRGINIA  
CHARLESTON**

**CASE NO. 14-0546-E-PC**

**APPALACHIAN POWER COMPANY and  
WHEELING POWER COMPANY both dba  
AMERICAN ELECTRIC POWER,**

Petition for acquisition of Mitchell plant  
by Wheeling Power Company.

**CERTIFICATE OF SERVICE**

I, William C. Porth, counsel for Appalachian Power Company and Wheeling Power Company, do hereby certify that true copies of the **STATEMENT OF APPALACHIAN POWER COMPANY AND WHEELING POWER COMPANY IN COMPLIANCE WITH THE COMMISSION'S JULY 10, 2014 ORDER** were served by hand delivery or first-class U.S. Mail on this 15<sup>th</sup> day of July, 2014, addressed to the following:

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