

Volume 14, Issue 43 • December 19, 2025

This summary contains confidential and privileged information pursuant to a confidentiality agreement and the attorney-client privilege.

DO NOT DISTRIBUTE OR SHARE WITH NON-MEMBERS.

FirstEnergy

OMAEG Negotiates a Settlement Increasing House Bill 6 Refunds by \$64.07 Million

(Case Nos. 17-974-EL-UNC, et al.)

Summary: As you may recall, the Public Utilities Commission of Ohio (PUCO) recently issued orders directing FirstEnergy to pay an aggregate \$250.70 million in monetary penalties to the State and refunds to customers as a result of the Companies' involvement in the biggest bribery scheme in Ohio history, as well as numerous other violations of Ohio law. Of that \$250.70 million, about \$186.63 million was earmarked for customer refunds and restitution. The remaining portion would have been provided to the State of Ohio as a forfeiture and provide no direct benefit to customers.

This week, OMAEG finalized and signed a settlement that will increase the amount refunded to all customers by **\$62.43 million**. FirstEnergy agreed to provide all customers with \$249.06 million in restitution through usage-based bill credits, in addition to the \$6.64 million in refunds ordered in the PUCO's initial orders. The settlement also provides monies for low-income programs. This represents a significant win for OMAEG members and other customers, both monetarily and by ensuring customers get their refunds as quickly as possible without any further delays due to requests for reconsideration.

PUCO Dismisses FirstEnergy's ESP VI Application (Case No. 25-0092-EL-SSO)

Summary: On its own initiative, the PUCO dismissed FirstEnergy's application for an electric security plan, since the law authorizing such plans was repealed by House Bill 15.

AEP Ohio

PUCO Approves AEP Ohio Divesting Its Coal Plant Interests (Case No. 25-1039-EL-ATR)

Summary: As expected, and as urged by OMAEG and others, the PUCO approved AEP Ohio's application to transfer its interests in two aging, 1950s-era coal plants to an affiliate. However, the PUCO disregarded OMAEG's other recommendations that the denial of

certain cost recoveries and the provision of promised credits to customers be addressed in this case.

**PUCO Approves Reasonable Arrangement Between AEP Ohio and Sidecat LLC (Meta)
(Case No. 25-1096-EL-AEC)**

Summary: This week, the PUCO approved an agreement that will allow Meta to temporarily utilize a portion of the unused power capacity designated for Intel Corporation. This arrangement comes after the announcement that construction of Intel's semiconductor manufacturing facilities has been delayed. Under the three-year arrangement, Meta will temporarily draw power from the Green Chapel Substation, which was constructed to serve Intel's load and was completed earlier this year. While Meta will still be subject to AEP Ohio's data center tariff, certain provisions (such as early termination penalties and load ramp provisions) will be waived due to the agreement's three-year term.