



Ohio Administrative Code

Rule 4901:1-19-08 Notice of intent to implement the exemption, exit-the-merchant function plan, or alternative rate plan (or withdraw the application).

Effective: June 7, 2019

(A) Within thirty calendar days after the date of issuance of a commission order granting approval of an exemption, an exit-the-merchant-function plan, or alternative rate plan under section 4929.04 or 4929.05 of the Revised Code, or within twenty calendar days after the issuance of a rehearing entry or the denial by operation of law of an application for rehearing pursuant to section 4903.10 of the Revised Code, whichever is later, the applicant shall either:

(1) File with the commission a notice of the applicant's intention to implement the exemption, exit-the-merchant-function plan, or alternative rate plan as directed by the commission in its order, and a final and redline copy of the applicant's revised rate schedules.

(2) Withdraw the exemption, exit-the-merchant-function plan, or alternative rate plan application if the commission modifies or does not approve the application as filed.

(B) If the applicant files a notice of intent to implement the exemption, exit-the-merchant-function plan, or alternative rate plan as approved by the commission, it shall serve that notice on all parties to the proceeding which authorized the exemption, exit-the-merchant-function plan, or alternative rate plan.

(C) Failure to file a notice of intent to implement the exemption, exit-the-merchant-function plan, or alternative rate plan as ordered by the commission within the time period in paragraph (A) of this rule will be deemed a withdrawal of the exemption, exit-the-merchant-function plan, or alternative rate plan application, unless the notice is later filed and the applicant shows either good cause for the initial failure to file or that timely filing was not practicable despite the exercise of due diligence.