

conflicts and determine if there are associated compensable costs. The Illuminating Company will not accept contractor delay costs that the company has not an opportunity to dispute or resolve.

Important! Instances that require The Illuminating Company to de-energize our transmission circuitry for contractor related work, is to be requested in writing to the Illuminating Company eight weeks in advance of need. The charge to de-energize the circuitry is \$4000.00 per occurrence. Written approval of the Illuminating Company's Customer Charge Application is to be completed in advance by the requestor that is requiring the transmission circuitry de-energized

Scope: The Illuminating Company has reviewed the Final Plan drawings received January 15, 2008 for the above mentioned project, our response is as follows: Attached with the 4A note are the project drawings (dated 5/19/2008) and spreadsheet (dated 7/3/2008) depicting the overhead and underground work the Illuminating Company has to perform prior to the sale date of November 2008.

Work Week:

The Illuminating Company's workweek is comprised of 5 days per week, 8 hours per day, Monday through Friday. Any overtime costs incurred, as a result of contractor project escalation or requests from ODOT, Cuyahoga County or other municipalities shall be billed directly to the contractor. Authorization for payment for the requested overtime shall be received in advance of the overtime being worked.

Additional Comments:

Notice: The Illuminating Company denies permission to any contractor or other utility to remove CEI manhole castings, cut down CEI manhole necks, and temporarily plate over project created CEI manhole roof openings. This practice often results in construction debris falling into CEI manholes, thus damaging energized circuits. Under any circumstances if project construction debris is found in CEI manholes on subject project, The Illuminating Company shall charge the responsible party for the required clean out. In the event circuitry is damaged as a direct result of project construction debris, The Illuminating Company shall also file a claim, and pursue reimbursement for the damage. It is the Project General Contractor responsibility to notify The Illuminating Company in advance of any existing debris found in CEI manholes.

Note: Customer owned secondary cables/wire and equipment that requires relocation caused by a public works project is not the responsibility of The Illuminating Company. The Illuminating Company has a subsidiary that can provide an estimate of cost for the relocation of customer owned equipment. The relocation cost for customer owned facilities generally is the responsibility of the requesting agency. (Municipality, ODOT, City, etc.)

Note: In the event of a major storm in our service territory, The Illuminating Company's priority becomes the safety of the general public and employees. Efforts are directed to the safe and timely restoration of electrical service to our customers which may affect the projects overall schedule.

NOTE:

It should be noted that in instances where public or private proprietary utility construction, such as electric power, regional transit, steam, gas, sanitary sewer, telecommunications, or water service, requires FirstEnergy to relocate its facilities, the public or private utility will be responsible for the cost associated with the rearrangement of The Illuminating Company's electric facilities. If additional information or clarification is required, please contact Patrick Pletka – Project Lead at (440) 717-6808.

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