

BEFORE THE CORPORATION COMMISSION OF OKLAHOMA

IN THE MATTER OF THE APPLICATION OF)
OKLAHOMA GAS AND ELECTRIC COMPANY FOR)
COMMISSION APPROVAL OF THE COMPANY'S) CAUSE NO. PUD 201600059
PLAN TO INSTALL DRY SCRUBBERS AT THE)
SOONER GENERATING FACILITY)

RESPONSIVE TESTIMONY STATEMENT OF INCORPORATION

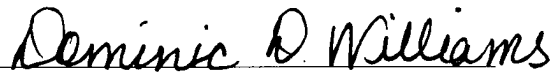
COMES NOW Oklahoma Cogeneration LLC (“Oklahoma Cogeneration”), and hereby submits its Responsive Testimony Statement of Incorporation the above-styled Cause. Due to the extreme time constraints resulting from the accelerated Procedural Schedule issued in Oklahoma Corporation Commission (“Commission”) Order No. 650330, Oklahoma Cogeneration was not allotted sufficient time to develop the highly technical and in-depth expert testimony necessary to adequately respond to and address Oklahoma Gas and Electric’s (“OG&E”) Application filed in this Cause. Nevertheless, in light of the fact that above-styled Cause presents precisely the same subject matter and requested relief as was raised, actually litigated, fully heard and necessarily determined in Cause No. PUD 201400229, Oklahoma Cogeneration hereby incorporates the entire record from Cause No. PUD 201400229 pursuant to Commission Order No. 650639, including but not limited to Commission Order No. 647346 denying OG&E’s application for approval of its plan to install dry scrubbers at the Sooner power plant in Cause No. PUD 201400229. In so doing, Oklahoma Cogeneration notes for clarity of the record that it does not waive or otherwise abandon its *res judicata* arguments presented in support of Oklahoma Energy Results and Sierra Club’s respective Motions to Dismiss OGE’s Application underlying the above-captioned Cause. Furthermore, Oklahoma Cogeneration does not waive its

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right to respond to or otherwise address any new issues which may be presented by any Party in the above-styled Cause.

Respectfully submitted,



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**ATTORNEYS FOR OKLAHOMA
COGENERATION L.L.C.**

CERTIFICATE OF SERVICE

On this 14th day of March, 2016, the undersigned caused a true and correct copy of the above and foregoing document to be transmitted to the following:

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