

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Duke)
Energy Ohio, Inc., for Approval to Establish) Case No. 17-1157-EL-ATA
a New Generation Station Power Tariff.)

APPLICATION OF DUKE ENERGY OHIO, INC.,
TO ADOPT A NEW TARIFF TO PROVIDE GENERATION STATION POWER

1. APPLICANT RESPECTFULLY PROPOSES:

- | | |
|---|---|
| <input checked="" type="checkbox"/> New Service | <input type="checkbox"/> Change in Rule or Regulation |
| <input type="checkbox"/> New Classification | <input type="checkbox"/> Reduction in Rates |
| <input type="checkbox"/> Change in Classification | <input type="checkbox"/> Correction of Error |
| <input type="checkbox"/> Other, not involving increase in rates | <input type="checkbox"/> Various related and unrelated textual revision, without change in intent |

2. DESCRIPTION OF PROPOSAL:

Duke Energy Ohio, Inc., (Duke Energy Ohio or Company) proposes to offer a new service, for the billing of merchant generators for electric energy purchased from the Company.

3. TARIFF SHEET(S) AFFECTED: None. This is a new tariff, designated as Sheet No. 51.

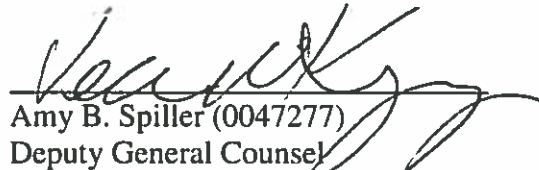
4. ATTACHED HERETO AND MADE A PART HEREOF ARE:

- ☐ Exhibit A – existing schedule sheets (to be superseded if application is approved)
- ☒ Exhibit B – proposed schedule sheets
- ☐ Exhibit B-1 – redlined tariff sheets showing changes made to existing tariffs
- ☒ Exhibit C-1

a. If new service is proposed, describe;

- b. If new equipment is involved, describe (preferably with a picture, brochure, etc.) and, where appropriate, a statement distinguishing proposed service from existing services;
 - c. If proposed service results from customer requests, so state, giving, if available, the number and type of customers requesting proposed service
- Exhibit C-2 – if a change of classification, rule or regulation is proposed, a statement explaining the reason for the change
- Exhibit C-3 – statement explaining the reason for any proposal not covered by Exhibit C-1 or Exhibit C-2
5. This application will not result in an increase in any rate, joint rate, toll, classification, charge or rental.
6. Duke Energy Ohio respectfully requests that the Commission expeditiously approve this application and the proposed tariffs attached hereto.

Respectfully submitted,
DUKE ENERGY OHIO, INC.



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ATTACHMENT C-1

Exhibit C-1
Statement Explaining the Reason for the Proposal

Duke Energy Ohio proposes to incorporate a new tariff sheet for Rate GSP, Generation Station Power. The purpose of Rate GSP is to establish rules regarding the billing of merchant generators for electric power delivered by Duke Energy Ohio when merchant generator's generation is off line.

Rate GSP will be applicable to electric generation station customers generating and delivering power onto the Company's electric transmission system, under the open access transmission tariff of PJM Interconnection L.L.C., and taking service at a nominal transmission system voltage of 69,000 volts or higher.

This application requests approval of a new service. The proposed rates and charges are, therefore, "first-filed" rates and charges within the meaning of R.C. 4909.18, as interpreted and applied by both the Commission and the Supreme Court of Ohio:

Where the application is not for an increase in any rate, but is for a new service, as in the instant causes, or for a reduction in rate, the commission is required to permit the filing of the schedule proposed in the application and fix the time when such schedule shall take effect.¹

¹ *Ohio Bell Tel. Co. v. Public Util. Com.*, 17 Ohio St.2d 45, 48, 245 N.E.2d 351, 352-3 (1969); *see also Cookson Pottery v. Public Util. Comm.*, 161 Ohio St. 498, 120 N.E.2d 98 (1954).

RATE GSP

GENERATION STATION POWER

APPLICABILITY

Applicable to electric generation station customers generating and delivering power onto Company's electric transmission system subject to an Interconnection Agreement and an Interconnection Service Agreement under the PJM Open Access Transmission Tariff, and taking service at a nominal transmission system voltage of 69,000 volts or higher.

Electric service must be supplied at one point of delivery and the customer furnishes and maintains all transformation equipment and appurtenances necessary to utilize the service.

For customers taking service under any or all of the provisions of this tariff schedule, this same schedule shall constitute the Company's Standard Service Offer.

TYPE OF SERVICE

Alternating current 60 Hz, three phase at Company's standard transmission voltage of 69,000 volts or higher.

NET MONTHLY BILL

Billing under Rate GSP will occur on a calendar-month basis in order to align with the PJM settlement process. For calendar months in which customer consumes more power from Company's transmission system than it generates and delivers to the Company's transmission system, as measured by Company's meter(s), customer's net monthly bill shall be computed in accordance with Rate TS, Transmission Service, for the kilowatt-hours consumed net of the kilowatt-hours generated. For clarity, the peak kilovolt-amperes consumed shall not be netted with the peak kilovolt-amperes generated in computing the demand; the demand shall be determined in accordance with Rate TS using the peak kilovolt-amperes consumed.

For calendar months in which the customer generates and delivers more power to Company's transmission system than it consumes from Company's transmission system, as measured by Company's meter(s), customer's net monthly bill shall be computed in accordance with Rate TS, Transmission Service, provided however, that (i) kilowatt-hours and kilovolt amperes shall be based on the power consumed from Company's transmission system, (ii) the Minimum Charge and Demand provisions shall not apply, and (iii) the following Riders shall not apply:

- Sheet No. 89, Rider BTR, Base Transmission Rider
- Sheet No. 97, Rider RTO, Regional Transmission Organization Rider
- Sheet No. 110, Rider AER-R, Alternative Energy Recovery Rider
- Sheet No. 111, Rider RC, Retail Capacity Rider
- Sheet No. 112, Rider RE, Retail Energy Rider
- Sheet No. 115, Rider SCR, Supplier Cost Reconciliation Rider

Except as otherwise noted herein, all provisions of Rate TS, Transmission Service, shall apply.

Filed pursuant to an Order dated _____ in Case No. 17-____-EL-ATA before the Public Utilities Commission of Ohio.

Issued:

Effective:

Issued by James P. Henning, President

LATE PAYMENT CHARGE

Payment of the total amount due must be received in the Company's office by the due date shown on the bill. When not so paid, an additional amount equal to one and one-half percent (1.5%) of the unpaid balance is due and payable. The late payment charge is not applicable to unpaid account balances for services received from a Certified Supplier.

TERMS AND CONDITIONS

The initial term of contract shall be for a minimum period of one (1) year, terminable thereafter by either the customer or the Company with thirty (30) days written notice.

The Company is not obligated to extend, expand or rearrange its transmission system if it determines that existing distribution and/or transmission facilities are of adequate capacity to serve the customer's load.

SERVICE REGULATIONS

The supplying and billing for service and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio, and to the Company's Service Regulations currently in effect, as filed with the Public Utilities Commission of Ohio.

Filed pursuant to an Order dated _____ in Case No. 17-____-EL-ATA before the Public Utilities Commission of Ohio.

Issued: _____

Effective: _____

Issued by James P. Henning, President