## BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Duke	)	
Energy Ohio, Inc., for Recovery of	)	
Program Costs, Lost Distribution Revenue	)	Case No. 13-753-EL-RDR
and Performance Incentives Related to its	)	
Energy Efficiency and Demand Response	)	
Programs.	)	

\_\_\_\_\_

#### JOINT MOTION TO CONTINUE THE HEARING

Now come Duke Energy Ohio, Inc., (Duke Energy Ohio), The Office of the Ohio Consumers Counsel, Ohio Partners for Affordable Energy, and the Staff of the Public Utilities Commission of Ohio (collectively, Joint Movants)<sup>1</sup>, in accordance with Rule 4901-1-13, Ohio Administrative Code (O.A.C.), and hereby submit to the Public Utilities Commission of Ohio (Commission) a Joint Motion to Continue the Hearing in the above-captioned case. Joint Movants further request an expedited ruling from the Commission on this issue. No party to this proceeding opposes the motion.

The procedural schedule in this proceeding issued on August 19, 2013, directed the Parties that a hearing would be held on September 19, 2013. Duke Energy Ohio is unable to make available all of its witnesses for hearing on that date. All witnesses are available on October 3, 2013. Accordingly, for the reasons set forth in the accompanying memorandum in support, Joint Movants request that the Commission continue the testimony date to October 3, 2013. Joint Movants further respectfully request that the Commission approve this motion in an expedited fashion.

\_

<sup>&</sup>lt;sup>1</sup> The Office of the Ohio Consumers' Counsel is not taking a position on the extension.

Respectfully submitted on behalf of the Joint Movants,

## **DUKE ENERGY OHIO, INC.**

/s/ Elizabeth H. Watts
Amy B. Spiller (0047277)
Deputy General Counsel
Associate General Counsel
Elizabeth Watts (0031092)
Associate General Counsel

Duke Energy Business Services, LLC 139 East Fourth Street 1303-Main Cincinnati, Ohio 45202 (Telephone) 513-287-4359 (Facsimile) 513-287-438

# AMENDED MEMORANDUM IN SUPPORT OF JOINT MOVANTS' MOTION TO CONTINUE TESTIMONY AND HEARING DATE

Pursuant to an Entry dated August 19, 2013, a procedural schedule was ordered in the above-captioned case, including a hearing to be held on September 19, 2013. Some of the Company's witnesses are unavailable on that date. The Joint Movants are all available October 3, 2013. Joint Movants respectfully request that the Commission reschedule the hearing in this proceeding to that date if possible and if feasible within the Commission's own calendar. The Company anticipates that the hearing will take place over the course of one day. Subject to the Commission's own calendar, the Joint Movants respectfully request that the hearing be held on October 3, 2013. The Joint Movants further request that the Commission approve Motion to Continue on an expedited basis, as permitted by Rule 4901-1-12(C), O.A.C.

Respectfully submitted on behalf of the Joint Movants,

#### **DUKE ENERGY OHIO, INC.**

/s/ Elizabeth H. Watts

Amy B. Spiller (0047277)

Deputy General Counsel

Associate General Counsel

Elizabeth Watts (0031092)

Associate General Counsel

Duke Energy Business Services, LLC

120 E I G

139 East Fourth Street

1303-Main

Cincinnati, Ohio 45202

(Telephone) 513-287-4359

(Facsimile) 513-287-4385

#### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and accurate copy of the foregoing document was served this 4th day of September, 2013, by U.S. mail, postage prepaid, or by electronic mail upon the persons listed below.

/s/ Elizabeth H. Watts
Elizabeth H.Watts

## **Ohio Partners for Affordable Energy**

Colleen L. Mooney 231 West Lima Street Findlay, Ohio 45840 cmooney@ohiopartners.com

#### Office of the Ohio Consumers' Counsel

Terry Etter 10 West Broad Street Suite 1800 Columbus, Ohio 43215 Schuler@occ.state.oh.us Kern@occ.state.oh.us