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VIA OVERNIGHT MAIL DELIVERY

May 22, 2007

Docketing Division
Public Utilities Commission of Ohio
180 East Broad Street
Columbus, Ohio 43215

Re: Case No. 07-~~625~~-EL-ATA

Dear Docketing Division:

Enclose please find an original and twelve copies of the Application of Duke Energy Ohio for approval of Rate RS3P, Residential Three-Phase Service. Please date-stamp the two extra copies and return in the envelope provided.

Should you have any questions, please contact me at (513) 287-3842.

Very truly yours,

Anita M. Schafer
Senior Paralegal

Enclosures

cc: Parties of record to Case No. 07-196-EL-CSS, et al.

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.
Technician Date Processed 5-23-07

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

**Application Not for an Increase in Rates,
Pursuant to Section 4909.18 Revised Code**

In the Matter of the Application of DE-Ohio For)
Approval of its RS3P, Residential Three-Phase)
Service.)

Case No. 07- 625-EL-ATA

1. APPLICANT RESPECTFULLY PROPOSES: (Check applicable proposals)

- | | |
|---|---|
| <input checked="" type="checkbox"/> New Service | <input type="checkbox"/> Change in Rule or Regulation |
| <input type="checkbox"/> New Classification | <input type="checkbox"/> Reduction 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: This application is made pursuant to Section 4909.18, Ohio Revised Code, and requests approval of its RS3P, Residential Three-Phase Service.

3. TARIFFS AFFECTED: (If more than 2, use additional sheets)

P.U.C.O. Electric No. 19, Sheet No. 35

Tariff Title:

Rate RS3P, Residential Three-Phase Service

Section:

New Tariff

4. Attached hereto and made a part hereof are: (Check applicable Exhibits)

- ☐ Exhibit A – existing schedule sheets (to be superseded) if applicable
- ☒ Exhibit B – proposed schedule sheets
- ☒ 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 reason for change.

☐ Exhibit C-3 – statement explaining reason for any proposal not covered in Exhibits C-1 or C-2.

5. This application will not result in an increase in any rate, joint rate, toll, classification, charge or rental.
6. Applicant respectfully requests the Commission to permit the filing of the rate schedule, to become effective on the date, subsequent to filing, to be shown on the proposed schedule which will be filed with the Commission; and to be in the form shown in Exhibit B.



Rocco O. D'Ascenzo
Counsel
Duke Energy Ohio
139 Fourth Street, Room 25 ATII
Cincinnati, OH 45202
(513) 287-4326

Exhibit B
RATE RS3P
RESIDENTIAL THREE-PHASE SERVICE

RATE RS3P

RESIDENTIAL THREE-PHASE SERVICE

APPLICABILITY

Applicable to three phase electric service, for all domestic purposes in private residences and single occupancy apartments and separately metered common use areas of multi-occupancy buildings in the entire territory of the Company where (1) distribution lines are adjacent to the premises to be served, (2) the building load requires three phase service, and (3) where the Company has an existing 208Y/120V network grid.

Residences where not more than two rooms are used for rental purposes will also be included. Where all dwelling units in a multi-occupancy building are served through one meter and the common use area is metered separately, the kilowatt-hour rate will be applied on a "per residence" or "per apartment" basis, however, the customer charge will be based on the number of installed meters.

Where a portion of a residential service is used for purposes of a commercial or public character, the applicable general service rate is applicable to all service. However, if the wiring is so arranged that the service for residential purposes can be metered separately, this Rate will be applied to the residential service, if the service qualifies hereunder.

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, single phase at Company's standard secondary voltage.

NET MONTHLY BILL

Computed in accordance with the following charges:

	<u>Summer Period</u>	<u>Winter Period</u>
1. Distribution Charges		
(a) Customer Charge	\$6.50 per month	\$6.50 per month
(b) Energy Charge		
First 1,000 kilowatt-hours	\$0.019949 per kWh	\$0.019949 per kWh
Additional kilowatt-hours	\$0.019949 per kWh	\$0.019949 per kWh

Filed pursuant to an Order dated _____ in Case No. _____ before the Public Utilities Commission of Ohio.

Issued:

Effective:

Issued by Sandra P. Meyer, President

NET MONTHLY BILL (Contd.)

2. Applicable Riders

The following riders are applicable pursuant to the specific terms contained within each rider:

Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 80, Rider RGR, Residential Generation Rider
Sheet No. 81, Rider EER, Energy Efficiency Revolving Loan Program Rider
Sheet No. 83, Rider OET, Ohio Excise Tax Rider
Sheet No. 84, Rider RTC, Regulatory Transition Charge Rider
Sheet No. 85, Rider SC, Shopping Credit Rider
Sheet No. 86, Rider USR, Universal Service Fund Rider
Sheet No. 89, Rider AG, Optional Alternative Generation Rider
Sheet No. 51, Rider AAC, Annually Adjusted Component Rider
Sheet No. 52, Rider DSMR, Demand Side Management Cost Recovery Rider
Sheet No. 53, Rider FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider IMF, Infrastructure Maintenance Fund Rider
Sheet No. 55, Rider RSC, Rate Stabilization Charge Rider
Sheet No. 56, Rider SRT, System Reliability Tracker
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit Rider
Sheet No. 103, Rider MSR-E, Merger Savings Credit Rider-Electric

3. Generation Charges

	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
First 1,000 kilowatt-hours	\$0.037553 per kWh	\$0.037553 per kWh
Additional kilowatt-hours	\$0.047581 per kWh	\$0.014169 per kWh

MINIMUM CHARGE

The minimum charge shall be the Customer Charge as stated above.

BILLING PERIODS

For purposes of administration of the above charges, the summer period is defined as that period represented by the Company's billing for the four (4) revenue months of June through September. The winter period is defined as that period represented by the Company's billing for the eight (8) revenue months of January through May and October through December.

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 of customers enrolled in income payment plans pursuant to Section 4901:1-18-04(B), Ohio Administrative Code; and
- Unpaid account balances for services received from a Certified Supplier.

Filed pursuant to an Order dated _____ in Case No. _____ before the Public Utilities Commission of Ohio.

Issued:

Effective:

Issued by Sandra P. Meyer, President

TERMS AND CONDITIONS

This rate is available upon application in accordance with the Company's Service Regulations.

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

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. _____ before the Public Utilities Commission of Ohio.

Issued:

Effective:

Issued by Sandra P. Meyer, President

RATE RS3P

RESIDENTIAL THREE-PHASE SERVICE

APPLICABILITY

Applicable to ~~three phase electric service other than three phase service~~, for all domestic purposes in private residences and single occupancy apartments and separately metered common use areas of multi-occupancy buildings in the entire territory of the Company where (1) distribution lines are adjacent to the premises to be served, (2) the building load requires three phase service, and (3) where the Company has an existing 208Y/120V network grid.

(C) (D)

(C)

Residences where not more than two rooms are used for rental purposes will also be included. Where all dwelling units in a multi-occupancy building are served through one meter and the common use area is metered separately, the kilowatt-hour rate will be applied on a "per residence" or "per apartment" basis, however, the customer charge will be based on the number of installed meters.

Where a portion of a residential service is used for purposes of a commercial or public character, the applicable general service rate is applicable to all service. However, if the wiring is so arranged that the service for residential purposes can be metered separately, this Rate will be applied to the residential service, if the service qualifies hereunder.

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, single phase at Company's standard secondary voltage.

NET MONTHLY BILL

Computed in accordance with the following charges:

	<u>Summer Period</u>	<u>Winter Period</u>
1. Distribution Charges		
(a) Customer Charge	\$4.50 per month	\$4.50 <u>\$5.50</u> per month
(b) Energy Charge		
First 1,000 kilowatt-hours	\$0.019949 per kWh	\$0.019949 per kWh
Additional kilowatt-hours	\$0.019949 per kWh	\$0.019949 per kWh

(I)

Filed pursuant to an Order dated _____ in Case No. _____ before the Public Utilities Commission of Ohio.

Issued:

Effective:

Issued by Sandra P. Meyer, President

NET MONTHLY BILL (Contd.)

2. Applicable Riders

The following riders are applicable pursuant to the specific terms contained within each rider:

Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 80, Rider RGR, Residential Generation Rider
Sheet No. 81, Rider EER, Energy Efficiency Revolving Loan Program Rider
Sheet No. 83, Rider OET, Ohio Excise Tax Rider
Sheet No. 84, Rider RTC, Regulatory Transition Charge Rider
Sheet No. 85, Rider SC, Shopping Credit Rider
Sheet No. 86, Rider USR, Universal Service Fund Rider
Sheet No. 89, Rider AG, Optional Alternative Generation Rider

~~Effective January 1, 2006 the following additional riders apply:~~

Sheet No. 51, Rider AAC, Annually Adjusted Component Rider
Sheet No. 52, Rider DSMR, Demand Side Management Cost Recovery Rider
Sheet No. 53, Rider FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider IMF, Infrastructure Maintenance Fund Rider
Sheet No. 55, Rider RSC, Rate Stabilization Charge Rider
Sheet No. 56, Rider SRT, System Reliability Tracker
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit Rider
Sheet No. 103, Rider MSR-E, Merger Savings Credit Rider-Electric

(D)

3. Generation Charges

	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
First 1,000 kilowatt-hours	\$0.050664 per kWh	\$0.050664 per kWh
Additional kilowatt-hours	\$0.063534 per kWh	\$0.020546 per kWh

(D)

~~The Generation Charges listed above are applicable to all residential customers including those customers who receive their energy from a Certified Supplier, through December 31, 2005. Effective with the first billing cycle in January 2006, the following generation charges are applicable to all customers except those customers who receive their energy from a Certified Supplier:~~

(D)

	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
First 1,000 kilowatt-hours	\$0.037553 per kWh	\$0.037553 per kWh
Additional kilowatt-hours	\$0.047581 per kWh	\$0.014169 per kWh

MINIMUM CHARGE

The minimum charge shall be the Customer Charge as stated above.

BILLING PERIODS

For purposes of administration of the above charges, the summer period is defined as that period represented by the Company's billing for the four (4) revenue months of June through September. The winter period is defined as that period represented by the Company's billing for the eight (8) revenue months of January through May and October through December.

Filed pursuant to an Order dated _____ in Case No. _____ before the Public Utilities Commission of Ohio.

Issued:

Effective:

Issued by Sandra P. Meyer, 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 of customers enrolled in income payment plans pursuant to Section 4901:1-18-04(B), Ohio Administrative Code; and
- Unpaid account balances for services received from a Certified Supplier.

TERMS AND CONDITIONS

This rate is available upon application in accordance with the Company's Service Regulations.

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

(C)

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. _____ before the Public Utilities Commission of Ohio.

Issued:

Effective:

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(a) Description of New Service

DE-Ohio proposes to implement electric Rate RS3P, Residential Three-Phase Service, Sheet No. 35.

Rate RS3P applies to three phase electric service for all domestic purposes in private residences and single occupancy apartments and separately metered common use areas of multi occupancy buildings in the entire territory of the Company where distribution lines are adjacent to the premises to be served, the building load requires three phase service and where DE-Ohio has an existing 208y/120V network grid.

This new service is the result of a partial stipulation which was approved in an Entry dated May 16, 2007 in Case No. 07-196-EL-CSS, *et.al*.

(b) New Equipment

None

(c) Customer Requests

Numerous requests in the complaints from Case No. 07-196-EL-CSS, *et.al*.