

FILE

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Commission's Review	)	
and Adjustment of the Fuel and Purchased	)	
Power and System Reliability Tracker	)	Case No. 07-723-EL-UNC
Components of Duke Energy Ohio, Inc. and	)	
Related Matters.	)	
	)	
In the Matter of the Application of Duke	)	
Energy Ohio, Inc. to Adjust and Set the	)	Case No. 07-973-EL-UNC
Annually Adjusted Component of its Market	)	
Based Standard Service Offer.	)	
	)	
In the Matter of the Application of Duke	)	Case No. 07-975-EL-UNC
Energy Ohio, Inc. to Adjust and Set its 2008	)	
System Reliability Tracker.	)	

ENTRY

The attorney examiner finds:

- (1) By finding and order of June 27, 2007, the Commission directed staff to issue a request for proposals (RFP) for conducting an audit of the fuel and purchased power (FPP) and system reliability tracker components (SRT) of Duke Energy Ohio, Inc. (Duke) in Case No. 07-723-EL-UNC (07-723). In the RFP, the Commission established November 27, 2007, as the date for a hearing on these components.
- (2) Accordingly, a hearing should be held in 07-723 at 10:00 a.m., on November 27, 2007, in Hearing Room 11-C, at the offices of the Commission, 180 East Broad Street, Columbus, Ohio 43215.
- (3) On September 4, 2007, Duke filed an application to establish its 2008 annually adjusted component (AAC) of its market-based standard service offer in Case No. 07-973-EL-UNC (07-973). Also, on September 4, 2007, Duke filed an application in Case No. 07-975-EL-UNC (07-975) to establish its 2008 SRT.
- (4) The examiner finds that Duke's applications in 07-973 and 07-975 should also be considered at the November 27, 2007 hearing.

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- (5) On various dates, motions to intervene and memoranda in support were filed in the above-captioned cases by Ohio Partners for Affordable Energy (OPAE), the Office of the Ohio Consumers' Counsel (OCC), Industrial Energy Users-Ohio (IEU), and The Ohio Energy Group (OEG). The memoranda in support stated appropriate grounds for intervention. No memoranda contra were filed opposing intervention. Accordingly, the examiner finds good cause to grant the motions to intervene. The examiner will also grant OPAE's motion to allow David C. Rinebolt to practice pro hac vice in these proceedings.

It is, therefore,


ORDERED, That a hearing in the above-captioned cases be held as set forth in Finding (2). It is, further,

ORDERED, That the motions to intervene filed by OCC, OPAE, IEU, and OEG and the motion to allow David C. Rinebolt to practice pro hac vice be granted. It is, further,

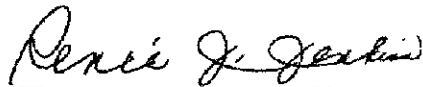
ORDERED, That a copy of this entry be served upon all parties of record in these proceedings.

THE PUBLIC UTILITIES COMMISSION OF OHIO

  
By: Scott Farkas  
Attorney Examiner

ct

Entered in the Journal  
NOV 07 2007

  
Renee J. Jenkins  
Secretary