

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Duke)	
Energy Ohio, Inc., for Approval of an Electric)	Case No. 08-920-EL-SSO
Security Plan.)	
In the Matter of the Application of Duke)	
Energy Ohio, Inc., for Approval to Amend)	Case No. 08-921-EL-AAM
Accounting Methods.)	
In the Matter of the Application of Duke)	
Energy Ohio, Inc., for Approval of a)	
Certificate of Public Convenience and)	Case No. 08-922-EL-UNC
Necessity to Establish an Unavoidable)	
Capacity Charge(s).)	
In the Matter of the Application of Duke)	
Energy Ohio, Inc., for Approval to Amend its)	Case No. 08-923-EL-ATA
Tariff.)	

ENTRY

The attorney examiner finds:

- (1) On July 31, 2008, Duke Energy Ohio, Inc., (Duke) filed an application for a standard service offer pursuant to Section 4928.141, Revised Code. This application is for an electric security plan in accordance with Section 4928.143, Revised Code. Together with that application, Duke also filed three other related applications, captioned above.
- (2) By entry issued August 5, 2008, the attorney examiner established a procedural schedule for these proceedings. That schedule was modified by entries issued September 5 and October 15, 2008. That schedule currently requires intervenor testimony to be filed no later than October 22, 2008.
- (3) On October 21, 2008, the Ohio Consumers' Counsel (OCC) filed a motion for a further extension of the due date for intervenor testimony. OCC asks that the due date be extended from October 22, 2008, to October 27, 2008, in order to allow parties to continue their efforts to reach a stipulation in these proceedings. OCC notes that it has contacted all parties to inform them of this

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request, that most parties have indicated that they do not object, and that no party has objected.

- (4) As noted by OCC, this is a request for an extension of five days. Rule 4901-1-12(C), Ohio Administrative Code, provides that, in such a situation, the examiner may rule immediately, without the filing of memoranda. The examiner finds that the requested extension is reasonable. Therefore, OCC's motion to allow intervenor testimony to be filed no later than October 27, 2008, will be granted. The schedule for the proceedings shall now be as follows:
- (a) Testimony on behalf of intervenors should be filed by October 27, 2008.
 - (b) Discovery requests, except for notices of deposition, should be served by October 29, 2008.
 - (c) Testimony on behalf of the Commission staff should be filed by October 30, 2008.
 - (d) The evidentiary hearing shall commence, as previously scheduled, on November 3, 2008, at 10:00 a.m., at the office of the Commission, Hearing Room 11-C, 180 East Broad Street, Columbus, Ohio.

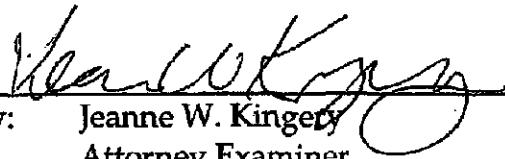
It is, therefore,

ORDERED, That OCC's motion be granted. It is, further,

ORDERED, That the procedural schedule be modified as set forth in finding (4). It is, further,

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


THE PUBLIC UTILITIES COMMISSION OF OHIO


By: Jeanne W. Kingery
Attorney Examiner

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Entered in the Journal

OCT 22 2008



Renee J. Jenkins
Secretary