

BEFORE


THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Duke)
Energy Ohio, Inc., to Adjust and Set the) Case No. 08-1025-EL-UNC
Annually Adjusted Component of its Market)
Based Standard Service Offer.)

ENTRY

The attorney examiner finds:

- (1) On October 24, 2007, the Commission issued an order on remand, approving a standard service offer rate stabilization plan (RSP) for Duke Energy Ohio, Inc., (Duke) in Case No. 03-93-EL-ATA (03-93). As part of the RSP, the Commission found that it was reasonable to allow Duke to collect for expenditures in the areas of environmental compliance, homeland security, and taxes, to the extent that calculations of incremental expenditures are based on changes in costs after December 31, 2000, through a rider known as the annually adjustable component (AAC). This AAC rider is comparable to the identically named rider that had previously been approved by the Commission in the same proceeding, prior to remand by the Supreme Court of Ohio.
- (2) On August 28, 2008, Duke filed an application to adjust the AAC rate, in order to incorporate and account for changes in underlying portions of the AAC.
- (3) On October 29, 2008, the attorney examiner issued an entry allowing parties to file comments on the application. Comments were filed by Duke and the Ohio Consumers' Counsel, on November 7 and 10, 2008, respectively.
- (4) On November 13, 2008, Duke filed an amendment to its application.
- (5) The examiner finds that it is appropriate to allow a brief period for the filing of any comments on the changes made by the amendment to the application. Due to the time expectations of this proceeding, only a short period will be allowed. Therefore, any interested party may file comments on the amendment to the application, by no later than 3:00 p.m. on Wednesday,

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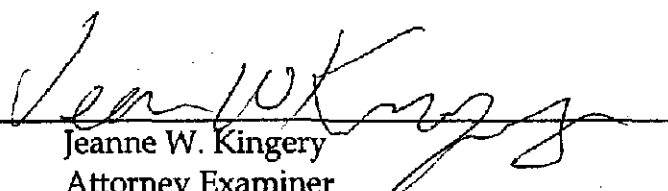
November 19, 2008. The examiners should be served with an electronic courtesy copy of any such comments.


It is, therefore,

ORDERED, That interested parties may file comments on the amendments to the application, no later than 3:00 p.m. on Wednesday, November 19, 2008. 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

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Renee J. Jenkins
Secretary