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VIA OVERNIGHT MAIL DELIVERY

December 10, 2008

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

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89-6002-EL-TRF

Re: Case No. 08-920-EL-SSO

Dear Docketing Division:

In the interest of time and expediency, Duke Energy Ohio is submitting tariffs which have been updated in anticipation of approval of the Stipulation submitted in Case No. 08-920-EL-SSO. In the event the Commission's Order is not consistent with the tariffs filed, Duke Energy Ohio will provide the appropriate revised tariff.

Please find the following:

- P.U.C.O. Electric No. 19, redlined
- P.U.C.O. Electric No. 19, clean
- P.U.C.O. Electric No. 20, redlined
- P.U.C.O. Electric No. 20, clean

Should you have any questions, please contact me at (513) 419-1847.

Very truly yours,

Anita M. Schafer
Senior Paralegal

Enclosure

cc: Parties of Record via Electronic Service

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SECTION III - CUSTOMER CHOICE ENROLLMENT AND PARTICIPATION GUIDELINES

1. Selection of Certified Supplier

In order to obtain Competitive Retail Electric Service from a Certified Supplier, a customer must enter into an agreement with a Certified Supplier who meets the requirements for participation in this Customer Choice Program pursuant to the Certified Supplier Service Rules, Regulations, and Rates, specified in Duke Energy Ohio P.U.C.O. Electric No. 20. Enrollment of customers is done through a Direct Access Service Request (DASR), which may be submitted only by Certified Suppliers. DASRs will be effective on the next regularly scheduled meter read date provided that it is received by the Company at least twelve (12) calendar days before the next regularly scheduled meter read date. Enrollments will be processed on a "first in" priority basis based on the received date, using contract date as the tiebreaker. Should the contract date also be the same, the enrollments will be processed on a first in priority basis, based on the order in which the Company received the DASRs. An account may only be served by one Certified Supplier at a time.

Customers may contact the Company at any time to report that they have been switched without giving consent. To decrease the probability of this occurring, the Company requires that Certified Suppliers obtain, and maintain in their files, customer authorizations as dictated by Commission rules. These authorizations must be made available to the Company, upon request, within three (3) business days.

If Percentage Income Payment Plan (PIPP) customers are aggregated for the purpose of competitively auctioning the supply of Competitive Retail Electric Service, such customers will receive their Competitive Retail Electric Service from the successful bidder. In this event, PIPP customers would not be eligible to select another Certified Supplier or to opt out of the Customer Choice Program.

2. Pre-Enrollment End-use Customer Information List

Upon request, the Company will electronically provide to any supplier certified by the Commission the most recent End-use Customer information list. The Company will offer the End-use Customer information list beginning on October 1, 2000 with updates available quarterly throughout the Market Development Period. Once the list has been updated, a supplier may not use an End-use Customer information list from a prior quarter to contact a customer, but suppliers shall not be required to purchase subsequent lists.

The Company will provide customers the option to have all the customer's information listed in the section below removed from the End-use Customer information list. The Company will also provide customers the option to have all the customer's information listed below reinstated on the End-use Customer information list. The customer will be provided written notice of his or her options quarterly throughout the Market Development Period and prior to the distribution of the first list.

The following information will be provided on the End-use Customer information list for each customer who has not requested that all information be removed from this list:

- (a) End-use Customer name
- (b) Service Address
- (c) Service City
- (d) Service State and Zip Code
- (e) Mailing Address
- (f) Mailing City
- (g) Mailing State and Zip Code

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SECTION III - CUSTOMER CHOICE ENROLLMENT AND PARTICIPATION GUIDELINES (Contd.)

- (h) Rate Schedule under which service is rendered, including class and sub-class (if applicable)
- (i) Rider (if applicable)
- (j) Load Profile Reference Category
- (k) Meter Type (will provide information that is readily available)
- (l) Interval Meter data indicator (will provide information that is readily available)
- (m) Budget Bill/PIPP indicator
- (n) Meter Read Cycle
- (o) Most recent twelve (12) months of historical consumption data (actual energy usage plus demand, if available)

3. Customer Choice Participation Requirements

To participate in the Customer Choice Program, a customer must have an active electric service account with the Company. After the Company has accepted the customer's application for electric service, the customer may select and contact a Certified Supplier. The Company shall provide a list of all approved Certified Suppliers and which classes of customers the Certified Supplier will serve to a) all of its customers prior to the initiation of competition and quarterly throughout the remainder of the Market Development Period; b) all applicants for new service and customers returning to Standard Offer Service; and c) any customer upon request. The Company shall not endorse any Certified Supplier nor indicate that any Certified Supplier will receive preference because of a corporate relationship.

Interval meters are required for customers who choose a Certified Supplier and have a maximum peak demand equal to or greater than 100 kW for the most recent twelve (12) month period. Interval meters are also required for those customers that have an interruptible load contract with their Certified Supplier. The Company may also require interval metering, at Company expense, for other customers based on a review of the customer's rate schedule, billing history and class load profile information. In addition, a communication link must also be installed. The enrollment DASR for these customers will not be approved until a customer-signed interval meter request work order has been executed and submitted approving the interval meter installation.

Customers are responsible for the incremental costs of the interval meters and the incremental costs associated with the installation of required interval metering. While the Company will install the meter, the Certified Supplier, on behalf of the customer, or the customer, must arrange for the installation of the communication link (analog telephone line, hard wired or cellular). The Company will be allowed access to the communication link for meter interrogation. The interval metering equipment will be maintained and owned by the Company. The charges for the installation of the interval metering equipment are specified on tariff Sheet No. 96 "Meter Service Charges." These charges may be paid over a period not to exceed twenty-four (24) months.

Upon the successful processing of an enrollment and/or drop DASR, the Company will notify the customers in writing with the name and phone number of the Certified Supplier, the previous Certified Supplier (if applicable), the effective service change date, the Company's toll-free telephone number, the right to request an actual meter read prior to the transfer of service and the right to rescind (if applicable).

4. Switching Rules

An enrollment DASR must be received by the Company at least twelve (12) calendar days before the effective date, which will be the customer's next regularly scheduled meter reading date, to enroll with or switch to a new Certified Supplier. Enrollment DASRs will be effective according to the following schedule:

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SECTION III - CUSTOMER CHOICE ENROLLMENT AND PARTICIPATION GUIDELINES (Contd.)

- (a) If an enrollment DASR is received twelve (12) or more days prior to the next regularly scheduled meter read date and no other enrollment DASR is currently pending, the enrollment DASR will be effective on the next regularly scheduled meter read date.
- (b) If an enrollment DASR is received less than twelve (12) days prior to the next regularly scheduled meter read date and no other enrollment DASR is currently pending, the enrollment DASR will be effective on the second regularly scheduled meter read date after the enrollment DASR is received.
- (c) If an enrollment DASR is currently pending, and another enrollment DASR is received, the first enrollment DASR will be effective and the second enrollment DASR will be rejected. There cannot be two pending enrollment DASRs for the same account at the same time.
- (d) If an enrollment DASR for an active electric service account is submitted for Company Consolidated billing, as described in Section 10 herein, and the Certified Supplier is participating in the Company's Purchase of Accounts Receivable (PAR) Program, the DASR will be rejected if the Company's account with the customer has an arrears of 30 days or more totaling \$50.00 or more.
- (e) If an enrollment DASR for an active electric service account is submitted for the Company Consolidated billing option known as Bill Ready and the account is currently involved in the Company's summary billing program, the DASR will be rejected until the Company's information system has the capability to accept such DASRs, which will occur by July 1, 2002. Prior to July 1, 2002, in order for an enrollment DASR to be accepted for a summary billing account, the Certified Supplier must submit the DASR with a billing option for either separate billing by the Company and the Certified Supplier or the Company Consolidated billing option known as Rate Ready.
- (f) If an enrollment DASR for an active electric service account is submitted for the Company Consolidated billing option known as Bill Ready and the account is currently involved in the Company's adjusted due date program, the DASR will be rejected until the Company's information system has the capability to accept such DASRs, which will occur by November 1, 2002. Prior to November 1, 2002, in order for an enrollment DASR to be accepted for an account with an adjusted due date, the Certified Supplier must submit the DASR with a billing option for either separate billing by the Company and the Certified Supplier or the Company Consolidated billing option known as Rate Ready.

For the purpose of switching rules, customers are divided into three categories; residential, small commercial and industrial, and large commercial and industrial. Residential customers are customers who use electricity for residential purposes. Small commercial and industrial customers are defined as customers who use electricity for nonresidential purposes, consume less than 700,000 kWh of electricity per year and are not part of a national account involving multiple facilities in one or more states. Large commercial and industrial customers are customers who use electricity for nonresidential purposes, consume greater than or equal to 700,000 kWh of electricity per year or are part of a national account involving multiple facilities in one or more states.

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SECTION III - CUSTOMER CHOICE ENROLLMENT AND PARTICIPATION GUIDELINES (Contd.)

Residential and small commercial and industrial customers, pursuant to Commission rules, have the right to rescind an enrollment. Any residential or small commercial and industrial enrollment, either with a Certified Supplier or with the Company, may be rescinded by contacting the Company within seven days from the postmark date on the notice advising of the enrollment. When the Company receives notice of a rescission, the impending enrollment will be cancelled and the residential or small commercial and industrial customer will remain with their current supplier.

Large commercial and industrial customers using at least 700,000 kWh annually or customers who are part of a national account ~~and that receive the lower shopping credit~~, will have seven (7) days from the date of the postmark of the confirmation notice to notify the Company, in writing, that the customer chooses to rescind the enrollment due to a conditional contract with the Certified Supplier that is conditional on receiving the higher shopping credit. If the customer fails to notify the Company during the seven (7) day period, then the Company shall deem the enrollment to be final. The Company's switching practices, including the ability to rescind, have no effect on the contractual obligations existing between the Certified Supplier and the customer. Any disputes arising between the Certified Supplier and the customer regarding any provision of the contract must be resolved between the Certified Supplier and the customer.

The following rules apply to any retail customer receiving service under any rate constituting the Company's Standard Service Offer.

Waiver of Rider SRA-SRT

- (a) During the ESP period, Small Commercial and Industrial End-use Customers and Large Commercial and Industrial End-use Customers served by a Certified Supplier may avoid Rider SRA-SRT and receive a shopping credit (Rider SC) if they agree to remain off ESP-SSO service through December 31, 2011.
- (b) For a Small Commercial and Industrial End-use Customer or a Large Commercial and Industrial End-use Customer to avoid (waive) Rider SRA-SRT and receive a shopping credit (Rider SC), the following steps must be followed:
 - i) The Small Commercial and Industrial End-use Customer or Large Commercial and Industrial End-use Customer or their agent must submit a Rider SRA-SRT Waiver Notification form found on the Company's web site.
 - ii) Within 30 days of the Company's receipt of the Rider SRA-SRT Waiver Notification form, the Small Commercial and Industrial End-use Customer or Large Commercial and Industrial End-use Customer must either sign the Company's Customer Agreement for the waiver program or provide the Company acceptable proof that they have a fully executed contract with a Certified Supplier securing generation service through December 31, 2011.

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- iii) If the requirements in paragraphs i) and ii) above are met, the waiver of Rider SRA-SRT and the associated shopping credit (Rider SC) become effective for the appropriate account number(s) on the regularly scheduled Meter Read Date(s) for the account number(s) that occur(s) at least 60 days subsequent to the Company's receipt of the Rider SRA-SRT Waiver Notification form submitted per paragraph i) above.
- (c) Small Commercial and Industrial End-use Customers and Large Commercial and Industrial End-use Customers receiving generation service through a governmental aggregator will avoid (waive) Rider SRA-SRT and receive a shopping credit (Rider SC) if the governmental aggregator notifies the Company at least sixty (60) days prior to the start of the governmental aggregation of its intent to place all Small Commercial and Industrial End-use Customers and Large Commercial and Industrial End-use Customers served by the governmental aggregation on the Rider SRA-SRT waiver program and to maintain the governmental aggregation through December 31, 2011. Small Commercial and Industrial End-use Customers and Large Commercial and Industrial End-use Customers receiving generation service through such a governmental aggregation who do not want to participate in the Rider SRA-SRT waiver program may request the Company to bill them monthly for Rider SRA-SRT and to not apply a monthly shopping credit (Rider SC) to their bill.
- (d) Any Small Commercial and Industrial End-use Customer or Large Commercial and Industrial End-use Customer participating in the Rider SRA-SRT waiver program, including those receiving generation service through a governmental aggregation, who returns to the ESP-SSO prior to December 31, 2011, will be billed a monthly early return premium described in section 7.8 of this Tariff Sheet.

End-use Customer Return to ESP-SSO Service

- (a) An End-use Customer's return to ESP-SSO service may be a result of End-use Customer choice, Certified Supplier default, termination of a Certified Supplier contract, opt out or termination of a governmental aggregation program, or Certified Supplier withdrawal.
- (b) An End-use Customer may contact the Company to return to the Company's Standard Offer Rate. The return to the Standard Offer Rate shall be conducted under the same terms and conditions applicable to an enrollment with a Certified Supplier. Thus, the Company will provide a rescission period consistent with the Commission's rules. Provided the End-use Customer has observed the applicable notification requirements and the Company has effectuated the request to return to the Standard Offer Rate twelve (12) calendar days prior to the next regularly scheduled Meter Read Date, the End-use Customer will be returned to the Standard Offer Rate on the next regularly scheduled Meter Read Date.

SECTION III - CUSTOMER CHOICE ENROLLMENT AND PARTICIPATION GUIDELINES (Contd.)

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(c) Residential End-use Customers

i) Residential End-use Customers are not subject to a minimum stay.

ii) If a Residential End-use Customer's Certified Supplier defaults or the Residential End-use Customer opts out of a governmental aggregation program, the Residential End-use Customer will return to the Company's ESP-SSO and may switch to another Certified Supplier at any time. A Residential End-use Customer opting out of a governmental aggregation program must contact and inform the Company of the "opt out".

The Residential End-use Customer will be mailed a letter the day following the successful processing of a DASR returning the Residential End-use Customer to the Company.

(d) Small Commercial and Industrial End-use Customers

i) A Small Commercial and Industrial End-use Customer participating in the Rider SRT/IMF waiver program who as of September 30, 2008 was being served by a Certified Supplier under a contract that expires on or after January 1, 2009, may return to the ESP-SSO without being charged a monthly early return premium (described in paragraph iii) below) if the Small Commercial and Industrial End-use Customer notifies the Company of its desire to return to the ESP-SSO no less than sixty (60) days prior to the expiration of their current contract with the Certified Supplier, excluding contract extensions.

ii) Small Commercial and Industrial End-use Customers are not subject to a minimum stay.

iii) If a Small Commercial and Industrial End-use Customer served by a Certified Supplier agrees to remain off the ESP-SSO through December 31, 2011 (in exchange for avoiding Rider SRA-SRT and receiving a shopping credit) or receives generation service through a governmental aggregation that has agreed to this arrangement returns to the ESP-SSO prior to December 31, 2011, such Small Commercial and Industrial End-use Customer will be billed a monthly early return premium based on 15% of the applicable generation charges and Riders described in Tariff 19 in addition to the normal charges calculated per the ESP-SSO.

iv) If a Small Commercial and Industrial End-use Customer served by a Certified Supplier individually or as part of a governmental aggregation pays Rider SRA-SRT while switched and does not receive a shopping credit, such Small Commercial and Industrial End-use Customer may return to the ESP-SSO without being charged an early return premium.

SECTION III - CUSTOMER CHOICE ENROLLMENT AND PARTICIPATION GUIDELINES (Contd.)

v) A Small Commercial and Industrial End-use Customer who enters a contract to be served

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by a Certified Supplier after December 31, 2008, and participates in the Rider SRT waiver program may return to the ESP-SSO on the January, 2012 regularly scheduled Meter Read Date(s) for their account(s) without being charged a monthly early return premium (described in paragraph iii) above) if the Small Commercial and Industrial End-use Customer notifies the Company of its desire to return to the ESP-SSO no less than sixty (60) days prior to the January, 2012 regularly scheduled Meter Read Date(s).

If a Small Commercial and Industrial Customer returns to the Company, the Small Commercial and Industrial Customer is placed on the ESP-SSO. The Small Commercial and Industrial End-use Customer will be mailed a letter the day following the successful processing of a DASR returning the Small Commercial and Industrial End-use Customer to the Company.

(e) Large Commercial and Industrial End-use Customers

i) A Large Commercial and Industrial End-use Customer participating in the Rider SRT/IMF waiver program who as of September 30, 2008 was being served by a Certified Supplier under a contract that expires on or after January 1, 2009, may return to the ESP-SSO without being charged a monthly early return premium (described in paragraph iii) below) if the Large Commercial and Industrial End-use Customer notifies the Company of its desire to return to the ESP-SSO no less than sixty (60) days prior to the expiration of their current contract with the Certified Supplier, excluding contract extensions.

ii) If a Large Commercial and Industrial End-use Customer served by a Certified Supplier agrees to remain off the ESP-SSO through December 31, 2011 (in exchange for avoiding Rider SRA-SRT and receiving a shopping credit) or receives generation service through a governmental aggregation that has agreed to this arrangement returns to the ESP-SSO between May 15th and September 16th and prior to December 31, 2011, such Large Commercial and Industrial End-use Customer must remain on the ESP-SSO for twelve (12) consecutive billing cycles (minimum stay) and will be billed a monthly early return premium based on 15% of the applicable generation charges and Riders described in Tariff 19 in addition to the normal monthly charges calculated per the ESP-SSO.

iii) If a Large Commercial and Industrial End-use Customer served by a Certified Supplier agrees to remain off the ESP-SSO through December 31, 2011 (in exchange for avoiding Rider SRA-SRT and receiving a shopping credit) or receives generation service through a governmental aggregation that has agreed to this arrangement returns to the ESP-SSO outside the May 15th through September 16th timeframe and prior to December 31, 2011, such Large Commercial and Industrial End-use Customer will not be subject to a minimum stay and will be billed a monthly early return premium based on 15% of the applicable generation charges and Riders described in Tariff 19 in addition to the normal charges calculated per the ESP-SSO.

SECTION III - CUSTOMER CHOICE ENROLLMENT AND PARTICIPATION GUIDELINES (Contd.)

iv) If a Large Commercial and Industrial End-use Customer served by a Certified Supplier individually or as part of a governmental aggregation pays Rider SRA-SRT while switched

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and does not receive a shopping credit, such Large Commercial and Industrial End-use Customer may return to the ESP-SSO without being subject to a minimum stay and without being charged an early return premium.

- v) A Large Commercial and Industrial End-use Customer who enters a contract to be served by a Certified Supplier after December 31, 2008, and participates in the Rider SRT waiver program may return to the ESP-SSO on the January, 2012 regularly scheduled Meter Read Date(s) for their account(s) without being charged a monthly early return premium (described in paragraph iii) above) if the Small Commercial and Industrial End-use Customer notifies the Company of its desire to return to the ESP-SSO no less than sixty (60) days prior to the January, 2012 regularly scheduled Meter Read Date(s). The minimum stay provisions below are not currently effective, pending further Commission decision in Case No. 01-2053-EL-ATA. Nothing herein constitutes a waiver of Duke Energy Ohio's legal rights.

Residential Customers

Notwithstanding the following, the minimum stay provisions for residential customers is stayed until the Commission issues its Order in Case No. 01-2053-EL-ATA.

Beginning May 16, 2002 and throughout the Market Development Period, if a residential customer is on the Standard Offer Rate for any part of the period May 16 through September 15 (the stay out period), that residential customer must remain on the Standard Offer Rate until the following May 15. However, if the residential customer has not previously switched, the residential customer may switch at any time. Following the stay out period through the following May 15, returning residential customers may switch to another Certified Supplier at any time for the remainder of the Market Development Period; however, if the residential customer returns again to the Standard Offer Rate, the customer has the option of the minimum stay requirements or Rider AG, Optional Alternative Generation Service.

If a residential customer's Certified Supplier defaults or the residential customer opts out of a governmental aggregation program, the residential customer will return to the Company's Standard Offer Rate and may switch to another Certified Supplier at any time. A residential customer opting out of a governmental aggregation program must contact and inform the Company of the "opt-out" decision so the Company is aware that the residential customer should not be subject to the minimum stay requirement.

To avoid the above minimum stay requirement, residential customers may select the Company's Rider AG, Optional Alternative Generation Service. Rider AG, Optional Alternative Generation Service allows residential customers a minimum stay of one (1) billing cycle and contains market based rates. Market rates are based on the next month NYMEX Cinergy futures contract price, as of the fourth business day prior to the end of the current calendar month, adjusted for load factor and line losses or another publicly available index price, adjusted for load factor and line losses. In no event shall the market based price be below the Standard Offer Rate.

SECTION III - CUSTOMER CHOICE ENROLLMENT AND PARTICIPATION GUIDELINES (Contd.)

If a residential customer returns to the Company, the residential customer, absent an affirmative action, is placed on the Standard Offer Rate. The residential customer will be mailed a letter the day following the successful processing of a DASR returning the residential customer to the Company. The letter will state (1) the date by which the

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~~residential customer must choose Rider AG, Optional Alternative Generation Service, which is an alternative to the minimum stay period; (2) the residential customer will return to the Company's Standard Offer Rate if the residential customer does not choose Rider AG, Optional Alternative Generation Service; and (3) the minimum stay period during which the residential customer will be ineligible to switch if the residential customer returns to the Standard Offer Rate. The residential customer has until twelve (12) calendar days before his or her first meter read after his or her return to the Company to choose the Company's Rider AG, Optional Alternative Generation Service.~~

~~The above process provides the residential customer with more than the minimum required fourteen (14) days notice before the residential customer would be subject to a minimum stay. A returning residential customer who does not make such selection between service under Rider AG, Optional Alternative Generation Service or the Standard Offer Rate will remain on the Standard Offer Rate and be subject to the above minimum stay requirements. A returning residential customer who chooses Rider AG, Optional Alternative Generation Service in the appropriate time frame will be billed Rider AG, Optional Alternative Generation Service from the time of his or her initial return until the residential customer selects either a Certified Supplier or the Standard Offer Rate.~~

5. Certified Supplier Defaults

If a Certified Supplier defaults, the Company will notify the customers of the default. However, service to the affected customers will not be interrupted due to the default. The customers involved will return to the Company's Standard Offer Rate on their next regular scheduled meter read date, unless there is sufficient time to choose an alternative supplier.

6. Certified Supplier Drops Customer

If the Certified Supplier decides to discontinue service to a customer, the Certified Supplier will notify the customer in accordance with Commission rules and submit a Drop DASR to the Company at least twelve (12) calendar days in advance of the requested drop date, which will be the next regular scheduled meter read date. The Company will notify the customer when a Drop DASR is received.

7. Return to Standard Offer Rate Due to Arrears

Prior to the effective date of an agreement for the Company to purchase the receivables of a Certified Supplier, a customer's electric service account actively enrolled with the Certified Supplier, billed on Company Consolidated billing, and having arrears of 30 days or more totaling \$50.00 or more must have the billing option changed by the Certified Supplier to separate billing by the Company and the Certified Supplier, as described in Section 10 herein, or the Company will return the account to the Company's Standard Offer Rate.

SECTION III - CUSTOMER CHOICE ENROLLMENT AND PARTICIPATION GUIDELINES (Contd.)

8. Requests for Customer Specific Usage Information

A customer or a Certified Supplier, acting as the customer's authorized agent, may request specific usage

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information. The customer specific usage request will include twelve (12) months of historical data (if available) including monthly kWh usage, meter read dates, and associated monthly maximum demand history, if applicable. This information will be provided to the customer or the Certified Supplier, acting as the customer's authorized agent, free of charge.

If the customer requests monthly interval metering data, the customer will be required to pay the charge specified on the tariff Sheet No. 95 "Meter Data Charges." Charges to Certified Suppliers for interval data are specified in P.U.C.O. Electric No. 20.

9. Customer Aggregation

Customers may be aggregated for purposes of negotiating the purchase of Competitive Retail Electric Services from a Certified Supplier. Customer aggregation is not restricted by the class of customer within an aggregated group. Accordingly, any customer may be represented by an aggregator. However, an aggregator is not a customer, but rather an agent for aggregated customers. Each aggregated customer will be treated as an individual customer of the Company for billing purposes under their otherwise applicable rate schedules, including the billing of applicable Generation Charges and Shopping Credits. Combination of meter registrations of aggregated customers will not be permitted. No charge of a tariff service will be affected by a customer's aggregation status, and aggregation of load cannot be used for qualification under a tariff.

10. Bill Payment Option

A Certified Supplier must notify the Company which billing option is being chosen for its customers: (1) Company Consolidated billing or (2) separate billing by the Company and the Certified Supplier. When the Company Consolidated billing option is selected, the customer will receive one bill from the Company, which will include both the Company's and the Certified Supplier's charges stated separately. The customer is responsible for payment in full to the Company for both the Company and Certified Supplier charges when the Company performs consolidated billing. The billing option must be identified at the time the enrollment DSR is submitted to the Company. Regardless of the billing option selected by the Certified Supplier, the customer may still choose to have budget billing for bills rendered by the Company.

If a change DSR for a customer's electric service account actively enrolled with a Certified Supplier is submitted to change the billing option from separate billing by the Company and the Certified Supplier to Company Consolidated billing and the Certified Supplier is participating in the Company's Purchase of Accounts Receivable (PAR) Program, the Company will reject the change DSR if the Company's account with the customer has an arrearage of 30 days or more totaling \$50.00 or more.

If a change DSR for a customer's electric service account actively enrolled with a Certified Supplier is submitted to change the billing option from separate billing by the Company and the Certified Supplier or from the Company Consolidated billing option known as Rate Ready to the Company Consolidated billing option known as Bill Ready and the account is currently involved in the Company's summary billing program, the DSR will be **SECTION III - CUSTOMER CHOICE ENROLLMENT AND PARTICIPATION GUIDELINES (Contd.)**

rejected until the Company's information system has the capability to accept such DSRs, which will occur by July 1, 2002. Prior to July 1, 2002, in order for a billing option change DSR to be accepted for this situation, the change submitted must be from separate billing by the Company and the Certified Supplier to the Company Consolidated billing option known as Rate Ready or from the Company Consolidated billing option known as Rate Ready to Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

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separate billing by the Company and the Certified Supplier.

If a change DASR for a customer's electric service account actively enrolled with a Certified Supplier is submitted to change the billing option from separate billing by the Company and the Certified Supplier or from the Company Consolidated billing option known as Rate Ready to the Company Consolidated billing option known as Bill Ready and the account is currently involved in the Company's adjusted due date program, the DASR will be rejected until the Company's information system has the capability to accept such DASRs, which will occur by November 1, 2002. Prior to November 1, 2002, in order for a billing option change DASR to be accepted for this situation, the change submitted must be from separate billing by the Company and the Certified Supplier to the Company Consolidated billing option known as Rate Ready or from the Company Consolidated billing option known as Rate Ready to separate billing by the Company and the Certified Supplier.

For customers who have a maximum annual peak demand greater than or equal to 100 kW for the most recent twelve (12) month period, the required interval metering will be used to support the Certified Suppliers' billing options. If a customer has a maximum annual peak demand less than 100 kW and the Company must install special metering to support a Certified Supplier's billing option, the customer will be responsible for the incremental costs of upgrading the present meter plus all costs associated with the installation of that metering equipment. The charges for an interval meter will be at the tariffed rate, which may be paid over a period not to exceed twenty-four (24) months.

If the Company is providing the consolidated bill option for the Certified Supplier, the Company will remit payments received for Certified Supplier charges including the associated taxes to the Certified Supplier.

All billed charges are grouped into categories and a payment priority is established for each. If a partial payment is received, the Company will apply the following payment priorities classification. Payments will be applied first to prior gas and electric Regulated Utility Charges, second to current gas and electric Regulated Utility Charges, third to prior electric Certified Supplier charges and gas supplier charges (if applicable), fourth to current electric Certified Supplier charges and gas supplier charges (if applicable), and then on a pro-rata basis for non-regulated products and services. When the priority classification is equal, payments will be applied to the oldest receivables first.

If the dual bill option is chosen, the customer will receive separate bills from the Company and the Certified Supplier for their respective charges. The Company and Certified Supplier shall be individually responsible for the collection of their respective charges.

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Regardless of the bill option chosen by the Certified Supplier, customers who fail to pay in full their Regulated Utility Charges to the Company will be subject to the Company's late payment charge policy as it applies to those Regulated Utility Charges. The customer will also be subject to the rules and regulations governing the credit, collection and disconnection procedures in accordance with Sections 4901:1-17 and 4901:1-18 of the Ohio Administrative Code.

The Certified Supplier is ultimately responsible for the collection of any unpaid charges for services provided by them, as well as for developing their own credit and collection policies. However, in the course of following its collection procedures for Regulated Utility Charges, the Company may inform customers of such arrearages. In accordance with the rules and regulations governing the credit, collection and disconnection procedures specified in Sections 4901:1-17 and 4901:1-18 of the Ohio Administrative Code, the Certified Supplier may not physically disconnect customers for non-payment of Certified Supplier charges.

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SECTION VI - BILLING AND PAYMENT

1. Billing Periods - Time and Place for Payment of Bills

Bills ordinarily are rendered at monthly intervals. Non-receipt of bills by the customer does not release or diminish the obligation of the customer with respect to payment thereof.

The word "month" as it pertains to the supply of service shall mean the period of approximately thirty (30) days between meter readings, as fixed and made by the Company. Meters are ordinarily read monthly, however, meters may be read more or less frequently in such instances as, when special readings are required, at the customer's request, or when the Company has been unable to obtain readings. If the Company has been unable to obtain a meter reading for a period of twelve (12) consecutive months, the Company may, at its option, refuse or disconnect service to the premises in accordance with Section I Paragraph 3, Company's Right to Refuse or Disconnect Service, of these ELECTRIC SERVICE REGULATIONS. The Company shall have the right to establish billing districts for the purpose of reading meters and rendering bills to customers at various dates. A change or revision of any rate schedule shall be applicable to all bills on which the final monthly meter reading was taken on or after the effective date of such change or revision, except as otherwise ordered by the Public Utilities Commission of Ohio.

Where the Company is unable to obtain a meter reading, estimated bills, so identified, will be rendered for an estimated amount to permit normal monthly payment, such payments to be credited to the next bill rendered.

When the Company is requested by the customer to terminate service, or when the Company discovers a customer has terminated service by moving from the premises served, or when the Company disconnects service due to nonpayment of the account or for other reasons, the Company will render a final bill addressed to the customer's forwarding address, if known, or to the last known address, for the entire balance of the account, including a bill calculation from the last read date, with special meter readings taken for combination gas and electric and gas only accounts and identified estimated meter readings being used for non-heating electric only accounts. Unpaid balances of previously rendered final bills may be transferred to the new account and included on initial or subsequent bills.

When the customer begins use of service, an initial bill is normally rendered for the period from the initial date of service to the first regular meter reading date for the billing district in which the premises is located, this period normally being less than one month, except that the bill is suspended if the period is less than eight (8) days.

All of the Company's rate schedules are established on a monthly basis which would include monthly billing periods in accordance with the Company's meter reading schedule. A normal meter reading period consists of the number of days between scheduled reads, that is, between twenty-seven (27) and thirty-five (35) days, plus or minus three (3) working days. Where billing amounts reflects a period of more than one (1) month, those amounts shall be prorated based on the normal scheduled meter reading dates and divided into increments of one (1) month or less. If the increments represents less than one (1) month, the appropriate billing components will be billed as a prorated portion of the period defined by the normal scheduled meter reading dates.

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Bills are due on the date indicated thereon as being the last day for payment of the net amount, and the due date shall not be less than twenty-one (21) days after the mailing of the bill. Bills are payable only at the Company's offices or authorized agencies for collection. If a partial payment is made, the amount will be applied to items of indebtedness in the same order as they have accrued.

2. Selection of Rate Schedule

When a prospective customer makes application for service, the Company will, upon request, assist in the selection of the Rate Schedule most favorable to customer for the service requested. The selection will be based on the prospective customer's statement as to the class of service desired, the amount and manner of use, and any other pertinent information.

A customer being billed under one of two or more optional rate schedules applicable to the customer's class of service may elect to be billed on any other applicable rate schedule by notifying the Company in writing, and the Company will bill the customer under such elected schedule from and after the date of the next meter reading. However, a customer having made such a change of rate schedule may not make another such change within the next twelve months, or as otherwise provided elsewhere in the applicable rate schedules.

3. Temporary Discontinuance of Service

If any residential customer notifies the Company in writing to discontinue service, the Company will make no minimum charge for any full meter reading period during the period of discontinuance; provided however, that the Company may charge and collect a sum of fifteen dollars (\$15.00) prior to reconnecting a service which was discontinued at the customer's request within the preceding twelve months.

4. Availability of Budget Billing

The Company has available to its customers a "Budget Billing Plan" which minimizes billing amount fluctuations over a twelve month period. The Company may exercise discretion, as permitted by Rule 4901:1-18-4 (C) of the Ohio Administrative Code, to restrict the availability of such a plan to customers who:

- (a) Have no arrearages (other than amounts already incorporated in a previously agreed upon extended payment plan); and
- (b) Are not in default on a previously agreed upon extended payment plan.

5. Bill Adjustment

Overcharges will be refunded to the customer for the entire period of inaccurate billing if that period is discernible. If the period of inaccurate billing is not discernible, the shortest period encompassing the elapsed time since the customer's "on" date, the installation date of the inaccurate meter, or 365 days will form the basis for determining the refund amount.

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Issued by Sandra P. Meyer/Julie Janson, President

SECTION VI - BILLING AND PAYMENT (Contd.)

Undercharges may be billed and the customer shall pay the charges for the entire period of inaccurate billing when that period is discernible, except undercharges billed to residential customers shall be limited to a maximum of 365 days prior to the date the billing is corrected. There will be no maximum limit of time for cases involving tampering or theft of utility service, or where a physical act of a customer or its agent causes inaccurate or no recording of the meter reading, or inaccurate or no measurement of the electricity rendered.

6. Market Development Period

~~The Market Development Period is the period of time which is designed to enable transition from a regulated market to a competitive market for procurement of electricity in the State of Ohio. The Market Development Period begins on January 1, 2001 for all customers and may be ended for a customer class by the Company when twenty percent load switching has been achieved by that class. The customer classes are Residential, Commercial, Industrial, and Other Public Authorities. The Company assigns customers to one of these classes based upon the use of their facilities. The duration of the Market Development Period may differ for each customer class. The Market Development Period for residential customers will not end before December 31, 2005.~~

~~The switching amount will be determined by customer enrollment on a first come, first served basis; the percentage load switching by class (Residential, Commercial, Industrial, and Other Public Authorities) shall be calculated initially based upon 1999 actual sales, and beginning with calendar year 2001, shall be updated annually to reflect actual retail sales in the Company's service territory on a calendar year basis.~~

~~For the residential class, twenty percent load switching will be achieved when the total annual kilowatt hours of all residential customers who have switched to Certified Suppliers is twenty percent or more of the total annual kilowatt hours of all residential customers. The kilowatt hours associated with Percentage of Income Payment Program (PIPP) customers will not be included in the determination of the first 20% of the switching customers' load for the residential class if such customers are aggregated and bid out as a group.~~

~~For each non-residential class, twenty percent load switching will be achieved when the total annual kilowatt demands of all customers in each class who have switched to Certified Suppliers is twenty percent or more of the total annual kilowatt demands of all customers in that class.~~

Filed pursuant to an Order dated September 10, 2008 in Case No. 05-1500-EL-CO|08-920-EL-SSO
before the Public Utilities Commission of Ohio.

Issued: September 10, 2008

Effective: October 16, 2008

Issued by Sandra P. Meyer Julie Janson, President

RATE RS

RESIDENTIAL SERVICE

APPLICABILITY

Applicable to 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 distribution lines are adjacent to the premises to be served.

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 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. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Effective:

Issued by Sandra P. Meyer Julie Janson, President

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 30.4011
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NET MONTHLY BILL (Contd.)

2. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider IMFSRA-CD, ~~Infrastructure Maintenance Fund~~ Capacity Dedication Rider
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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. 103, Rider MSR-E, Merger Savings Credit Rider-Electric
Sheet No. 104, Rider DR-IM, Infrastructure Modernization Rider
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

3. Generation Charges Price to Compare – Base Generation Charges (PTC-BG)

The following generation charges are applicable to all customers except those customers who receive their energy from a Certified Supplier:

<u>JAN. 1, 2009 – DEC. 31, 2009</u>			
	<u>Summer Period</u>	<u>Winter Period</u>	
Energy Charge			
First 1,000 kilowatt-hours	\$0.044180 <u>\$0.040238</u> per kWh	\$0.044180 <u>\$0.04023</u>	<u>8</u> per kWh
Additional kilowatt-hours	\$0.055978 <u>\$0.053622</u> per kWh	\$0.046669 <u>\$0.00891</u>	<u>5</u> per kWh

<u>JAN. 1, 2010 – DEC 31, 2010</u>		
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
First 1,000 kilowatt-hours	<u>\$0.042345</u> per kWh	<u>\$0.042345</u> per kWh
Additional kilowatt-hours	<u>\$0.056265</u> per kWh	<u>\$0.009770</u> per kWh

<u>JAN. 1, 2011 – DEC. 31, 2011</u>		
	<u>Summer Period</u>	<u>Winter Period</u>

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

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Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
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Energy Charge		
First 1,000 kilowatt-hours	<u>\$0.042345</u> per kWh	<u>\$0.042345</u> per kWh
Additional kilowatt-hours	<u>\$0.056265</u> per kWh	<u>\$0.009770</u> 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.

TERMS AND CONDITIONS

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

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. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Effective:

Issued by Sandra P. Meyer Julie Janson, President

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 31.4011
Cancels and Supersedes
Sheet No. 31.910
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RATE ORH

OPTIONAL RESIDENTIAL SERVICE WITH ELECTRIC SPACE HEATING

APPLICABILITY

Applicable to electric service, other than three phase service, used for all domestic purposes in private residences and single occupancy apartments where permanently connected electric heating equipment is installed and in regular use as the primary source of qualified space heating in the entire territory of the Company where distribution lines are adjacent to the premises to be served. In addition, the customer will be required to pay an amount equal to the current installed cost of demand metering equipment in excess of the current installed cost of standard watt-hour metering equipment. All metering equipment shall remain the property of the Company. The Company shall be responsible for the installation, operation, maintenance, testing, replacement and removal of metering equipment.

This rate is only available as Company demand meters are installed on the customer's premises. Due to the limited availability of metering equipment and Company personnel, a demand meter will be installed as metering equipment and Company personnel are available.

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 per month
(b) Energy Charge		
First 1,000 kilowatt-hours	\$0.023426 per kWh	\$0.023426 per kWh
Additional kilowatt-hours	\$0.027749 per kWh	\$0.012939 per kWh
In excess of 150 times Customer's		
Monthly Demand	\$0.027749 per kWh	\$0.008723 per kWh

Filed pursuant to an Order dated _____ in Case No08-920-EL-SSO before the
Public Utilities Commission of Ohio.

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Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 31.1011
Cancels and Supersedes
Sheet No. 31.010
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NET MONTHLY BILL (Contd.)

2. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider IMFSRA-CD, ~~Infrastructure Maintenance Fund~~ Capacity Dedication Rider
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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. 103, Rider MSR-E, Merger Savings Credit Rider
Sheet No. 104, Rider DR-IM, Infrastructure Modernization Rider
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

3. Generation Charges Price to Compare – Base Generation Charges (PTC-BG)

The following generation charges are applicable to all customers except those customers who receive their energy from a Certified Supplier:

Generation Charges	<u>JAN. 1, 2009 – DEC. 31, 2009</u>	
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
First 1,000 kilowatt-hours	<u>\$0.0394420.036637</u> per kWh	<u>\$0.0394400.036635</u> per kWh
Additional kilowatt-hours	<u>\$0.0472660.046109</u> per kWh	<u>\$0.0204170.013606</u> per kWh
In excess of 150 times Customer's Monthly Demand	<u>\$0.0472660.046109</u> per kWh	<u>\$0.0127710.004349</u> per kWh

Filed pursuant to an Order dated _____ in Case No08-920-EL-SSO before the
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Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 31.4011
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	JAN. 1, 2010 – DEC. 31, 2010	
	<u>Summer Period</u>	<u>Winter Period</u>
Generation Charges		
Energy Charge		
First 1,000 kilowatt-hours	<u>\$0.038601</u> per kWh	<u>\$0.038599</u> per kWh
Additional kilowatt-hours	<u>\$0.048452</u> per kWh	<u>\$0.014649</u> per kWh
In excess of 150 times Customer's Monthly Demand	<u>\$0.048452</u> per kWh	<u>\$0.005021</u> per kWh

3. Price to Compare – Base Generation Charges (PTC-BG) (Cont'd.)

	JAN. 1, 2011 – DEC. 31, 2011	
	<u>Summer Period</u>	<u>Winter Period</u>
Generation Charges		
Energy Charge		
First 1,000 kilowatt-hours	<u>\$0.038601</u> per kWh	<u>\$0.038599</u> per kWh
Additional kilowatt-hours	<u>\$0.048452</u> per kWh	<u>\$0.014649</u> per kWh
In excess of 150 times Customer's Monthly Demand	<u>\$ 0.048452</u> per kWh	<u>\$0.005021</u> 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 the period represented by the Company's billing for the eight (8) revenue months of January through May and October through December.

DEMAND

Customer's monthly demand will be the kilowatts as determined from the Company's demand metering equipment for the fifteen (15) minute period of customer's greatest use in each month during the winter period.

Minimum demand shall be ten (10) kilowatts.

QUALIFIED SPACE HEATING

"Qualified" space heating is the heating of residential living quarters primarily through the regular use of permanently connected electric heating equipment, the installation of which meets the Company's specifications.

Filed pursuant to an Order dated _____ in Case No08-920-EL-SSO before the
Public Utilities Commission of Ohio.

Issued:

Issued by Sandra P. Meyer, Julie Janson, President

Effective:

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
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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 and the minimum contract period shall be one (1) year terminable thereafter on thirty (30) days written notice by either the customer or the Company.

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 Company's Service Regulations currently in effect, as filed with the Public Utilities Commission of Ohio.

Filed pursuant to an Order dated _____ in Case No08-920-EL-SSO before the
Public Utilities Commission of Ohio.

Issued:

Issued by Sandra P. Meyer Julie Janson, President

Effective:

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 33.4412
Cancels and Supersedes
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RATE TD

OPTIONAL TIME-OF-DAY RATE FOR RESIDENTIAL SERVICE

APPLICABILITY

Applicable to electric service other than three phase service for all domestic purposes in private residences and single occupancy apartments in the entire territory of the Company where distribution lines are adjacent to the premises to be served. This rate is available only as Company demand meters with programmable time-of-day registers are installed on the customer's premises.

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.

NET MONTHLY BILL

Computed in accordance with the following charges:

	<u>Summer Period</u>	<u>Winter Period</u>
1. Distribution Charges		
(a) Customer Charge	\$13.00 per month	\$13.00 per month
(b) Energy Charge		
On Peak kilowatt-hours	\$0.037141 per kWh	\$0.029514 per kWh
Off Peak kilowatt-hours	\$0.006479 per kWh	\$0.006474 per kWh

2. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider IMFSRA-CD, Infrastructure Maintenance Fund Capacity Dedication Rider
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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 for residential customers, the following additional riders apply:
Sheet No. 103, Rider MSR-E, Merger Savings Credit Rider-Electric
Sheet No. 104, Rider DR-IM, Infrastructure Modernization Rider
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

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Effective:

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Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 33.4412
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Page 2 of 3

NET MONTHLY BILL (Contd.)

3. ~~Generation Charges~~ Price to Compare – Base Generation Charges (PTC-BG)

The following generation charges are applicable to all customers except those customers who receive their energy from a Certified Supplier:

	<u>JAN. 1, 2009 – DEC. 31, 2009</u>	
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
On Peak kilowatt-hours	<u>\$0.0900790.098380</u> per kWh	<u>\$0.0708140.074982</u> per kWh
Off Peak kilowatt-hours	<u>\$0.0131560.004950</u> per kWh	<u>\$0.0131640.004956</u> per kWh
	<u>JAN 1, 2010 – DEC. 31, 2010</u>	
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
On Peak kilowatt-hours	<u>\$0.102813</u> per kWh	<u>\$0.078479</u> per kWh
Off Peak kilowatt-hours	<u>\$0.005646</u> per kWh	<u>\$0.005652</u> per kWh
	<u>JAN. 1, 2011 – DEC. 31, 2011</u>	
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
On Peak kilowatt-hours	<u>\$0.102813</u> per kWh	<u>\$0.078479</u> per kWh
Off Peak kilowatt-hours	<u>\$0.005646</u> per kWh	<u>\$0.005652</u> 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.

RATING PERIODS

The rating periods applicable to the above kilowatt-hour charges are as follows:

- Summer On Peak Period - 11:00 a.m. to 8:00 p.m. Monday through Friday, excluding holidays.
- Winter On Peak Period - 9:00 a.m. to 2:00 p.m. and 5:00 p.m. to 9:00 p.m. Monday through Friday, excluding holidays.
- Off Peak Period - All hours Monday through Friday not included above plus all day Saturday and Sunday as well as New Year's Day, President's Day, Good Friday, Memorial Day, Independence Day, Labor Day, Columbus Day, Veteran's Day, Thanksgiving Day and Christmas Day or on the day nationally designated to be celebrated as such with the exception that if the foregoing holidays occur on a Sunday, the following Monday is considered a holiday.

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

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Effective:

Issued by Sandra P. Meyer Julie Janson, President

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 33.4412
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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 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 initial term of service under this rate is three (3) years. If the customer desires to cancel service under this tariff within three (3) years, a termination fee may be charged by the Company. The termination fee will be determined by applying the above Customer Charge times the remaining months of the initial service agreement.

TERMS AND CONDITIONS (Contd.)

Where the Company is denied access to read the customer's time-of-day meter for more than two (2) consecutive months, the Company may, after notifying the customer, place the customer on the Company's standard residential rate. If the Company moves the customer to the standard rate, the customer shall not be billed for the termination fee.

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 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. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

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Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 34.54
Cancels and Supersedes
Sheet No. 34.43
Page 1 of 3

RATE CUR

COMMON USE RESIDENTIAL SERVICE

APPLICABILITY

Applicable to electric service other than three phase service for 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.

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 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

2. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider IMFSRA-CD, ~~Infrastructure Maintenance Fund~~ Capacity Dedication Rider
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 58, Rider DRI, Distribution Reliability Investment Rider
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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. 103, Rider MSR-E, Merger Savings Credit Rider
Sheet No. 104, Rider DR-IM, Infrastructure Modernization Rider
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Rider
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

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NET MONTHLY BILL (Contd.)

**3. ~~Market Price Generation Charges — Market-Based Standard Service Offer~~ Price to Compare —
Base Generation Charges (PTC-BG)**

The Generation Charges listed below are applicable to all customers except those customers that switch to a Certified Supplier for their generation service.

	<u>JAN. 1, 2009 – DEC. 31, 2009</u>	
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
First 1,000 kilowatt-hours	<u>\$0.0441800.033754</u>	<u>\$0.0441800.033754</u> per
	per kWh	kWh
Additional kilowatt-hours	<u>\$0.0559780.046066</u>	<u>\$0.0166690.005038</u> per
	per kWh	kWh

	<u>JAN. 1, 2010 - DEC. 31, 2010</u>	
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
First 1,000 kilowatt-hours	<u>\$0.035861</u> per kWh	<u>\$0.035861</u> per kWh
Additional kilowatt-hours	<u>\$0.048709</u> per kWh	<u>\$0.005893</u> per kWh

	<u>JAN. 1, 2011 – DEC. 31, 2011</u>	
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
First 1,000 kilowatt-hours	<u>\$0.044537</u> per kWh	<u>\$0.044537</u> per kWh
Additional kilowatt-hours	<u>\$0.059014</u> per kWh	<u>\$0.010658</u> 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 for services received from a Certified Supplier.

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Effective:

Issued by Sandra P. Meyer, Julie Janson, President

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 34.54
Cancels and Supersedes
Sheet No. 34.43
Page 3 of 3

TERMS AND CONDITIONS

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

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. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

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Issued by ~~Sandra P. Meyer~~ Julie Janson, President

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Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 35.12
Cancels and Supersedes
Original Sheet No. 35.1
Page 1 of 3

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, three 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

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139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 35.42
Cancels and Supersedes
Original Sheet No. 35.1
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NET MONTHLY BILL (Contd.)

2. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider SRA-CD, Capacity Dedication Rider
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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. 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
Sheet No. 104, Rider DR-IM, Infrastructure Modernization Rider
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

3. Generation Charges Price to Compare Base Generation Charges (PTC-BG)

The following generation charges are applicable to all customers except those customers who receive their energy from a certified supplier.

<u>JAN. 1, 2009 – DEC. 31, 2009</u>		
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
First 1,000 kilowatt-hours	\$0.0441800.040238 per kWh	\$0.0441800.040238 per kWh
Additional kilowatt-hours	\$0.0659780.053622 per kWh	\$0.0466690.008915 per kWh

<u>JAN. 1, 2010 – DEC. 31, 2010</u>		
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
First 1,000 kilowatt-hours	\$0.042345per kWh	\$0.042345per kWh
Additional kilowatt-hours	\$0.056265per kWh	\$0.009770per kWh

<u>JAN. 1, 2011 – DEC. 31, 2011</u>		
	<u>Summer Period</u>	<u>Winter Period</u>

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139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 35.12
Cancels and Supersedes
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Energy Charge

First 1,000 kilowatt-hours

\$0.042345per kWh

\$0.042345per kWh

Additional kilowatt-hours

\$0.056265per kWh

\$0.009770per 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.

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. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Effective:

Issued by Sandra P. Meyer Julie Janson, President

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 40.4412
Cancels and Supersedes
Sheet No. 40.4011
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RATE DS

SERVICE AT SECONDARY DISTRIBUTION VOLTAGE

APPLICABILITY

Applicable to electric service for usual customer load requirements is available to a customer only where the Company specifies service at the standard secondary system voltage and where the Company determines that facilities of adequate capacity are available and adjacent to the premises to be served and the Company determines that the customers average monthly demand is greater than 15 kilowatts. Electric service must be supplied at one point of delivery.

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 or three phase, at Company's standard distribution voltage.

NET MONTHLY BILL

Computed in accordance with the following charges provided, however, that the minimum monthly load factor, expressed as hours-use per month, shall not be less than 71 kWh per kW. When applicable, the minimum monthly load factor shall be achieved by calculating the billing demand as the monthly kWh usage divided by 71 (kilowatt of demand is abbreviated as kW and kilowatt-hours are abbreviated as kWh):

1. Distribution Charges

(a) Customer Charge per month

Single Phase Service	\$ 7.50
Single and/or Three Phase Service	\$15.00

(b) Demand Charge

All kilowatts	\$ 3.7908 per kW
---------------	------------------

2. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider IMFSRA-CD, ~~Infrastructure Maintenance Fund~~ Capacity Dedication Rider
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 58, Rider DRI, Distribution Reliability Investment Rider
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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. 103, Rider MSR-E, Merger Savings Credit Rider-Electric
Sheet No. 104, Rider DR-IM, Infrastructure Modernization Rider
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

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Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 40.1112
Cancels and Supersedes
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NET MONTHLY BILL (Contd.)

3. ~~Market Price Generation Charges~~ — ~~Market Based Standard Service Offer~~ Price to Compare —
Base Generation Charges (PTC-BG)

JAN. 1, 2009 – DEC. 31, 2009

- (a) Demand Charge
First 1,000 kilowatts \$ ~~7.65747~~7.9637 per kW
Additional kilowatts \$ ~~6.0574~~6.2997 per kW
- (b) Energy Charge
Billing Demand times 300 \$0.01957600.008266 per kWh
Additional kWh \$0.01626600.004468 per kWh

JAN. 1, 2010 – DEC. 31, 2010

- (a) Demand Charge
First 1,000 kilowatts \$ ~~8.2822~~ per kW
Additional kilowatts \$ ~~6.5517~~ per kW
- (b) Energy Charge
Billing Demand times 300 \$0.009454 per kWh
Additional kWh \$0.005148 per kWh

JAN. 1, 2011 – DEC. 31, 2011

- (a) Demand Charge
First 1,000 kilowatts \$ ~~8.6135~~ per kW
Additional kilowatts \$ ~~6.8138~~ per kW
- (b) Energy Charge
Billing Demand times 300 \$0.019682 per kWh
Additional kWh \$0.005957 per kWh

The Generation Charges listed above are applicable to all customers except those customers that switch to a Certified Supplier for their generation service.

AVOIDANCE OF SYSTEM RELIABILITY TRACKER CHARGE AND RECEIPT OF SHOPPING CREDIT

Non-residential customers who have signed or will sign a contract with DE-Ohio, or provide a CRES contract to DE-Ohio, or provide a release in the form approved by the Commission in Case No. 03-93-EL-ATA indicating that the customer will remain off of ESP-SSO service through December 31, 2011, may avoid Rider SRA-SRT charges and receive a shopping credit. More specifically, to avoid Rider SRA-SRT charges and receive the shopping credit, the customer must be willing to return to DE-Ohio's ESP-SSO service at 115% of DE-Ohio's ESP-SSO price, including all riders except for distribution riders.

Customers who return to the Company's energy supply after January 2, 2005, will be billed for generation service for each hour at the higher of the following:

1. The demand-related component of the Market Price Generation Charge, plus the energy-related component of the Market Price Generation Charge, plus Rider FPP, or
2. The demand-related component of the Market Price Generation Charge, plus the incremental dispatch cost of the highest cost generation unit/purchased power to serve Duke Energy Ohio load.

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

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Effective:

Issued by ~~Sandra P. Meyer~~Julie Janson, President

When both single and three phase secondary voltage services are required by a Distribution customer, the monthly kilowatt-hour usage and kilowatt demands shall be the respective arithmetical sums of both services.

MINIMUM BILL PROVISION

The minimum bill shall be 85% of the highest monthly kilowatt demand as established in the summer period and effective for the next succeeding eleven (11) months plus the Customer Charge.

In no case, however, shall the minimum bill be less than the Customer Charge.

METERING

The Company may meter at secondary or primary voltage as circumstances warrant. If the Company elects to meter at primary voltage, the kilowatt-hours registered on the Company's meter will be reduced one and one-half (1.5) percent for billing purposes.

DEMAND

The demand shall be the kilowatts derived from the Company's demand meter for the fifteen-minute period of customer's greatest use during the billing period, as determined by the Company, adjusted for power factor, as provided herein. At the Company's option, a demand meter may not be installed if the nature of the load clearly indicates the load will have a constant demand, in which case the demand will be the calculated demand.

In no event will the billing demand be taken as less than the higher of the following:

- a) 85% of the highest monthly kilowatt demand as established in the summer period and effective for the next succeeding eleven (11) months; or
- b) One (1) kilowatt for each single phase meter and five (5) kilowatts for each three phase meter.

The Company may re-determine customer's billing demand at any time in recognition of a permanent change in load due to such occurrences as the installation of load control equipment or a temporary change due to malfunctions of such equipment.

If a customer requests reconnection of an account within twelve (12) months of a disconnection order, the customer's demand record for the period of disconnection will be re-established for purposes of billing and administration of the preceding clause.

For purposes of administration of the above clause, 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.

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POWER FACTOR ADJUSTMENT

The power factor to be maintained shall be not less than 90% lagging. If the Company determines customer's power factor to be less than 90%, the billing demand will be the number of kilowatts equal to the kilovolt amperes multiplied by 0.90.

Power factor may be determined by the following methods, at the Company's option:

- a) Continuous measurement
 - the power factor, as determined during the interval in which the maximum kW demand is established, will be used for billing purposes; or
- b) Testing
 - the power factor, as determined during a period in which the customer's measured kW demand is not less than 90% of the measured maximum kW demand of the preceding billing period, will be used for billing purposes until superseded by a power factor determined by a subsequent test made at the direction of Company or request of customer.

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 for services received from a Certified Supplier.

TERMS AND CONDITIONS

The initial term of contract shall be for a minimum period of three (3) years terminable thereafter by a minimum notice of either the customer or the Company as prescribed by the Company's Service Regulations.

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

If the Company offers to provide the necessary facilities for transmission service, in accordance with its Service Regulations, an annual facilities charge, applicable to such additional facilities, is established at twenty (20) percent of actual cost. The annual facilities charge shall be billed in twelve monthly installments to be added to the demand charge.

SERVICE REGULATIONS

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.

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Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 41.4412
Cancels and Supersedes
Sheet No. 41.4011
Page 1 of 3

RATE GS-FL

OPTIONAL UNMETERED GENERAL SERVICE RATE FOR SMALL FIXED LOADS

APPLICABILITY

Applicable to electric service in the Company's entire territory where secondary distribution lines exist for any fixed electric load that can be served by a standard service drop from the Company's existing secondary distribution system.

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, at nominal voltages of 120, 120/240 or 120/208 volts, single phase, unmetered. Service of other characteristics, where available, may be furnished at the option of the Company.

NET MONTHLY BILL

Computed in accordance with the following charges:

1. Distribution Charges

- (a) For loads based on a range of 540 to 720 hours use per month of the rated capacity of the connected equipment \$0.015329 per kWh
- (b) For loads of less than 540 hours use per month of the rated capacity of the connected equipment \$0.017587 per kWh

2. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider IMFSRA-CD, ~~Infrastructure Maintenance Fund~~ Capacity Dedication Rider
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 58, Rider DRI, Distribution Reliability Investment Rider
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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. 103, Rider MSR-E, Merger Savings Credit Rider-Electric
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

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139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 41.4412
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NET MONTHLY BILL (Contd.)

3. ~~Market Price Generation Charges — Market Based Standard Service Offer~~ Price to Compare — Base Generation Charges (PTC-BG)

JAN. 1, 2009 — DEC. 31, 2009 ~~Demand Related Component~~

For loads based on a range of 540 to 720 hours use per month of the rated capacity of the connected equipment

~~\$0.0382360~~ \$0.055458
per kWh

For loads of less than 540 hours use per month of the rated capacity of the connected equipment

~~\$0.0439530~~ \$0.065571
per kWh

JAN. 1, 2010 — DEC. 31, 2010

For loads based on a range of 540 to 720 hours use per month of the rated capacity of the connected equipment

\$0.058444 per kWh

For loads of less than 540 hours use per month of the rated capacity of the connected equipment

\$0.068961 per kWh

JAN. 1, 2011 — DEC. 31, 2011

For loads based on a range of 540 to 720 hours use per month of the rated capacity of the connected equipment

\$0.068267 per kWh

For loads of less than 540 hours use per month of the rated capacity of the connected equipment

\$0.079205 per kWh

AVOIDANCE OF SYSTEM RELIABILITY TRACKER CHARGE AND RECEIPT OF SHOPPING CREDIT

Non-residential customers who have signed or will sign a contract with DE-Ohio, or provide a CRES contract to DE-Ohio, or provide a release in the form approved by the Commission in Case No. 03-93-EL-ATA indicating that the customer will remain off of ESP-SSO service through December 31, 2011, may avoid Rider SRA-SRT charges and receive a shopping credit. More specifically, to avoid Rider SRA-SRT charges and receive the shopping credit, the customer must be willing to return to DE-Ohio's ESP-SSO service at 115% of DE-Ohio's ESP-SSO price, including all riders except for distribution riders.

~~The Generation Charges listed above are applicable to all customers except those customers that switch to a Certified Supplier for their generation service.~~

~~Customers who return to the Company's energy supply after January 2, 2005, will be billed for generation service for each hour at the higher of the following:~~

- ~~1. The demand-related component of the Market Price Generation Charge, plus the energy-related component of the Market Price Generation Charge, plus Rider FPP, or~~
- ~~2. The demand-related component of the Market Price Generation Charge, plus the incremental dispatch cost of the highest cost generation unit/purchased power to serve Duke Energy Ohio load.~~

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

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139 East Fourth Street
Cincinnati, Ohio 45202

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MINIMUM CHARGE

The minimum charge shall be \$5.00 per Fixed Load Location per month.

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 for services received from a Certified Supplier.

SERVICE PROVISIONS

1. Each separate point of delivery of service shall be considered a Fixed Load Location.
2. Only one supply service will be provided to a customer under this Schedule as one Fixed Load Location.
3. The customer shall furnish switching equipment satisfactory to the Company.
4. The customer shall notify the Company in advance of every change in connected load, and the Company reserves the right to inspect the customer's equipment at any time to verify the actual load. In the event of the customer's failure to notify the Company of an increase in load, the Company reserves the right to refuse to serve the Fixed Load thereafter under this Schedule, and shall be entitled to bill the customer retroactively on the basis of the increased load for the full period such load was connected.

TERM OF SERVICE

One (1) year, terminable thereafter on thirty (30) days written notice by either customer or Company.

SERVICE REGULATIONS

The supplying of, 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.

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RATE EH

OPTIONAL RATE FOR ELECTRIC SPACE HEATING

APPLICABILITY

Applicable to electric service for heating when customer's wiring is so arranged that heating service can be furnished at one point of delivery and can be metered separately from all other types of service or to any public school, parochial school, private school, or church when supplied at one point of delivery, provided permanently connected and regularly used electrical equipment is installed in compliance with the Company specifications as the primary source of heating or heating and cooling the atmosphere to temperatures of human comfort; and provided all other electrical energy requirements are purchased from the Company. For the purpose of the administration of this tariff schedule, primary source is defined as at least 90 percent. No single water-heating unit shall be wired that the demand established by it can exceed 5.5 kilowatts unless approved by the Company.

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 or three phase at Company's standard secondary voltage.

NET MONTHLY BILL

Computed in accordance with the following charges:

Winter Period:

1. Distribution Charges

(a) Customer Charge per month

Single Phase Service	\$ 7.50
Three Phase Service	\$ 15.00
Primary Voltage Service	\$150.00

(b) Energy Charge

All kilowatt-hours	\$0.011356 per kWh
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Sheet No. 42.4412
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NET MONTHLY BILL (Contd.)

2. Applicable Riders

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

- Sheet No. 51, Rider ~~Rider~~ PTC-AAC, Annually Adjusted Component Rider
- Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
- Sheet No. 54, Rider ~~IMFSRA-CD, Infrastructure Maintenance Fund~~ Capacity Dedication Rider
- Sheet No. 56, Rider ~~SRA-SRT~~, System Reliability Tracker
- Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
- Sheet No. 58, Rider DRI, Distribution Reliability Investment Rider
- Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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. 103, Rider MSR-E, Merger Savings Credit Rider-Electric
- Sheet No. 104, Rider DR-IM, Infrastructure Modernization Rider
- Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider
- Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

**3. Market Price Generation Charges — ~~Market Based Standard Service Offer~~ Price to Compare —
Base Generation Charges (PTC-BG)**

<u>Demand Related Component JAN. 1, 2009 – DEC. 31, 2009</u>			
kWh	All kilowatt-hours	\$0.0156880, 015569	per
<u>Energy Related Component</u>			
	All kilowatt-hours	\$0.010998	per kWh
<u>JAN. 1, 2010 – DEC. 31, 2010</u>			
	All kilowatt-hours	\$0.016959	per kWh
<u>JAN. 1, 2011 – DEC. 31, 2011</u>			
kWh	All kilowatt-hours	\$0.010998	per
	All kilowatt-hours	\$0.025123	per kWh

The Generation Charges listed above are applicable to all customers except those customers that switch to a Certified Supplier for their generation service.

AVOIDANCE OF SYSTEM RELIABILITY TRACKER CHARGE AND RECEIPT OF SHOPPING CREDIT

Non-residential customers who have signed or will sign a contract with DE-Ohio, or provide a CRES contract to DE-Ohio, or provide a release in the form approved by the Commission in Case No. 03-93-EL-ATA indicating that the customer will remain off of ESP-SSO service through December 31, 2011, may avoid Rider SRA-SRT charges and receive a shopping credit. More specifically, to avoid Rider SRA-SRT charges and receive the shopping credit, the customer must be willing to return to DE-Ohio's ESP-SSO service at 115% of DE-Ohio's ESP-SSO price, including all riders except for distribution riders.

~~Customers who return to the Company's energy supply after January 2, 2005, will be billed for generation service for each hour at the higher of the following:~~

Filed pursuant to an Order dated _____ in Case No08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Effective:
Issued by Sandra P. Meyer, Julie Janson, President

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 42.4412
Cancels and Supersedes
Sheet No. 42.4011
Page 3 of 3

~~1. The demand-related component of the Market Price Generation Charge, plus the energy-related component of the Market Price Generation Charge, plus Rider FPP, or~~
~~2. The demand-related component of the Market Price Generation Charge, plus the incremental dispatch cost of the highest cost generation unit/purchased power to serve Duke Energy Ohio load.~~

Summer Period:

All usage during the summer period shall be billed in accordance with the provisions of the applicable distribution voltage service rate.

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 for services received from a Certified Supplier.

TERMS AND CONDITIONS

The term of contract shall be for a minimum period of one (1) year terminable thereafter on thirty (30) days written notice by either the customer or the Company.

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 No08-920-EL-SSO before the Public Utilities Commission of Ohio.

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P.U.C.O. Electric No. 19
Sheet No. 43.4412
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RATE DM

SECONDARY DISTRIBUTION SERVICE - SMALL

APPLICABILITY

Applicable to electric service for usual customer load requirements is available to a customer only where the Company specifies service at the standard secondary system voltage and the Company determines that facilities of adequate capacity are available and adjacent to the premises to be served and the Company determines that the customer's average monthly demand is 15 kilowatts or less. This tariff schedule is also applicable to electric service to recreation facilities that are promoted, operated and maintained by non-profit organizations where such service is separately metered. Electric service must be supplied at one point of delivery.

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 or three phase at Company's standard secondary distribution 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		
Single Phase	\$ 7.50 per month	\$ 7.50 per month
Three Phase	\$15.00 per month	\$15.00 per month
(b) Energy Charge		
First 2,800 kWh	\$0.035471 per kWh	\$0.025462 per kWh
Next 3,200 kWh	\$0.002951 per kWh	\$0.002951 per kWh
Additional kWh	\$0.001252 per kWh	\$0.001252 per kWh

2. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider IMFSRA-CD, ~~Infrastructure Maintenance Fund~~ Capacity Dedication Rider
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 58, Rider DRI, Distribution Reliability Investment Rider
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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. 103, Rider MSR-E, Merger Savings Credit Rider-Electric
Sheet No. 104, Rider DR-IM, Infrastructure Modernization Rider
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

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NET MONTHLY BILL (Contd.)

3. Market Price Generation Charges – Market Based Standard Service Offer

JAN. 1, 2009 – DEC. 31, 2009

	<u>Summer Period</u>	<u>Winter Period</u>
Demand Related Component		
First 2,800 kWh	\$ 0.0321080.048938 per kWh	\$ 0.0254840.036279 per kWh
Next 3,200 kWh	\$ 0.008198 0.003226 per kWh	\$ 0.0082070.003243 per kWh
Additional kWh	\$0.003675(0.005573) per kWh	\$ 0.003394(0.005917) per kWh
Energy Related Component		
First 2,800 kWh	\$0.026454 per kWh	\$0.020996 per kWh
Next 3,200 kWh	\$0.006754 per kWh	\$0.006762 per kWh
Additional kWh	\$0.002945 per kWh	\$0.002797 per kWh

JAN. 1, 2010 – DEC. 31, 2010

	<u>Summer Period</u>	<u>Winter Period</u>
First 2,800 kWh	\$ 0.051880 per kWh	\$ 0.038621 per kWh
Next 3,200 kWh	\$ 0.003982 per kWh	\$ 0.003999 per kWh
Additional kWh	\$(0.005198)per kWh	\$(0.005558) per kWh

JAN. 1, 2011 – DEC. 31, 2011

	<u>Summer Period</u>	<u>Winter Period</u>
First 2,800 kWh	\$0.067106per kWh	\$ 0.050879 per kWh
Next 3,200 kWh	\$0.007989per kWh	\$ 0.007988 per kWh
Additional kWh	\$(0.002325)per kWh	\$ (0.002742) per kWh

The Generation Charges listed above are applicable to all customers except those customers that switch to a Certified Supplier for their generation service.

AVOIDANCE OF SYSTEM RELIABILITY TRACKER CHARGE AND RECEIPT OF SHOPPING CREDIT

Non-residential customers who have signed or will sign a contract with DE-Ohio, or provide a CRES contract to DE-Ohio, or provide a release in the form approved by the Commission in Case No. 03-93-EL-ATA indicating that the customer will remain off of ESP-SSO service through December 31, 2011, may avoid Rider SRA-SRT charges and receive a shopping credit. More specifically, to avoid Rider SRA-SRT charges and receive the shopping credit, the customer must be eligible to return to DE-Ohio's ESP-SSO service at 115% of DE-Ohio's ESP-SSO price, including all riders except for distribution riders.

~~Customers who return to the Company's energy supply after January 2, 2005, will be billed for generation service for each hour at the higher of the following:~~

~~1. The demand-related component of the Market Price Generation Charge, plus the energy-related component of the Market Price Generation Charge, plus Rider FPP, or
The demand-related component of the Market Price Generation Charge, plus the incremental dispatch cost of the highest cost generation unit/purchased power to serve Duke Energy Ohio load.~~

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

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Duke Energy Ohio
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P.U.C.O. Electric No. 19
Sheet No. 43.4412
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MINIMUM CHARGE

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

When both single and three phase service are required by the customer, the monthly kilowatt-hour usage shall be the arithmetical sum of both services.

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 for services received from a Certified Supplier.

TERMS AND CONDITIONS

The initial term of contract shall be for a minimum period of one (1) year terminable thereafter by a minimum notice either of the customer or the Company as prescribed by the Company's Service Regulations.

For purposes of the administration of this rate, the Company will determine the customer's average monthly demand based upon customer's most recent twelve month usage each year after the initial term of service has been fulfilled by the customer. If the customer's average demand exceeds 15 kW or if the customer's monthly demand exceeds 30 kW in two (2) or more months in any twelve month period, the Company may require the customer to be billed under the provisions of Rate DS.

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. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

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Sheet No. 44.4412
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RATE DP

SERVICE AT PRIMARY DISTRIBUTION VOLTAGE

APPLICABILITY

Applicable to electric service for usual customer load requirements where the Company specifies service at nominal primary distribution system voltages of 12,500 volts or 34,500 volts, and the Company determines that facilities of adequate capacity are available and adjacent to the premises to be served. Electric service must be supplied at one point of delivery.

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 or three phase at Company's standard distribution voltage of 34,500 volts or lower.

NET MONTHLY BILL

Computed in accordance with the following charges. (Kilowatt of demand is abbreviated as kW and kilowatt-hours are abbreviated as kWh):

1. Distribution Charges

(a) Customer Charge per month

Primary Voltage Service (12.5 or 34.5 kV) \$150.00 per month

(b) Demand Charge

All kilowatts \$ 2.937 per kW

2. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider

Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider

Sheet No. 54, Rider IMFSRA-CD, ~~Infrastructure Maintenance Fund~~ Capacity Dedication Rider

Sheet No. 56, Rider SRA-SRT, System Reliability Tracker

Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider

Sheet No. 58, Rider DRI, Distribution Reliability Investment Rider

Sheet No. 59, Rate RSS, Rate Stabilization Surcredit 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. 103, Rider MSR-E, Merger Savings Credit Rider-Electric

Sheet No. 104, Rider DR-IM, Infrastructure Modernization Rider

Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider

Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

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Sheet No. 44.4412
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NET MONTHLY BILL (Contd.)

3. Price to Compare – Base Generation Charges (PTC-BG)

JAN. 1, 2009 – DEC. 31, 2009

(a) Demand Charge	
First 1,000 kilowatts	<u>\$6.94547.1916</u> per kW
Additional kilowatts	<u>\$6.45505.6732</u> per kW
(b) Energy Charge	
Billing Demand times 300	<u>\$0.0220480.010751</u> per kWh
Additional kWh	<u>\$0.0176820.005940</u> per kWh

JAN. 1, 2010 – DEC. 31, 2010

(a) Demand Charge	
First 1,000 kilowatts	<u>\$7.4793</u> per kW
Additional kilowatts	<u>\$5.9001</u> per kW
(b) Energy Charge	
Billing Demand times 300	<u>\$0.011953</u> per kWh
Additional kilowatts	<u>\$0.006680</u> per kWh

JAN. 1, 2011 – DEC. 31, 2011

(a) Demand Charge	
First 1,000 kilowatts	<u>\$7.7784</u> per kW
Additional kilowatts	<u>\$6.1361</u> per kW
(b) Energy Charge	
Billing Demand times 300	<u>\$0.020053</u> per kWh
Additional kilowatts	<u>\$0.007549</u> per kWh

The Generation Charges listed above are applicable to all customers except those customers that switch to a Certified Supplier for their generation service.

AVOIDANCE OF SYSTEM RELIABILITY TRACKER CHARGE AND RECEIPT OF SHOPPING CREDIT

Non-residential customers who have signed or will sign a contract with DE-Ohio, or provide a CRES contract to DE-Ohio, or provide a release in the form approved by the Commission in Case No. 03-93-EL-ATA indicating that the customer will remain off of ESP-SSO service through December 31, 2011, may avoid Rider SRA-SRT charges and receive the shopping credit. More specifically, to avoid Rider SRA-SRT charges and receive the shopping credit, the customer must be willing to return to DE-Ohio's ESP-SSO service at 115% of DE-Ohio's ESP-SSO price, including all riders except for distribution riders.

Customers who return to the Company's energy supply after January 2, 2005, will be billed for generation service for each hour at the higher of the following:

Filed pursuant to an Order dated _____ in Case No.08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Effective:
Issued by Sandra P. Meyer Julie Janson, President

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 44.412
Cancels and Supersedes
Sheet No. 44.4011
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- ~~1. The demand-related component of the Market Price Generation Charge, plus the energy-related component of the Market Price Generation Charge, plus Rider FPP, or~~
- ~~2. The demand-related component of the Market Price Generation Charge, plus the incremental dispatch cost of the highest cost generation unit/purchased power to serve Duke Energy Ohio load.~~

When both single and three phase secondary voltage services are required by a customer, the monthly kilowatt-hour usage and kilowatt demands shall be the respective arithmetical sums of both services.

MINIMUM BILL PROVISION

The minimum bill shall be:

85% of the highest monthly kilowatt demand as established in the summer period and effective for the next succeeding eleven (11) months plus the customer charge.

In no case, however, shall the minimum bill be less than the Customer Charge.

PRIMARY VOLTAGE METERING DISCOUNT

The Company may meter at secondary or primary voltage as circumstances warrant. If the Company elects to meter at primary voltage, the kilowatt-hours registered on the Company's meter will be reduced one and one-half percent (1.5%) for billing purposes.

DEMAND

The demand shall be the kilowatts derived from the Company's demand meter for the fifteen-minute period of customer's greatest use during the billing period, as determined by the Company, adjusted for power factor, as provided herein. At its option, the Company may not install a demand meter if the nature of the load clearly indicates the load will have a constant demand, in which case the demand will be the calculated demand.

In no event will the billing demand be taken as less than the higher of the following:

- a) 85% of the highest monthly kilowatt demand as established in the summer period and effective for the next succeeding eleven (11) months; or
- b) Five (5) kilowatts.

The Company may re-determine customer's billing demand at any time in recognition of a permanent change in load due to such occurrences as the installation of load control equipment or a temporary change due to malfunctions of such equipment.

If a customer requests reconnection of an account within twelve (12) months of a disconnection order, the customer's demand record for the period of disconnection will be re-established for purposes of billing and administration of the preceding clause.

Filed pursuant to an Order dated _____ in Case No.08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Effective:
Issued by Sandra P. Meyer/Julie Janson, President

For purposes of administration of the above clause, 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.

POWER FACTOR ADJUSTMENT

The power factor to be maintained shall be not less than 90% lagging. If the Company determines customer's power factor to be less than 90%, the billing demand will be the number of kilowatts equal to the kilovolt amperes multiplied by 0.90.

At the Company's option, power factor may be determined by the following methods:

- a) Continuous measurement
 - the power factor, as determined during the interval in which the maximum kW demand is established, will be used for billing purposes; or
- b) Testing
 - the power factor, as determined during a period in which the customer's measured kW demand is not less than 90% of the measured maximum kW demand of the preceding billing period, will be used for billing purposes until superseded by a power factor determined by a subsequent test made at the direction of Company or request of customer.

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 for services received from a Certified Supplier.

TERMS AND CONDITIONS

The initial term of contract shall be for a minimum period of three (3) years terminable thereafter by a minimum notice of either the customer or the Company as follows:

- (1) For customers with a most recent twelve month average demand of less than 10,000 kVA, thirty (30) days written notice.
- (2) For customers with a most recent twelve month average demand of greater than 10,000 kVA, twelve (12) months written notice.

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

If the Company offers to provide the necessary facilities for transmission service, in accordance with its Service Regulations, an annual facilities charge, applicable to such additional facilities, is established at twenty (20) percent of actual cost. The annual facilities charge shall be billed in twelve monthly installments to be added to the demand charge.

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SERVICE REGULATIONS

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.

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Sheet No. 46.78
Cancels and Supersedes
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RATE SFL - ADPL

OPTIONAL UNMETERED RATE FOR SMALL FIXED LOADS ATTACHED DIRECTLY TO COMPANY'S POWER LINES

APPLICABILITY

Applicable to electric service in the Company's entire territory where secondary and/or primary distribution lines exist for any bulk, small, unmetered, fixed-load electric devices that can be connected directly to the Company's power lines within the power zone of Company's poles and which do not require service drops.

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, at nominal voltages of 120, 120/240 or 120/208, 12,500 or 34,500 volts, single phase, unmetered. Service of other characteristics, where available, may be furnished at the option of the Company.

NET MONTHLY BILL

Computed in accordance with the following charges:

1. Distribution Charges \$0.015329 per kWh
2. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider IMFSRA-CD, ~~Infrastructure Maintenance Fund~~ Capacity Dedication Rider
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
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Sheet No. 59, Rider RSS, Rate Stabilization Surcredit Rider
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Sheet No. 46.78
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NET MONTHLY BILL (Contd.)

3. ~~Market Price Generation Charges — Market Based Standard Service Offer~~ Price to Compare —
Base Generation Charges (PTC-BG)

JAN. 1, 2009 – DEC. 31, 2009

All kWh

~~\$0.026805 per kWh~~

\$0.0382360.055458 per
kWh

JAN. 1, 2010 – DEC. 31, 2010

All kWh

\$0.058444 per kWh

JAN. 1, 2011 – DEC. 31, 2011

All kWh

\$0.068267 per kWh

The Generation Charges listed above are applicable to all customers except those customers that switch to a Certified Supplier for their generation service.

AVOIDANCE OF SYSTEM RELIABILITY TRACKER CHARGE AND RECEIPT OF SHOPPING CREDIT

Non-residential customers who have signed or will sign a contract with DE-Ohio, or provide a CRES contract to DE-Ohio, or provide a release in the form approved by the Commission in Case No. 03-93-EL-ATA indicating that the customer will remain off of ESP-SSO service through December 31, 2011, may avoid Rider SRA-SRT charges and receive a shopping credit. More specifically, to avoid Rider SRA-SRT charges and receive the shopping credit, the customer must be willing to return to DE-Ohio's ESP-SSO service at 115% of DE-Ohio's ESP-SSO price, including all riders except for distribution riders.

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. Company and customer may agree to different late payment terms in the Service Agreement. The late payment charge is not applicable to unpaid account balances for services received from a Certified Supplier.

SERVICE PROVISIONS

1. Each separate point of delivery of service shall be considered a Fixed Load Location.
2. The Company shall determine the monthly kWhs associated with each Fixed Load Location.
3. The customer shall enter into a Service Agreement with the Company setting forth the terms and conditions under which the customer may connect devices to the Company's power lines.
4. The customer shall be responsible for all costs associated with connecting the device to the power lines.
5. The customer shall notify the Company in advance of the connection of any device to Company's power lines, and in advance of every change in connected load, and the Company reserves the right to inspect the customer's equipment at any time to verify the actual load. In the event of the customer's failure to notify the Company of an increase in load, the Company reserves the right to refuse to serve the Fixed Load thereafter under this Schedule, and shall be entitled to bill the customer retroactively on the basis of the increased load for the full period such load was connected.

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SERVICE PROVISIONS (Contd.)

6. The Company may, at its sole discretion, refuse to attach devices that it reasonably believes may impede the operation, maintenance, reliability, or safety of the electric distribution lines or pose a danger to Company personnel or other persons.
7. To the extent it is commercially feasible to do so, the Company will combine all fixed load locations for a given customer onto a single monthly bill. Billing calculations will be performed for each Fixed Load Location, but the results of the individual calculations will be summarized on the monthly bill.

TERM OF SERVICE

Minimum one (1) year, terminable thereafter on thirty (30) days written notice by either customer or Company. Company and customer may agree to a different term in the Service Agreement.

SERVICE REGULATIONS

The supplying of, 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.

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P.U.C.O. Electric No. 19
Sheet No. 50.44~~12~~
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RATE TS

SERVICE AT TRANSMISSION VOLTAGE

APPLICABILITY

Applicable to electric service for usual customer load requirements where the Company specifies service at a nominal transmission system voltage of 69,000 volts or higher, and the Company determines that facilities of adequate capacity are available and adjacent to the premises to be served. Electric service must be supplied at one point of delivery and the customer furnishes and maintains all transformation equipment and appurtenances necessary to utilize the service.

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, three phase at Company's standard transmission voltage of 69,000 volts or higher.

NET MONTHLY BILL

Computed in accordance with the following charges (kilovolt amperes are abbreviated as kVA; kilowatt-hours are abbreviated as kWh):

1. Distribution Charges

- | | |
|-------------------------------|------------------|
| (a) Customer Charge per month | \$150.00 |
| (b) Demand Charge | |
| All kVA | \$ 0.196 per kVA |

2. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
~~Sheet No. 52, Rider DSMR, Demand Side Management Cost Recovery Rider~~
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider ~~IMFSRA-CD~~, Infrastructure Maintenance Fund ~~Capacity Dedication~~ Rider
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 58, Rider DRI, Distribution Reliability Investment Rider
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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. 103, Rider MSR-E, Merger Savings Credit Rider-Electric
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

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NET MONTHLY BILL (Contd.)

3. Price to Compare – Base Generation Charges (PTC-BG)

**JAN. 1, 2009 – DEC. 31, 2009 Market Price Generation Charges –
~~Market Based Standard Service Offer~~**

(a) Demand Charge	
First 50,000 kVA	\$8.383100 <u>8.7183</u>
	per kVA
Additional kVA	\$6.043100 <u>6.2847</u>
	per kVA
(b) Energy Charge	
Billing Demand times 300	\$0.014404 <u>0.002751</u>
	per kWh
Additional kWh	\$0.016381 <u>0.004587</u>
	per kWh

JAN. 1, 2010 – DEC. 31, 2010

(a) Demand Charge	
First 50,000 kVA	<u>\$9.0671</u> per kVA
Additional kVA	<u>\$ 6.5361</u> per kVA
(b) Energy Charge	
Billing Demand times 300	<u>\$0.003583</u> per kWh
Additional kWh	<u>\$0.005273</u> per kWh

JAN. 1, 2011 – DEC. 31, 2011

(a) Demand Charge	
First 50,000 kVA	<u>\$9.4297</u> per kVA
Additional kVA	<u>\$6.7976</u> per kVA
(b) Energy Charge	
Billing Demand times 300	<u>\$0.010038</u> per kWh
Additional kWh	<u>\$0.006086</u> per kWh

The Generation Charges listed above are applicable to all customers except those customers that switch to a Certified Supplier for their generation service.

AVOIDANCE OF SYSTEM RELIABILITY TRACKER CHARGE AND RECEIPT OF SHOPPING CREDIT

Non-residential customers who have signed or will sign a contract with DE-Ohio, or provide a CRES contract to DE-Ohio, or provide a release in the form approved by the Commission in Case No. 03-93-EL-ATA indicating that the customer will remain off of ESP-SSO service through December 31, 2011, may avoid Rider SRA-SRT charges and receive a shopping credit. More specifically, to avoid Rider SRA-SRT charges and receive the shopping credit, the customer must be willing to return to DE-Ohio's ESP-SSO service at 115% of DE-Ohio's ESP-SSO price, including all riders except for distribution riders.

Customers who return to the Company's energy supply after January 2, 2005, will be billed for generation service for each hour at the higher of the following:

1. The demand-related component of the Market Price Generation Charge, plus the energy-

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~~related component of the Market Price Generation Charge, plus Rider FPP, or~~
~~2. The demand-related component of the Market Price Generation Charge, plus the~~
~~incremental dispatch cost of the highest cost generation unit/purchased power to serve Duke~~
~~Energy Ohio load.~~

MINIMUM CHARGE

The minimum charge shall be not less than fifty (50) percent of the highest demand charge established during the preceding eleven (11) months or the billing of 1,000 kVA, whichever is higher.

METERING

The Company may meter at secondary or primary voltage as circumstances warrant. If the Company elects to meter at secondary voltage, the kilowatt-hours registered on the Company's meter will be increased one and one-half (1.5) percent for billing purposes.

DEMAND

The demand shall be the kilovolt amperes derived from the Company's demand meter for the fifteen-minute period of the customer's greatest use during the month, but not less than the higher of the following:

- a) 85% of the highest monthly kilovolt amperes similarly established during the summer period for the next succeeding eleven (11) months; or
- b) 1,000 kilovolt amperes.

For purposes of administration of the above clause, 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 the period represented by the Company's billing for the eight (8) revenue months of January through May and October through December.

The Company may re-determine customer's billing demand at any time in recognition of a permanent change in load due to such occurrences as the installation of load control equipment or a temporary change due to malfunctions of such equipment.

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 for services received from a Certified Supplier.

TERMS AND CONDITIONS

The initial term of contract shall be for a minimum period of five (5) years terminable thereafter by either the customer or the Company as follows:

- (1) Thirty (30) days after receipt of written notice for customers with a most recent twelve (12) month average demand of less than 10,000 kVA.
- (2) Twelve (12) months after receipt of written notice for customers with a most recent twelve (12) month average demand of 10,000 kVA or greater.

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The Company is not obligated to extend, expand or rearrange its transmission system voltage if it
TERMS AND CONDITIONS (Cont'd)

determines that existing distribution and/or transmission facilities are of adequate capacity to serve the customer's load.

If the Company offers to provide the necessary facilities for transmission voltage, in accordance with its Service Regulations, an annual facilities charge, applicable to such additional facilities, is established at twenty (20) percent of actual cost. The annual facilities charge shall be billed in twelve monthly installments to be added to the demand charge.

SERVICE REGULATIONS

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.

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RIDER PTC-AAC

ANNUALLY ADJUSTED COMPONENT RIDER

APPLICABILITY

Applicable to all jurisdictional retail customers in the Company's electric service area.

CHARGE

The Annually Adjusted Component Rider Charges detailed below apply to all customers ~~are applicable after the end of the Market Development Period, except that they will not apply to those customers that receive a shopping credit or are eligible to avoid the Annually Adjusted Component charge as described below in the AVOIDANCE OF CHARGE section. All applicable kWh are subject to the Annually Adjusted Component Rider Charge. See Section VI, Item 7 of the Electric Service Regulations for the definition of the term "Market Development Period."~~

The following rates are effective for ~~non-residential customers (including residential service of a commercial or public character)~~ April 1, 2008:

<u>Tariff Sheet</u>	<u>PTC-AAC Charge</u> (per kWh/kW)
Rate RS, Residential Service	
Summer, First 1000 kWh	\$0.007335
Summer, Additional kWh	\$0.009293
Winter, First 1000 kWh	\$0.007335
Winter, Additional kWh	\$0.002767
Rate ORH, Optional Residential Service With Electric Space Heating	
Summer, First 1000 kWh	\$0.006549
Summer, Additional kWh	\$0.007846
Winter, First 1000 kWh	\$0.006546
Winter, Additional kWh	\$0.003389
Winter, kWh greater than 150 times demand	\$0.002119
Rate TD, Optional Time-of-Day Rate	
Summer, On-Peak kWh	\$0.014954
Summer, Off-Peak kWh	\$0.002183
Winter, On-Peak kWh	\$0.011755
Winter, Off-Peak kWh	\$0.002185
Rate DS, Service at Secondary Distribution Voltage	
First 1000 kW	\$1.271200
Additional kW	\$1.005600
Billing Demand Times 300	\$0.003250
Additional kWh	\$0.002700

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Tariff Sheet

PTC-AAC Charge
(per kWh/kW)

Rate GS-FL, Optional Unmetered For Small Fixed Loads	
kWh Greater Than or Equal to 540 Hours	\$0.010796
kWh Less Than 540 Hours	\$0.012410
Rate CUR, Common Use Residential Service	
Summer, First 1000 kWh	\$0.007333
Summer, Additional kWh	\$0.009293
Winter, First 1000 kWh	\$0.007333
Winter, Additional kWh	\$0.002768
Rate EH, Optional Rate For Electric Space Heating	
All kWh	\$0.004430
Rate DM, Secondary Distribution Service, Small	
Summer, First 2800 kWh	\$0.009721
Summer, Next 3200 kWh	\$0.002482
Summer, Additional kWh	\$0.001083
Winter, First 2800 kWh	\$0.007715
Winter, Next 3200 kWh	\$0.002486
Winter, Additional kWh	\$0.001028
Rate DP, Service at Primary Distribution Voltage	
First 1000 kW	\$1.148000
Additional kW	\$0.905500
Billing Demand Times 300	\$0.003661
Additional kWh	\$0.002936
Rate TS, Service at Transmission Voltage	
First 50,000 Kva	\$1.391500
Additional kVA	\$1.000300
Billing Demand Times 300	\$0.002391
Additional kWh	\$0.002718
Rate SL, Street Lighting Service	
All kWh	\$0.004781
Rate TL, Traffic Lighting Service	
All kWh	\$0.002799
Rate OL, Outdoor Lighting Service	
All kWh	\$0.004781
Rate NSU, Street Lighting Service for Non-Standard Units	
All kWh	\$0.004781
Rate NSP, Private Outdoor Lighting for Non-Standard Units	
All kWh	\$0.004781

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CHARGES (Contd.)

Tariff Sheet

PTC-AAC Charge
(per kWh/kW)

Rate SC, Street Lighting Service - Customer Owned

All kWh

\$0.004781

Energy only – all kWh

\$0.001902

Rate SE, Street Lighting Service - Overhead Equivalent

All kWh

\$0.004781

Rate UOLS, Unmetered Outdoor Lighting Electric Service

All kWh

\$0.001969

AVOIDANCE OF ANNUALLY ADJUSTED COMPONENT RIDER CHARGE

All customers that switch to a certified supplier shall not pay the AAC.

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RIDER DSMR
DEMAND SIDE MANAGEMENT RATE

THIS TARIFF IS HEREBY CANCELLED AND WITHDRAWN

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RIDER PTC-FPP

FUEL AND ECONOMY PURCHASED POWER RIDER

APPLICABILITY

Applicable to all jurisdictional retail customers in the Company's electric service area, except those customers receiving generation service from a Certified Supplier, ~~following the end of the Market Development Period.~~

CHARGE

The Fuel and Economy Purchased Power rate (PTC-FPP) to be charged under this tariff will be updated every three months pending approval by the Public Utilities Commission of Ohio. The current rate is:

Residential	\$0.0266804746 per kilowatt-hour
Non-residential	\$0.0266804847 per kilowatt-hour
Voltage-reduction	\$0.0263341670 per kilowatt-hour

BASE FUEL RATE

Effective January 1, 2009, ~~the PTC-FPP rate will include reflects the incremental rate above or below the rate contained in the Company's base Market Price Generation fuel rate of \$0.012453 per kWh.~~

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RIDER IMF SRA-CD

INFRASTRUCTURE MAINTENANCE FUND RIDER CAPACITY DEDICATION RIDER

APPLICABILITY

Applicable to all jurisdictional retail customers in the Company's electric service area.

CHARGE

~~The Infrastructure Maintenance Fund Rider Charges detailed below are applicable after the end of the Market Development Period. All applicable kWh are subject to the Infrastructure Maintenance Fund Capacity Dedication Rider Charge. See Section VI, Item 7 of the Electric Service Regulations for the definition of the term "Market Development Period."~~

The following rates are effective from January 1, 2009 through December 31, 2008.

Tariff Sheet

SRA-CD IMF Charge
(per kWh/kW)

Rate RS, Residential Service	
Summer, First 1000 kWh	\$0.002651
Summer, Additional kWh	\$0.003359
Winter, First 1000 kWh	\$0.002651
Winter, Additional kWh	\$0.001000
Rate ORH, Optional Residential Service With Electric Space Heating	
Summer, First 1000 kWh	\$0.002367
Summer, Additional kWh	\$0.002836
Winter, First 1000 kWh	\$0.002366
Winter, Additional kWh	\$0.001225
Winter, kWh greater than 150 times demand	\$0.000766
Rate TD, Optional Time-of-Day Rate	
Summer, On-Peak kWh	\$0.005405
Summer, Off-Peak kWh	\$0.000789
Winter, On-Peak kWh	\$0.004249
Winter, Off-Peak kWh	\$0.000790
Rate CUR, Common Use Residential Service	
Summer, First 1000 kWh	\$0.002651
Summer, Additional kWh	\$0.003359
Winter, First 1000 kWh	\$0.002651
Winter, Additional kWh	\$0.001000
Rate DS, Service at Secondary Distribution Voltage	
First 1000 kW	\$0.459400
Additional kW	\$0.363400
Billing Demand Times 300	\$0.001175
Additional kWh	\$0.000976
Rate GS-FL, Optional Unmetered For Small Fixed Loads	
kWh Greater Than or Equal to 540 Hours	\$0.003902
kWh Less Than 540 Hours	\$0.004486
Rate EH, Optional Rate For Electric Space Heating	
All kWh	\$0.001601

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CHARGES (Contd.)

Tariff Sheet

IMF-SRA-CD Charge
(per kWh/kW)

Rate DM, Secondary Distribution Service, Small	
Summer, First 2800 kWh	\$0.003514
Summer, Next 3200 kWh	\$0.000897
Summer, Additional kWh	\$0.000391
Winter, First 2800 kWh	\$0.002789
Winter, Next 3200 kWh	\$0.000898
Winter, Additional kWh	\$0.000371
Rate DP, Service at Primary Distribution Voltage	
First 1000 kW	\$0.414900
Additional kW	\$0.327300
Billing Demand Times 300	\$0.001323
Additional kWh	\$0.001061
Rate TS, Service at Transmission Voltage	
First 50,000 kVA	\$0.503000
Additional kVA	\$0.362600
Billing Demand Times 300	\$0.000864
Additional kWh	\$0.000983
Rate SL, Street Lighting Service	
All kWh	\$0.001728
Rate TL, Traffic Lighting Service	
All kWh	\$0.001011
Rate OL, Outdoor Lighting Service	
All kWh	\$0.001728
Rate NSU, Street Lighting Service for Non-Standard Units	
All kWh	\$0.001728
Rate NSP, Private Outdoor Lighting for Non-Standard Units	
All kWh	\$0.001728
Rate SC, Street Lighting Service - Customer Owned	
All kWh	\$0.001728
Energy Only - All kWh	\$0.000688
Rate SE, Street Lighting Service - Overhead Equivalent	
All kWh	\$0.001728
Rate UOLS, Unmetered Outdoor Lighting Electric Service	
All kWh	\$0.000711

~~AVOIDANCE OF INFRASTRUCTURE MAINTENANCE FUND RIDER~~

~~All eligible non-residential load that switches to a certified supplier shall not pay the IMF. To qualify to bypass the IMF, a non-residential customer must enter into a contract with a creditworthy CREC provider to provide firm generation service through December 31, 2000, or a non-residential customer may sign a contract with the Company assuring that it will purchase competitive retail electric generation service from a competitive retail electric service provider through December 31, 2000. Such contract or agreement must satisfy the full capacity, energy, and transmission requirements associated with the customer. The applicable non-residential customer must provide a minimum of 60 days notice to the Company of the effective date of the contract, and may provide notice to the Company beginning November 23, 2001. Switched non-residential customers who return to the Company's generation service will be charged the highest hourly generation cost that the Company incurs for that hour.~~

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RIDER SRA-SRT

SYSTEM RELIABILITY TRACKER

APPLICABILITY

Applicable to all jurisdictional retail customers in the Company's electric service area.

CHARGE

~~The System Reliability Tracker Charges detailed below are applicable after the end of the Market Development Period. All applicable kWh are subject to the System Reliability Tracker Charge. See Section VI, Item 7 of the Electric Service Regulations for the definition of the term "Market Development Period." Rider SRA-SRT applies to all customers, except those customers that are eligible to avoid it as described below in the "Avoidance of System Reliability Tracker Charge" section.~~

For all customers, these rates are effective September 29, 2008.

<u>Tariff Sheet</u>	<u>SRA-SRT Charge</u> (\$/kWh;\$/kW)
Rate RS, Residential Service	
All kWh	\$0.001692
Rate ORH, Optional Residential Service With Electric Space Heating	
All kWh	\$0.001692
Rate TD, Optional Time-of-Day Rate	
All kWh	\$0.001692
Rate CUR, Common Use Residential Service	
All kWh	\$0.001692
Rate DS, Service at Secondary Distribution Voltage	
First 1,000 kW	\$0.254000
Additional kW	\$0.200900
Billing Demand Times 300	\$0.000649
Additional kWh	\$0.000539
Rate GS-FL, Optional Unmetered For Small Fixed Loads	
All kWh	\$0.001326
Rate EH, Optional Rate For Electric Space Heating	

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All kWh	\$0.001465
Rate DM, Secondary Distribution Service, Small	
All kWh	\$0.001567
Rate DP, Service at Primary Distribution Voltage	
First 1000 kW	\$0.235100
Additional kW	\$0.185500
Billing Demand Times 300	\$0.000750
Additional kWh	\$0.000601
Rate TS, Service at Transmission Voltage	
First 50,000 kVA	\$0.310700
Additional kVA	\$0.224000
Billing Demand Times 300	\$0.000534
Additional kWh	\$0.000607

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Tariff Sheet

SRA-SRT Charge
(\$/kWh; \$/kW)

Rate SL, Street Lighting Service All kWh	\$0.000985
Rate TL, Traffic Lighting Service All kWh	\$0.000985
Rate OL, Outdoor Lighting Service All kWh	\$0.000985
Rate NSU, Street Lighting Service for Non-Standard Units All kWh	\$0.000985
Rate NSP, Private Outdoor Lighting for Non-Standard Units All kWh	\$0.000985
Rate SC, Street Lighting Service - Customer Owned All kWh	\$0.000985
Rate SE, Street Lighting Service - Overhead Equivalent All kWh	\$0.000985
Rate UOLS, Unmetered Outdoor Lighting Electric Service All kWh	\$0.000985

AVOIDANCE OF SYSTEM RELIABILITY TRACKER CHARGE AND RECEIPT OF SHOPPING CREDIT

Non-residential customers who have signed or will sign a contract with ~~CG&E~~DE-Ohio, or provide a CRES contract to ~~CG&E~~DE-Ohio, or provide a release in the form approved by the Commission in Case No. 03-93-EL-ATA indicating that the customer will remain off of ~~MBSSO-ESP-SSO~~ service through December 31, 2011~~08~~, may avoid Rider ~~SRA-SRT~~ charges and receive a shopping credit. More specifically, to avoid Rider ~~SRA-SRT~~ charges, the customer must be eligible ~~willing~~ to return to ~~CG&E's~~DE-Ohio's ~~MBSSO-ESP-SSO~~ service at the higher of the Rate Stabilized (RSP) market price, or hourly LMP market price at the applicable node averaged monthly including all applicable MISO charges, as set forth in the Commission's April 13, 2005 Order on Rehearing in Case No. 03-93-EL-ATA (at page 4). 115% of DE-Ohio's ESP-SSO price, including all riders except for distribution riders.

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RIDER TCR

TRANSMISSION COST RECOVERY TRACKER

APPLICABILITY

Applicable to all jurisdictional retail customers in the Company's electric service area, except those customers receiving generation service from a Certified Supplier.

CHARGE

The Transmission Cost Recovery Tracker Charges detailed below are to recover transmission costs approved by the Public Utilities Commission of Ohio and the Federal Energy Regulatory Commission including Ancillary Services and those costs assessed to the Company by the applicable regional transmission organization. All applicable kWh, kW, or kVA are subject to the Transmission Cost Recovery Charge.

The Transmission Charges listed below do not apply to customers who receive their energy from a Certified Supplier. For customers who receive their energy from a Certified Supplier, the specific rates, terms, and conditions of the Company's FERC Open Access Transmission Tariff apply as such tariff may be amended from time to time and as incorporated herein by reference.

The charges for the respective electric service schedules are effective beginning with first billing cycle of January 2009 and updated on an annual basis is as follows:

<u>Tariff Sheet</u>	<u>TCR Charge</u> (per kWh/kW)
Rate RS, Residential Service	
All kWh	\$0.006225
Rate ORH, Optional Residential Service With Electric Space Heating	
All kWh	\$0.006225
Rate TD, Optional Time-of-Day Rate	
All kWh	\$0.006225
Rate CUR, Common Use Residential Rate	
All kWh	\$0.006225
Rate DS, Service at Secondary Distribution Voltage	
All kW	\$2.001800
Rate GS-FL, Optional Unmetered For Small Fixed Loads	
All kWh	\$0.005122
Rate EH, Optional Rate For Electric Space Heating	
All kWh	\$0.005645
Rate DM, Secondary Distribution Service, Small	
All kWh	\$0.005363
Rate DP, Service at Primary Distribution Voltage	
All kW	\$2.317400
Rate SFL-ADPL, Optional Unmetered Rate For Small Fixed Loads Attached Directly to Company's Power Lines	
All kWh	\$0.005122
Rate TS, Service at Transmission Voltage	
All kVA	\$2.760400

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CHARGE (Contd.)

Tariff Sheet

TCR Charge
(per kWh\ kW)

Rate SL, Street Lighting Service	
All kWh	\$0.002577
Rate TL, Traffic Lighting Service	
All kWh	\$0.002577
Rate OL, Outdoor Lighting Service	
All kWh	\$0.002577
Rate NSU, Street Lighting Service for Non-Standard Units	
All kWh	\$0.002577
Rate NSP, Private Outdoor Lighting for Non-Standard Units	
All kWh	\$0.002577
Rate SC, Street Lighting Service - Customer Owned	
All kWh	\$0.002577
Rate SE, Street Lighting Service - Overhead Equivalent	
All kWh	\$0.002577
Rate UOLS, Unmetered Outdoor Lighting Electric Service	
All kWh	\$0.002577

Filed pursuant to an Order dated _____ in Case Nos. 08-920-EL-SSO before the Public
Utilities Commission of Ohio.

Issued:

Effective:

Issued by Sandra P. Meyer Julie Janson, President

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

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RATE SL

STREET LIGHTING SERVICE

APPLICABILITY

Applicable to municipal, county, state and Federal governments, including divisions thereof, and incorporated homeowners associations for the lighting of public streets and roads with Company-owned lighting fixtures.

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.

Mercury Vapor lighting fixtures will not be installed by the Company after June 1, 2003. As currently installed Mercury Vapor fixtures are retired and/or replaced, they may be replaced with either Metal Halide or Sodium Vapor fixtures as the customer chooses.

This service will no longer be available for units installed after December 31, 2004.

TYPE OF SERVICE

All equipment owned by the Company will be installed and maintained by the Company. All lamps will burn from dusk to dawn, approximately 4,160 hours per annum. The Company will endeavor to replace burned-out lamps within 48 hours after notification by the customer. The Company does not guarantee continuous lighting or electric service and shall not be liable to the customer or anyone else for any damage, loss or injury due to any cause.

NET MONTHLY BILL

The following monthly charge for each unit with lamp and luminaire, controlled automatically, will be assessed:

	Lamp Watts	KW/Unit	Annual kWh	Distribution Energy & Equipment \$/Unit	2009 PTC-BG Generation Charge \$/Unit	2010 PTC-BG Generation Charge \$/Unit	2011 PTC-BG Generation Charge \$/Unit
1. Base Rate							
<u>OVERHEAD DISTRIBUTION AREA</u>							
Fixture Description							
Standard Fixture (Cobra Head)							
Mercury Vapor							
7,000 lumen	175	0.193	803	3.002	1.177	1.264	1.507
7,000 lumen (Open Refractor)	175	0.205	853	2.944	1.251	1.343	1.601
10,000 lumen	250	0.275	1,144	3.052	1.677	1.801	2.147
21,000 lumen	400	0.430	1,789	3.089	2.623	2.816	3.358

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NET MONTHLY BILL (Contd.)

	<u>Lamp Watts</u>	<u>KW/Unit</u>	<u>Annual kWh</u>	<u>Distribution Energy & Equipment \$/Unit</u>	<u>2009 PTC-BG Generation Charge \$/Unit</u>	<u>2010 PTC-BG Generation Charge \$/Unit</u>	<u>2011 PTC-BG Generation Charge \$/Unit</u>
Metal Halide							
14,000 lumen	175	0.193	803	3.002	1.177	1.264	1.507
20,500 lumen	250	0.275	1,144	3.052	1.677	1.801	2.147
Sodium Vapor							
9,500 lumen	100	0.117	487	5.310	0.714	0.767	0.914
9,500 lumen (Open Refractor)	100	0.117	487	5.106	0.714	0.767	0.914
16,000 lumen	150	0.171	711	5.760	1.043	1.119	1.335
22,000 lumen	200	0.228	948	5.720	1.390	1.492	1.779
27,500 lumen	200	0.228	948	5.720	1.390	1.492	1.779
50,000 lumen	400	0.471	1,959	6.999	2.872	3.083	3.677
Decorative Fixtures							
Sodium Vapor							
9,500 lumen (Rectilinear)	100	0.117	487	9.215	0.714	0.767	0.914
22,000 lumen (Rectilinear)	200	0.246	1,023	9.318	1.500	1.610	1.920
50,000 lumen (Rectilinear)	400	0.471	1,959	9.320	2.872	3.083	3.677
50,000 lumen (Setback)	400	0.471	1,959	12.795	2.872	3.083	3.677

Where a street lighting fixture served overhead is to be installed on another utility's pole on which the Company does not have a contact, a monthly pole charge will be assessed.

Spans of Secondary Wiring:

For each increment of 50 feet of secondary wiring beyond the first 150 feet from the pole, the following price per month shall be added to the price per month per street lighting unit: \$0.38.

	<u>Lamp Watts</u>	<u>KW/Unit</u>	<u>Annual kWh</u>	<u>Distribution Energy & Equipment \$/Unit</u>	<u>2009 PTC-BG Generation Charge \$/Unit</u>	<u>2010 PTC-BG Generation Charge \$/Unit</u>	<u>2011 PTC-BG Generation Charge \$/Unit</u>
UNDERGROUND DISTRIBUTION AREA							
Fixture Description							
Standard Fixture (Cobra Head)							
Mercury Vapor							
7,000 lumen	175	0.210	874	2.540	1.282	1.376	1.640
7,000 lumen (Open Refractor)	175	0.205	853	3.097	1.251	1.343	1.601
10,000 lumen	250	0.292	1,215	2.538	1.781	1.912	2.281
21,000 lumen	400	0.460	1,914	2.611	2.806	3.013	3.593

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	<u>Lamp Watts</u>	<u>KW/Unit</u>	<u>Annual kWh</u>	<u>Distribution Energy & Equipment \$/Unit</u>	<u>2009 PTC-BG Generation Charge \$/Unit</u>	<u>2010 PTC-BG Generation Charge \$/Unit</u>	<u>2011 PTC-BG Generation Charge \$/Unit</u>
Sodium Vapor							
9,500 lumen	100	0.117	487	5.310	0.714	0.767	0.914
22,000 lumen	200	0.228	948	5.720	1.390	1.492	1.779
27,500 lumen	200	0.228	948	5.720	1.390	1.492	1.779
50,000 lumen	400	0.471	1,959	6.999	2.872	3.083	3.677
Decorative Fixtures							
Mercury Vapor							
7,000 lumen (Town & Country)	175	0.205	853	5.428	1.251	1.343	1.601
7,000 lumen (Holophane)	175	0.210	874	5.791	1.282	1.376	1.640
7,000 lumen (Gas Replica)	175	0.210	874	14.449	1.282	1.376	1.640
7,000 lumen (Aspen)	175	0.210	874	7.907	1.282	1.376	1.640
Metal Halide							
14,000 lumen (Granville)	175	0.210	874	7.907	1.282	1.376	1.640
14,000 lumen (Town & Country)	175	0.205	853	5.428	1.251	1.343	1.601
14,500 lumen (Gas Replica)	175	0.210	874	14.449	1.282	1.376	1.640
Sodium Vapor							
9,500 lumen (Town & Country)	100	0.117	487	8.970	0.714	0.767	0.914
9,500 lumen (Holophane)	100	0.128	532	9.281	0.780	0.837	0.999
9,500 lumen (Rectilinear)	100	0.117	487	9.420	0.714	0.767	0.914
9,500 lumen (Gas Replica)	100	0.128	532	16.998	0.780	0.837	0.999
9,500 lumen (Aspen)	100	0.128	532	9.782	0.780	0.837	0.999
16,000 lumen (Aspen)	150	0.171	711	5.760	1.043	1.119	1.335
22,000 lumen (Rectilinear)	200	0.246	1,023	9.318	1.500	1.610	1.920
50,000 lumen (Rectilinear)	400	0.471	1,959	8.911	2.872	3.083	3.677
50,000 lumen (Setback)	400	0.471	1,959	12.795	2.872	3.083	3.677

POLE CHARGES

<u>Pole Description</u>	<u>Pole Type</u>	<u>\$/Pole</u>
Wood		
17 foot (Wood Laminated) (a)	W17	4.04
30 foot	W30	4.41
35 foot	W35	4.66
40 foot	W40	5.39
Aluminum		
12 foot	A12	11.82
28 foot	A28	6.56
28 foot (heavy duty)	A28H	6.66
30 foot (anchor base)	A30	19.72

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NET MONTHLY BILL (Contd.)

Pole Description (Contd.)	Pole Type	\$/Pole
Fiberglass		
17 foot	F17	4.05
30 foot (bronze)	F30	8.76
35 foot (bronze)	F35	8.86
40 foot	F40	5.38
Steel		
27 foot (11 gauge)	S27	16.17
27 foot (3 gauge)	S27H	21.90
Spans of Secondary Wiring:		
For each increment of 25 feet of secondary wiring beyond the first 25 feet from the pole, the following price per month shall be added to the price per month per street lighting unit: \$0.81.		

Additional facilities, other than specified above, if required, will be billed at the time of installation.

(a) Note: New or replacement poles no longer available.

2. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider SRA-CD, Capacity Dedication Rider
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 58, Rider DRI, Distribution Reliability Investment Rider
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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. 103, Rider MSR-E, Merger Savings Credit Rider-Electric
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

PRICE TO COMPARE BASE GENERATION CHARGES (PTC-BG)

The Generation Charges listed above are applicable to all customers except those customers that switch to a Certified Supplier for their generation service.

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AVOIDANCE OF SYSTEM RELIABILITY TRACKER CHARGE AND RECEIPT OF SHOPPING CREDIT

Non-residential customers who have signed or will sign a contract with DE-Ohio, or provide a CRES contract to DE-Ohio, or provide a release in the form approved by the Commission in Case No. 03-93-EL-ATA indicating that the customer will remain off of ESP-SSO service through December 31, 2011, may avoid Rider SRA-SRT charges and receive a shopping credit. More specifically, to avoid Rider SRA-SRT charges and receive a shopping credit, the customer must be willing to return to DE-Ohio's ESP-SSO service at 115% of DE-Ohio's ESP-SSO price, including all riders except for distribution riders.

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 for services received from a Certified Supplier.

TERM OF SERVICE

The street lighting units are installed for the life of the unit, and then its terminable on one hundred twenty (120) days written notice by either customer or Company subject to Paragraph 4 or 6 under General Conditions.

GENERAL CONDITIONS

- (1) If the customer requires the installation of a unit at a location which requires the extension, relocation, or rearrangement of the Company's distribution system, the customer shall, in addition to the monthly charge, pay the Company on a time and material basis, plus overhead charges, the cost of such extension, relocation, or rearrangement, unless in the judgment of the Company no charge should be made. An estimate of the cost will be submitted for approval before work is carried out.
- (2) Installation of street lighting units will be predicated on the ability of the Company to obtain, without cost to itself or the payment or consideration, all easements and rights-of-way which, in the opinion of the Company, are necessary for the construction, maintenance and operation of the street lights, standards, anchors and/or service wires. If such easements and rights-of-way cannot be so obtained, the Company shall have no obligation hereunder to install such units.
- (3) The time within which the Company will be able to commence or to complete the services to be performed is dependent on the Company's ability to secure the materials required, and the Company shall not be responsible for failure to install these street light units for such reason.
- (4) If an installed street lighting unit is required to be relocated, removed, or replaced with another unit of the same or less rated lamp wattage, the ordering Authority shall pay the Company the sacrifice value of the unit, plus labor and overhead charges, unless in the judgment of the Company no charge should be made. An estimate of the cost will be submitted for approval before work is carried out.
- (5) Lamps and refractors which are maintained by the Company shall be kept in good operating condition by and at the expense of the Company.

In cases of vandalism, the Company will repair the damaged property and the customer shall pay for such repair on a time and material basis, plus overhead charges, unless in the judgment of the Company no charge should be made. An estimate of the cost will be submitted for approval before work is carried out.

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GENERAL CONDITIONS (Cont'd)

- (6) When a street lighting unit reaches end of life or becomes obsolete and parts cannot be reasonably obtained, the Company can remove the unit at no expense to the customer after notifying the customer. The customer shall be given the opportunity to arrange for another type lighting unit provided by the Company.

SERVICE REGULATIONS

The supplying of, 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.

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RATE TL

TRAFFIC LIGHTING SERVICE

APPLICABILITY

Applicable to the supplying of energy for traffic signals or other traffic control lighting on public streets and roads. After January 1, 1992, this tariff schedule shall only be applicable to municipal, county, state and local governments. In the application of this tariff, each point of delivery shall be considered as a separate customer.

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 the Company's standard secondary voltage.

NET MONTHLY BILL

Computed in accordance with the following charges:

1. Base Rate

- (a) Where the Company supplies energy only all kilowatt-hours shall be billed as follows:

Distribution Energy and Equipment Charge	\$0.003660 per kWh
Price to Compare Base Generation Charge	
2009	\$0.005171 per kWh
2010	\$0.005967 per kWh
2011	\$0.009086 per kWh

- (b) Where the Company supplies energy from a separately metered source and the Company has agreed to provide limited maintenance for traffic signal equipment all kilowatt-hours shall be billed at

\$0.024476 per kWh

- (c) Where the Company supplies energy and has agreed to provide limited maintenance for traffic signal equipment all kilowatt-hours shall be billed as follows:

Distribution Energy and Equipment Charge	\$0.025607 per kWh
Price to Compare Base Generation Charge	
2009	\$0.005171 per kWh
2010	\$0.005967 per kWh
2011	\$0.009086 per kWh

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NET MONTHLY BILL (Contd.)

2. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider SRA-CD, Capacity Dedication Rider
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 58, Rider DRI, Distribution Reliability Investment Rider
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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. 103, Rider MSR-E, Merger Savings Credit Rider-Electric
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

PRICE TO COMPARE GENERATION CHARGES

The Generation Charges listed above are applicable to all customers except those customers that switch to a Certified Supplier for their generation service.

AVOIDANCE OF SYSTEM RELIABILITY TRACKER CHARGE AND RECEIPT OF SHOPPING CREDIT

Non-residential customers who have signed or will sign a contract with DE-Ohio, or provide a CRES contract to DE-Ohio, or provide a release in the form approved by the Commission in Case No. 03-93-EL-ATA indicating that the customer will remain off of ESP-SSO service through December 31, 2011, may avoid Rider SRA-SRT charges and receive a shopping credit. More specifically, to avoid Rider SRA-SRT charges and receive a shopping credit, the customer must be willing to return to DE-Ohio's ESP-SSO service at 115% of DE-Ohio's ESP-SSO price, including all riders except for distribution riders.

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 for services received from a Certified Supplier.

TERM OF SERVICE

One year, terminable thereafter on thirty (30) days written notice by either customer or Company.

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GENERAL CONDITIONS

- (1) Billing will be based on the calculated kilowatt-hour consumption taking into consideration the size and characteristics of the load.
- (2) Where the average monthly usage is less than 110 kWh per point of delivery, the customer shall pay the Company, in addition to the monthly charge, the cost of providing the electric service on the basis of time and material plus overhead charges. An estimate of the cost will be submitted for approval before the work is carried out.
- (3) The location of each point of delivery shall be mutually agreed upon by the Company and the customer. In overhead distribution areas, the point of delivery shall be within 150 feet of existing secondary wiring. In underground distribution areas, the point of delivery shall be at an existing secondary wiring service point.
- (4) If the customer needs a point of delivery which requires the extension, relocation, or rearrangement of Company's distribution system, the customer shall pay the Company, in addition to the monthly charge, the cost of such extension, relocation, or rearrangement on the basis of time and material plus overhead charges, unless such extension, relocation or rearrangement is performed in the course of the Company's routine system upgrade, or where a municipality requires such work when acting in its governmental capacity; then, no payment will be made. An estimate of the cost will be submitted for approval before work is carried out.

LIMITED MAINTENANCE

Limited maintenance for traffic signals is defined as cleaning and replacing lamps, and repairing connections in wiring which are of a minor nature. Limited maintenance for traffic controllers is defined as cleaning, oiling, adjusting and replacing contacts which are provided by customer, time-setting when requested, and minor repairs to defective wiring.

SERVICE REGULATIONS

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.

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RATE OL

OUTDOOR LIGHTING SERVICE

APPLICABILITY

Applicable for outdoor lighting services on private property with Company owned fixtures in the Company's entire service area where secondary distribution lines are adjacent to the premises to be served. Not applicable for lighting public roadways which are dedicated, or anticipated to be dedicated, except to meet the occasional singular need of a customer who has obtained written approval from the proper governmental authority.

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.

Mercury Vapor lighting fixtures will not be installed by the Company after June 1, 2003. As currently installed Mercury Vapor fixtures are retired and/or replaced, they may be replaced with either Metal Halide or Sodium Vapor fixtures as the customer chooses.

This service will no longer be available for units installed after December 31, 2004.

TYPE OF SERVICE

All equipment will be installed, owned and maintained by the Company on rights-of-way provided by the customer. The Company will perform maintenance only during regularly scheduled working hours and will endeavor to replace burned-out lamps within 48 hours after notification by the customer. The Company does not guarantee continuous lighting and shall not be liable to the customer or anyone else for damage, loss or injury resulting from any interruption in such lighting due to any cause. All lamps will burn from dusk to dawn, approximately 4,160 hours per annum.

NET MONTHLY BILL

1. Base Rate

A. Private outdoor lighting units:

The following monthly charge for each fixture, which includes lamp and luminaire, controlled automatically, mounted on a utility pole, as specified by the Company, with a maximum mast arm of 16 feet for overhead units will be assessed:

	Lamp Watts	KW/Unit	Annual kWh	Distribution Energy & Equipment \$/Unit	2009 PTC-BG Generation Charge \$/Unit	2010 PTC-BG Generation Charge \$/Unit	2011 PTC-BG Generation Charge \$/Unit
<u>Standard Fixtures (Cobra Head)</u>							
<u>Mercury Vapor</u>							
7,000 lumen (Open Refractor)	175	0.205	853	5.479	1.251	1.343	1.601
7,000 lumen	175	0.210	874	9.307	1.282	1.376	1.640
10,000 lumen	250	0.292	1,215	9.499	1.781	1.912	2.281
21,000 lumen	400	0.460	1,914	10.461	2.806	3.013	3.593

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	Lamp Watts	KW/Unit	Annual kWh	Distribution Energy & Equipment \$/Unit	2009 PTC-BG Generation Charge \$/Unit	2010 PTC-BG Generation Charge \$/Unit	2011 PTC-BG Generation Charge \$/Unit
<u>Metal Halide</u>							
14,000 lumen	175	0.210	874	9.307	1.282	1.376	1.640
20,500 lumen	250	0.292	1,215	9.499	1.781	1.912	2.281
36,000 lumen	400	0.460	1,914	10.461	2.806	3.013	3.593
<u>Sodium Vapor</u>							
9,500 lumen (Open Refractor)	100	0.117	487	5.597	0.714	0.767	0.914
9,500 lumen	100	0.117	487	7.273	0.714	0.767	0.914
16,000 lumen	150	0.171	711	8.582	1.043	1.119	1.335
22,000 lumen	200	0.228	948	8.194	1.390	1.492	1.779
27,500 lumen	100	0.117	487	7.273	0.714	0.767	0.914
27,500 lumen	200	0.228	948	8.194	1.390	1.492	1.779
50,000 lumen	400	0.471	1,959	7.285	2.872	3.083	3.677
<u>Decorative Fixtures (a)</u>							
<u>Mercury Vapor</u>							
7,000 lumen (Town & Country)	175	0.205	853	12.461	1.251	1.343	1.601
7,000 lumen (Aspen)	175	0.210	874	17.730	1.282	1.376	1.640
<u>Sodium Vapor</u>							
9,500 lumen (Town & Country)	100	0.117	487	19.008	0.714	0.767	0.914
9,500 lumen (Holophane)	100	0.128	532	19.728	0.780	0.837	0.999
9,500 lumen (Gas Replica)	100	0.128	532	35.163	0.780	0.837	0.999
22,000 lumen (Rectilinear)	200	0.246	1,023	20.879	1.500	1.610	1.920

- (a) When requesting installation of a decorative unit, the customer may elect to make an additional contribution to obtain the monthly rate per unit charge for the same size standard (cobra head) outdoor lighting fixture.

B. Flood lighting units served in overhead distribution areas (FL):

The following monthly charge for each fixture, which includes lamp and luminaire, controlled automatically, mounted on a utility pole, as specified by the Company, will be assessed:

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Effective:

Issued by Sandra P. Meyer/Julie Janson, President

NET MONTHLY BILL (Contd.)

	Lamp Watts	KW/Unit	Annual kWh	Distribution Energy & Equipment \$/Unit	2009 PTC-BG Generation Charge \$/Unit	2010 PTC-BG Generation Charge \$/Unit	2011 PTC-BG Generation Charge \$/Unit
<u>Mercury Vapor</u>							
21,000 lumen	400	0.460	1,914	9.674	2.806	3.013	3.593
<u>Metal Halide</u>							
20,500 lumen	250	0.246	1,023	7.150	1.500	1.610	1.920
36,000 lumen	400	0.460	1,914	9.674	2.806	3.013	3.593
<u>Sodium Vapor</u>							
9,500 lumen	100	0.117	487	6.752	0.714	0.767	0.914
22,000 lumen	200	0.246	1,023	7.150	1.500	1.610	1.920
30,000 lumen	200	0.246	1,023	7.150	1.500	1.610	1.920
50,000 lumen	400	0.480	1,997	7.867	2.928	3.143	3.748

Additional facilities, if needed will be billed at the time of installation.

2. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider SRA-CD, Capacity Dedication Rider
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 58, Rider DRI, Distribution Reliability Investment Rider
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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. 103, Rider MSR-E, Merger Savings Credit Rider-Electric
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

PRICE TO COMPARE BASE GENERATION CHARGES

The Generation Charges listed above are applicable to all customers except those customers that switch to a Certified Supplier for their generation service.

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Effective:

Issued by ~~Sandra P. Meyer~~ Julie Janson, President

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 62.4412
Cancels and Supersedes
Sheet No. 62.4011
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AVOIDANCE OF SYSTEM RELIABILITY TRACKER CHARGE AND RECEIPT OF SHOPPING CREDIT

Non-residential customers who have signed or will sign a contract with DE-Ohio, or provide a CRES contract to DE-Ohio, or provide a release in the form approved by the Commission in Case No. 03-93-EL-ATA indicating that the customer will remain off of ESP-SSO service through December 31, 2011, may avoid Rider SRA-SRT charges and receive a shopping credit. More specifically, to avoid Rider SRA-SRT charges and receive the shopping credit, the customer must be willing to return to DE-Ohio's ESP-SSO service at 115% of DE-Ohio's ESP-SSO price, including all riders except for distribution riders.

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 for services received from a Certified Supplier.

TERM OF SERVICE

Three (3) years for a new and/or succeeding customer until the initial period is fulfilled. The service is terminable thereafter on ten (10) days written notice by the customer or the Company.

At the Company's option, a longer contract may be required for large installations.

GENERAL CONDITIONS

1. In cases of repeated vandalism, the Company at its option will repair or remove its damaged equipment and the customer shall pay for repairs on a time and material basis, plus overhead charges. If the equipment is removed the customer will be billed for the unexpired term of the contract.
2. If the customer requires the extension, relocation or rearrangement of the Company's system, the customer will pay, in addition to the monthly charge, the Company on a time and materials basis, plus overhead charges, for such extension, relocation or rearrangement unless in the judgment of the Company no charge should be made. An estimate of the cost will be submitted for customer approval before work is carried out.
3. If any Company owned lighting unit is required to be relocated, removed or replaced with another unit of the same or lower lamp wattage, the customer ordering this shall pay the Company the sacrifice value of the unit, plus labor and overhead charges, unless in the judgment of the Company no charges should be made. An estimate of the cost will be submitted for customer approval before work is carried out.
4. Installation of lighting units will be predicated on the ability of the Company to obtain, without cost to itself or the payment or consideration, all easements and rights-of-way which, in the opinion of the Company, are necessary for the construction, maintenance and operation of the lights, standards, anchors and/or service wires. If such easements and rights-of-way cannot be so obtained, the Company shall have no obligation hereunder to install such units.
5. The time within which the Company will be able to commence or to complete the services to be performed is dependent on the Company's ability to secure the materials required, and the Company shall not be responsible for failure to install these light units for such reason.
6. When a lighting unit reaches end of life or becomes obsolete and parts cannot be reasonably obtained, the Company can remove the unit at no expense to the customer after notifying the customer. The customer shall be given the opportunity to arrange for another type lighting unit provided by the Company.

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

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139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
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SERVICE REGULATIONS

The supplying of, 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. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

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RATE NSU

STREET LIGHTING SERVICE FOR NON-STANDARD UNITS

APPLICABILITY

Applicable to municipal, county, state and Federal governments, including divisions thereof, hereafter referred to as Customer, for the lighting of public streets and roads with existing Company and Customer owned lighting fixtures. This service is not available for units installed after December 2, 1983.

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

All equipment owned by the Company will be maintained by the Company. All lamps will burn from dusk to dawn, approximately 4,160 hours per annum. The Company will endeavor to replace burned-out lamps maintained by the Company within 48 hours after notification by the customer. The Company does not guarantee continuous lighting or electric service and shall not be liable to the customer or anyone else for any damage, loss or injury due to any cause.

NET MONTHLY BILL

The following monthly charge for each unit with lamp and luminaire, controlled automatically, will be assessed.

	<u>Lamp Watts</u>	<u>KW/Unit</u>	<u>Annual kWh</u>	<u>Distribution Energy & Equipment \$/Unit</u>	<u>2009 PTC-BG Generation Charge \$/Unit</u>	<u>2010 PTC-BG Generation Charge \$/Unit</u>	<u>2011 PTC-BG Generation Charge \$/Unit</u>
1. Base Rate							
A. Company owned							
1) Steel boulevard units and 15 and 30 ft. steel poles served underground							
a. 1,000 lumen incandescent	65	0.065	270	6.104	0.396	0.425	0.507
b. 4,000 lumen incandescent	295	0.295	1,227	12.795	1.799	1.931	2.303
c. 6,000 lumen incandescent	405	0.405	1,685	12.364	2.471	2.652	3.163
d. 50,000 lumen sodium vapor	400	0.471	1,959	11.436	2.872	3.083	3.677
2) Street light units served overhead on Company owned pole							
a. 2,500 lumen incandescent	148	0.148	616	3.780	0.903	0.970	1.156
b. 6,000 lumen incandescent	405	0.405	1,685	1.436	2.471	2.652	3.163
c. 2,500 lumen mercury vapor	100	0.115	478	4.083	0.701	0.752	0.897

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NET MONTHLY BILL (Contd.)

	<u>Lamp Watts</u>	<u>KW/Unit</u>	<u>Annual kWh</u>	<u>Distribution Energy & Equipment \$/Unit</u>	<u>2009 PTC-BG Generation Charge \$/Unit</u>	<u>2010 PTC-BG Generation Charge \$/Unit</u>	<u>2011 PTC-BG Generation Charge \$/Unit</u>
B. Customer owned							
1) Lighting system on steel poles served either overhead or under- ground with limited maintenance by Company							
a. 21,000 lumen mercury vapor	400	0.460	1,914	0.127	2.806	3.013	3.593
2) Fixtures mounted on Company owned pole served underground in conduit with limited maintenance by Company							
a. 21,000 lumen mercury vapor (Two fixtures per pole)	400	0.460	1,914	9.940	2.806	3.013	3.593

2. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider SRA-CD, Capacity Dedication Rider
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 58, Rider DRI, Distribution Reliability Investment Tracker
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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. 103, Rider MSR-E, Merger Savings Credit Rider-Electric
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

PRICE TO COMPARE BASE GENERATION CHARGE

The Generation Charges listed above are applicable to all customers except those customers that switch to a Certified Supplier for their generation service.

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

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139 East Fourth Street
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AVOIDANCE OF SYSTEM RELIABILITY TRACKER CHARGE AND RECEIPT OF SHOPPING CREDIT

Non-residential customers who have signed or will sign a contract with DE-Ohio, or provide a CRES contract to DE-Ohio, or provide a release in the form approved by the Commission in Case No. 03-93-EL-ATA indicating that the customer will remain off of ESP-SSO service through December 31, 2011, may avoid Rider SRA-SRT charges and receive a shopping credit. More specifically, to avoid Rider SRA-SRT charges and receive a shopping credit, the customer must be willing to return to DE-Ohio's ESP-SSO service at 115% of DE-Ohio's ESP-SSO price, including all riders except for distribution riders.

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 for services received from a Certified Supplier.

TERM OF SERVICE

The street lighting units are installed for the life of the unit, terminable on one hundred twenty (120) days written notice by either customer or Company subject to Paragraph 1 or 3 under General Conditions.

GENERAL CONDITIONS

- (1) If an installed street lighting unit is required to be relocated, removed, or replaced with another unit of the same or less rated lamp wattage, the ordering Authority shall pay the Company the sacrifice value of the unit, plus labor and overhead charges, unless in the judgment of the Company no charge should be made. An estimate of the cost will be submitted for approval before work is carried out.
- (2) Lamps and refractors which are maintained by the Company shall be kept in good operating condition by, and at the expense of, the Company.

In case of vandalism, the Company will repair the damaged property and the customer shall pay for such repair on a time and material basis, plus overhead charges, unless in the judgment of the Company no charge should be made. An estimate of the cost will be submitted for approval before work is carried out.

- (3) When a Company owned street lighting unit reaches end of life or becomes obsolete and parts cannot be reasonably obtained, the Company can remove the unit at no expense to the customer after notifying the customer. The customer shall be given the opportunity to arrange for another type lighting unit provided by the Company.
- (4) When a customer owned lighting unit becomes inoperative, the cost of repair or replacement of the unit will be at the customer's expense. The replacement unit shall be an approved Company fixture.
- (5) Limited maintenance by the Company includes only fixture cleaning, relamping, and glassware and photo cell replacement.

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139 East Fourth Street
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SERVICE REGULATIONS

The supplying of, 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.

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RATE NSP

PRIVATE OUTDOOR LIGHTING FOR NON-STANDARD UNITS

APPLICABILITY

Applicable to service for outdoor lighting on private property with Company owned overhead lighting fixtures in the Company's entire territory where secondary distribution lines are adjacent to the premise to be served. Not applicable to service for lighting of dedicated or undedicated public thoroughfares.

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

All equipment will be installed, owned and maintained by the Company on rights-of-way provided by the customer. The Company will perform maintenance only during regularly scheduled working hours and will endeavor to replace burned-out lamps within 48 hours after notification by the customer. The Company does not guarantee continuous lighting and shall not be liable to the customer or anyone else for damage, loss or injury resulting from any interruption in such lighting due to any cause. All lamps will burn from dusk to dawn, approximately 4,160 hours per annum.

NET MONTHLY BILL

1. Private outdoor lighting units:

The following monthly charge for Town and Country fixtures installed, or for which customer has contracted with Company to install, prior to March 1, 1991 will be assessed:

	<u>Lamp Watts</u>	<u>KW/Unit</u>	<u>Annual kWh</u>	<u>Distribution Energy & Equipment \$/Unit</u>	<u>2009 PTC-BG Generation Charge \$/Unit</u>	<u>2010 PTC-BG Generation Charge \$/Unit</u>	<u>2011 PTC-BG Generation Charge \$/Unit</u>
9,500 lumen Sodium Vapor	100	0.117	487	8.602	0.714	0.767	0.914

The following monthly charge will be assessed for existing facilities, but this unit will not be available to new customers after March 2, 1972:

	<u>Lamp Watts</u>	<u>KW/Unit</u>	<u>Annual kWh</u>	<u>Distribution Energy & Equipment \$/Unit</u>	<u>2009 PTC-BG Generation Charge \$/Unit</u>	<u>2010 PTC-BG Generation Charge \$/Unit</u>	<u>2011 PTC-BG Generation Charge \$/Unit</u>
2,500 lumen Mercury, Open Refractor	100	0.115	478	6.771	0.701	0.752	0.897
2,500 lumen Mercury, Encl. Refractor	100	0.115	478	9.572	0.701	0.752	0.897

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the
Public Utilities Commission of Ohio.

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NET MONTHLY BILL (Contd.)

2. Outdoor lighting units served in underground residential distribution areas:

The following monthly charge will be assessed for existing fixtures which include lamp and luminaire, controlled automatically, with an underground service wire not to exceed 35 feet from the service point, but these units will not be available to new customers after March 1, 1991:

	<u>Lamp Watts</u>	<u>KW/Unit</u>	<u>Annual kWh</u>	<u>Distribution Energy & Equipment \$/Unit</u>	<u>2009 PTC-BG Generation Charge \$/Unit</u>	<u>2010 PTC-BG Generation Charge \$/Unit</u>	<u>2011 PTC-BG Generation Charge \$/Unit</u>
7,000 lumen Mercury, Mounted on a 17-foot Fiberglass Pole	175	0.205	853	12.216	1.251	1.343	1.601
7,000 lumen Mercury, Mounted on a 30-foot Wood Pole	175	0.205	853	10.999	1.251	1.343	1.601

3. Flood lighting units served in overhead distribution areas:

The following monthly charge will be assessed for each existing fixture, which includes lamp and luminaire, controlled automatically, mounted on a utility pole, as specified by the Company, with a span of wire not to exceed 120 feet, but these units will not be available to new customers after June 1, 1982:

	<u>Lamp Watts</u>	<u>KW/Unit</u>	<u>Annual kWh</u>	<u>Distribution Energy & Equipment \$/Unit</u>	<u>2009 PTC-BG Generation Charge \$/Unit</u>	<u>2010 PTC-BG Generation Charge \$/Unit</u>	<u>2011 PTC-BG Generation Charge \$/Unit</u>
52,000 lumen Mercury (35-foot Wood Pole)	1,000	1.102	4,584	9.389	6.721	7.215	8.604

4. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider SRA-CD, Capacity Dedication Rider
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 58, Rider DRI, Distribution Reliability Investment Tracker
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit Rider
Sheet No. 81, Rider EER, Energy-Efficiency Revolving Loan Program Rider
Sheet No. 83, Rider OET, Ohio Excise Tax Rider

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NET MONTHLY BILL (Contd.)

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. 103, Rider MSR-E, Merger Savings Credit Rider-Electric
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

PRICE TO COMPARE BASE GENERATION CHARGES

The Generation Charges listed above are applicable to all customers except those customers that switch to a Certified Supplier for their generation service.

AVOIDANCE OF SYSTEM RELIABILITY TRACKER CHARGE AND RECEIPT OF SHOPPING CREDIT

Non-residential customers who have signed or will sign a contract with DE-Ohio, or provide a CRES contract to DE-Ohio, or provide a release in the form approved by the Commission in Case No. 03-93-EL-ATA indicating that the customer will remain off of ESP-SSO service through December 31, 2011, may avoid Rider SRA-SRT charges and receive a shopping credit. More specifically, to avoid Rider SRA-SRT charges and receive a shopping credit, the customer must be willing to return to DE-Ohio's ESP-SSO service at 115% of DE-Ohio's ESP-SSO price, including all riders except for distribution riders.

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 for services received from a Certified Supplier.

TERM OF SERVICE

Three (3) years, terminable thereafter on ten (10) days written notice by either customer or Company.

GENERAL CONDITIONS

1. In cases of repeated vandalism, the Company at its option will repair or remove its damaged equipment and the customer shall pay for repairs on a time and material basis, plus overhead charges. If the equipment is removed the customer will be billed for the unexpired term of the contract.
2. If any Company owned lighting unit is required to be relocated, removed or replaced with another unit of the same or lower lamp wattage, the customer ordering this shall pay the Company the sacrifice value of the unit, plus labor and overhead charges, unless in the judgment of the Company no charges should be made. An estimate of the cost will be submitted for customer approval before work is carried out.
3. When a lighting unit reaches end of life or becomes obsolete and parts cannot be reasonably obtained, the Company can remove the unit at no expense to the customer after notifying the customer. The customer shall be given the opportunity to arrange for another type lighting unit provided by the Company.

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139 East Fourth Street
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SERVICE REGULATIONS

The supplying of, 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. 08-920-EL-SSO before the
Public Utilities Commission of Ohio.

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RATE SC

STREET LIGHTING SERVICE - CUSTOMER OWNED

APPLICABILITY

Applicable to municipal, county, state and Federal governments, including divisions thereof, and incorporated homeowners associations for the lighting of public streets and roads when the total investment and installation costs of the fixtures are borne by the customer. The fixture shall be a Company approved unit used in overhead and underground distribution areas.

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.

Mercury Vapor lighting fixtures will not be installed by the Company after June 1, 2003. As currently installed Mercury Vapor fixtures are retired and/or replaced, they may be replaced with either Metal Halide or Sodium Vapor fixtures as the customer chooses.

TYPE OF SERVICE

All equipment will be owned by the customer but may be installed by customer or Company with limited maintenance performed by the Company. Limited maintenance includes only fixture cleaning, relamping, and glassware and photo cell replacement. All lamps will burn from dusk to dawn, approximately 4,160 hours per annum. The Company will endeavor to replace burned-out lamps within 48 hours after notification by the customer. The Company does not guarantee continuous lighting and shall not be liable to the customer or anyone else for any damage, loss or injury due to any cause.

NET MONTHLY BILL

The following monthly charge for each lamp with luminaire, controlled automatically, will be assessed:

			Distribution Energy & Equipment	2009 PTC-BG Generation Charge	2010 PTC-BG Generation Charge	2011 PTC-BG Generation Charge	
			<u>\$/Unit</u>	<u>\$/Unit</u>	<u>\$/Unit</u>	<u>\$/Unit</u>	
Lamp Watts	KW/Unit	Annual kWh					
1. Base Rate							
Fixture Description							
Standard Fixture (Cobra Head)							
Mercury Vapor							
21,000 lumen	400	0.430	1,788	0.280	2.622	2.814	3.356
Sodium Vapor							
9,500 lumen	100	0.117	487	1.099	0.714	0.767	0.914
16,000 lumen	150	0.171	711	1.099	1.043	1.119	1.335
22,000 lumen	200	0.228	948	1.100	1.390	1.492	1.779
27,500 lumen	250	0.318	1,323	0.421	1.940	2.082	2.483
50,000 lumen	400	0.471	1,959	0.641	2.872	3.083	3.677

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Effective:

Issued by Sandra P. Meyer, Julie Janson, President

NET MONTHLY BILL (Contd.)

	Lamp Watts	KW/Unit	Annual kWh	Distribution Energy & Equipment \$/Unit	2009 PTC-BG Generation Charge \$/Unit	2010 PTC-BG Generation Charge \$/Unit	2011 PTC-BG Generation Charge \$/Unit
Decorative Fixtures							
Sodium Vapor							
16,000 lumen (Hadco)	150	0.171	711	1.406	1.043	1.119	1.335
22,000 lumen (Rectilinear)	200	0.246	1,023	0.925	1.500	1.610	1.920
50,000 lumen (Rectilinear)	400	0.471	1,959	0.948	2.872	3.083	3.677

Where a street lighting fixture served overhead is to be installed on another utility's pole on which the Company does not have a contact, a monthly pole charge will be assessed.

<u>Pole Description</u>	<u>Pole Type</u>	<u>\$/ Pole</u>
Wood		
30 foot	W30	4.41
35 foot	W35	4.66
40 foot	W40	5.39

Customer Owned and Maintained Units

The rate for energy used for this type street lighting will be \$0.014030 per kilowatt-hour as shown below. The monthly kilowatt-hour usage will be mutually agreed upon between the Company and the customer. Where the average monthly usage is less than 150 kWh per point of delivery, the customer shall pay the Company, in addition to the monthly charge, the cost of providing electric service on the basis of time and material plus overhead charges. An estimate of the cost will be submitted for approval before work is carried out.

Distribution	\$0.004290 per kWh
PTC-Base Generation	
2009	(\$0.000444) per kWh
2010	\$0.000128 per kWh
2011	\$0.003013 per kWh

2. Applicable Riders

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

- Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
- Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
- Sheet No. 54, Rider SRA-CD, Capacity Dedication Rider
- Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
- Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
- Sheet No. 58, Rider DRI, Distribution Reliability Investment Tracker
- Sheet No. 59, Rider RSS, Rate Stabilization Surcredit Rider
- Sheet No. 81, Rider EER, Energy-Efficiency Revolving Loan Program Rider
- Sheet No. 83, Rider OET, Ohio Excise Tax Rider

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Effective:

Issued by Sandra P. Meyer, Julie Janson, President

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 65.4412
Cancels and Supersedes
Sheet No. 65.4011
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NET MONTHLY BILL (Contd.)

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. 103, Rider MSR-E, Merger Savings Credit Rider-Electric
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

The Generation Charges listed above are applicable to all customers except those customers that switch to a Certified Supplier for their generation service.

AVOIDANCE OF SYSTEM RELIABILITY TRACKER CHARGE AND RECEIPT OF SHOPPING CREDIT

Non-residential customers who have signed or will sign a contract with DE-Ohio, or provide a CRES contract to DE-Ohio, or provide a release in the form approved by the Commission in Case No. 03-93-EL-ATA indicating that the customer will remain off of ESP-SSO service through December 31, 2011, may avoid Rider SRA-SRT charges and receive a shopping credit. More specifically, to avoid Rider SRA-SRT charges and receive a shopping credit, the customer must be willing to return to DE-Ohio's ESP-SSO service at 115% of DE-Ohio's ESP-SSO price, including all riders except for distribution riders.

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 for services received from a Certified Supplier.

TERM OF SERVICE

The street lighting units are installed for the life of the unit, terminable on one hundred twenty (120) days written notice by either customer or Company subject to Paragraph 4 or 6 under General Conditions.

GENERAL CONDITIONS

- (1) If the customer requires the installation of a unit at a location which requires the extension, relocation, or rearrangement of the Company's distribution system, the customer shall, in addition to the monthly charge, pay the Company on a time and material basis, plus overhead charges, the cost of such extension, relocation, or rearrangement, unless in the judgment of the Company no charge should be made. An estimate of the cost will be submitted for approval before work is carried out.
- (2) Installation of street lighting units will be predicated on the ability of the Company to obtain, without cost to itself or the payment or other consideration, all easements and rights-of-way which, in the opinion of the Company, are necessary for the construction, maintenance and operation of the street lights, standards, anchors and/or service wires. If such easements and rights-of-way cannot be so obtained, the Company shall have no obligation hereunder to install such units.

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

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Issued by Sandra P. Meyer, Julie Janson, President

GENERAL TERMS (Contd.)

- (3) The time within which the Company will be able to commence or to complete the services to be performed is dependent on the Company's ability to secure the materials required, and the Company shall not be responsible for failure to install these street light units for such reason.
- (4) If an installed street lighting unit is required to be relocated, removed, or replaced by the Company, the ordering Authority shall pay the Company the cost agreed upon under a separate contract.
- (5) Lamps and refractors which are maintained by the Company shall be kept in good operating condition by and at the expense of the Company.
In cases of vandalism, the Company will repair the damaged property and the customer shall pay for such repair on a time and material basis, plus overhead charges, unless in the judgment of the Company no charge should be made. An estimate of the cost will be submitted for approval before work is carried out.
- (6) When a customer owned lighting unit becomes inoperative the cost of repair, replacement or removal of the unit will be at the customer's expense.
- (7) All lights installed on an overhead distribution system will be installed by Company under a separate contract with customer.

SERVICE REGULATIONS

The supplying of, 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. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

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RATE SE

STREET LIGHTING SERVICE - OVERHEAD EQUIVALENT

APPLICABILITY

Applicable to municipal, county, state and federal governments, including divisions thereof, and incorporated homeowners associations, for the lighting of public streets and roads with Company lighting fixtures in underground distribution areas, where the customer elects to make a contribution for the installation of the fixture, mounting, pole and secondary wiring to obtain the rate/unit for the same size standard fixture (cobra head) in an overhead distribution area.

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.

Mercury Vapor lighting fixtures will not be installed by the Company after June 1, 2003. As currently installed Mercury Vapor fixtures are retired and/or replaced, they may be replaced with either Metal Halide or Sodium Vapor fixtures as the customer chooses.

This service will no longer be available for units installed after December 31, 2004.

TYPE OF SERVICE

All equipment will be installed, owned and maintained by the Company. All lamps will burn from dusk to dawn, approximately 4,160 hours per annum. The Company will endeavor to replace burned-out lamps within 48 hours after notification by the customer. The Company does not guarantee continuous lighting and shall not be liable to the customer or anyone else for any damage, loss or injury due to any cause.

NET MONTHLY BILL

The following monthly charge for each lamp with luminaire, controlled automatically, will be assessed:

	Lamp Watts	KW/Unit	Annual kWh	Distribution Energy & Equipment \$/Unit	2009 PTC-BG Generation Charge \$/Unit	2010 PTC-BG Generation Charge \$/Unit	2011 PTC-BG Generator Charge \$/Unit
1. Base Rate							
Fixture Description							
Decorative Fixtures							
Mercury Vapor							
7,000 lumen (Town & Country)	175	0.205	853	3.302	1.251	1.343	1.601
7,000 lumen (Holophane)	175	0.210	874	3.256	1.282	1.376	1.640
7,000 lumen (Gas Replica)	175	0.210	874	3.256	1.282	1.376	1.640
7,000 lumen (Aspen)	175	0.210	874	3.256	1.282	1.376	1.640

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NET MONTHLY BILL (Contd.)

	Lamp Watts	KW/Unit	Annual kWh	Distribution Energy & Equipment \$/Unit	2009 PTC-BG Generation Charge \$/Unit	2010 PTC-BG Generation Charge \$/Unit	2011 PTC-BG Generation Charge \$/Unit
Sodium Vapor							
9,500 lumen (Town & Country)	100	0.117	487	5.310	0.714	0.767	0.914
9,500 lumen (Holophane)	100	0.128	532	5.212	0.780	0.837	0.999
9,500 lumen (Rectilinear)	100	0.117	487	5.310	0.714	0.767	0.914
9,500 lumen (Gas Replica)	100	0.128	532	5.212	0.780	0.837	0.999
9,500 lumen (Aspen)	100	0.128	532	5.212	0.780	0.837	0.999
22,000 lumen (Rectilinear)	200	0.246	1,023	5.556	1.500	1.610	1.920
50,000 lumen (Rectilinear)	400	0.471	1,959	6.999	2.872	3.083	3.677
Metal Halide							
14,000 lumen (Town & Country)	175	0.205	853	3.302	1.251	1.343	1.601
14,000 lumen (Granville)	175	0.210	874	3.256	1.282	1.376	1.640
14,400 lumen (Rectangular Cutoff)	175	0.210	874	9.236	1.282	1.376	1.640
14,500 lumen (Gas Replica)	175	0.210	874	3.256	1.282	1.376	1.640
36,000 lumen (Low Profile)	400	0.455	1,893	7.962	2.776	2.980	3.553

Additional facilities, other than specified above, if required, will be billed at the time of installation.

2. Applicable Riders

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

- Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
- Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
- Sheet No. 54, Rider SRA-CD, Capacity Dedication Rider
- Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
- Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
- Sheet No. 58, Rider DRI, Distribution Reliability Investment Tracker
- Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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. 103, Rider MSR-E, Merger Savings Credit Rider-Electric
- Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider
- Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

PRICE TO COMPARE BASE GENERATION CHARGES

Issued pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public
Utilities Commission of Ohio.

Issued:

Effective:

Issued by Sandra P. Meyer Julie Janson, President

The Generation Charges listed above are applicable to all customers except those customers that switch to a Certified Supplier for their generation service.

AVOIDANCE OF SYSTEM RELIABILITY TRACKER CHARGE AND RECEIPT OF SHOPPING CREDIT

Non-residential customers who have signed or will sign a contract with DE-Ohio, or provide a CRES contract to DE-Ohio, or provide a release in the form approved by the Commission in Case No. 03-93-EL-ATA indicating that the customer will remain off of ESP-SSO service through December 31, 2011, may avoid Rider SRA-SRT charges and receive a shopping credit. More specifically, to avoid Rider SRA-SRT charges and receive a shopping credit, the customer must be willing to return to DE-Ohio's ESP-SSO service at 115% of DE-Ohio's ESP-SSO price, including all riders except for distribution rider.

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 for services received from a Certified Supplier.

TERM OF SERVICE

The street lighting units are installed for the life of the unit, terminable on one hundred twenty (120) days written notice by either customer or Company subject to Paragraph 4 or 6 under General Conditions.

GENERAL CONDITIONS

- (1) If the customer requires the installation of a unit at a location which requires the extension, relocation, or rearrangement of the Company's distribution system, the customer shall, in addition to the monthly charge, pay the Company on a time and material basis, plus overhead charges, the cost of such extension, relocation, or rearrangement, unless in the judgment of the Company no charge should be made. An estimate of the cost will be submitted for approval before work is carried out.
- (2) Installation of street lighting units will be predicated on the ability of the Company to obtain, without cost to itself or the payment or other consideration, all easements and rights-of-way which, in the opinion of the Company, are necessary for the construction, maintenance and operation of the street lights, standards, anchors and/or service wires. If such easements and rights-of-way cannot be so obtained, the Company shall have no obligation hereunder to install such units.
- (3) The time within which the Company will be able to commence or to complete the services to be performed is dependent on the Company's ability to secure the materials required, and the Company shall not be responsible for failure to install these street light units for such reason.
- (4) If an installed street lighting unit is required to be relocated, removed, or replaced with another unit of the same or less rated lamp wattage, the ordering Authority shall pay the Company the sacrifice value of the unit, plus labor and overhead charges, unless in the judgment of the Company no charge should be made. An estimate of the cost will be submitted for approval before work is carried out.

Issued pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Effective:

Issued by Sandra P. Meyer/Julie Janson, President

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 66.1412
Cancels and Supersedes
Sheet No. 66.1011
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GENERAL CONDITIONS (Contd.)

- (5) Lamps and refractors which are maintained by the Company shall be kept in good operating condition by and at the expense of the Company.

In cases of vandalism, the Company will repair the damaged property and the customer shall pay for such repair on a time and material basis, plus overhead charges, unless in the judgment of the Company no charge should be made. An estimate of the cost will be submitted for approval before work is carried out.

- (6) When a street lighting unit reaches end of life or becomes obsolete and parts cannot be reasonably obtained, the Company can remove the unit at no expense to the customer after notifying the customer. The customer shall be given the opportunity to arrange for another type lighting unit provided by the Company.
- (7) The contribution only provides for replacement of these facilities due to occasional damage or premature malfunction. It does not cover replacement at end of life.

SERVICE REGULATIONS

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Issued pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

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Effective:

Issued by ~~Sandra P. Meyer~~ Julie Janson, President

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 67.4412
Cancels and Supersedes
Sheet No. 67.4011
Page 1 of 3

RATE UOLS

UNMETERED OUTDOOR LIGHTING ELECTRIC SERVICE

APPLICABILITY

Applicable for electric energy usage only for any street or outdoor area lighting system (System), operating during the dusk to dawn time period, on private or public property and owned by the customer or the Company. The customer must be adjacent to an electric power line of the Company that is adequate and suitable for supplying the necessary electric service.

Service under this tariff schedule shall require a written agreement between the customer and the Company specifying the calculated lighting kilowatt-hours. The System shall comply with the connection requirements in the Company's Electric Service Regulations, Section III, Customer's and Company's Installations.

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.

CONTRACT FOR SERVICE

The customer will enter into an Agreement for Electric Service for Outdoor Lighting for a minimum of one year and renewable annually, automatically, thereafter.

The Company will provide unmetered electric service based on the calculated annual energy usage for each luminaire's lamp wattage plus ballast usage (impact wattage). The System kilowatt-hour usage shall be determined by the number of lamps and other System particulars as defined in the written agreement between the customer and Company. The monthly kilowatt-hour amount will be billed at the rate contained in the NET MONTHLY BILL section below.

LIGHTING HOURS

The unmetered lighting System will be operated automatically by either individual photoelectric controllers or System controller(s) set to operate on either dusk-to-dawn lighting levels or on pre-set timers for any hours between dusk-to-dawn. The hours of operation will be agreed upon between the customer and the Company and set out in the Agreement. Dusk-to-dawn lighting typically turns on and off approximately one-half (1/2) hour after sunset and one-half (1/2) hour before sunrise which is approximately 4160 hours annually.

NET MONTHLY BILL

Computed in accordance with the following charge:

1. Base Rate Distribution		\$0.004293 per kWh
PTC-BG:	2009	(\$0.000029) per kWh
	2010	\$0.000559 per kWh
	2011	\$0.003462 per kWh

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P.U.C.O. Electric No. 19
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NET MONTHLY BILL (Contd.)

2. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider SRA-CD, Capacity Dedication Rider
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
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Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

PRICE TO COMPARE BASE CHARGES

The Generation Charges listed above are applicable to all customers except those customers that switch to a Certified Supplier for their generation service.

AVOIDANCE OF SYSTEM RELIABILITY TRACKER CHARGE AND RECEIPT OF SHOPPING CREDIT

Non-residential customers who have signed or will sign a contract with DE-Ohio, or provide a CRES contract to DE-Ohio, or provide a release in the form approved by the Commission in Case No. 03-93-EL-ATA indicating that the customer will remain off of ESP-SSO service through December 31, 2011, may avoid Rider SRA-SRT charges and receive a shopping credit. More specifically, to avoid Rider SRA-SRT charges and receive a shopping credit, the customer must be willing to return to DE-Ohio's ESP-SSO service at 115% of DE-Ohio's ESP-SSO price, including all riders except for distribution riders.

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 for services received from a Certified Supplier.

OWNERSHIP OF SERVICE LINES

Company will provide, install, own, operate and maintain the necessary facilities for furnishing electric service to the System defined in the agreement. If the customer requires the installation of a System at a location which requires the extension, relocation, or rearrangement of the Company's distribution system, the customer shall, in addition to the monthly charge, pay the Company on a time and material basis, plus overhead charges, the cost of such extension, relocation, or rearrangement, unless in the judgment of the Company no charge should be made. An estimate of the cost will be submitted for approval before work is carried out.

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Sheet No. 67.4412
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OWNERSHIP OF SERVICE LINES (CONTD.)

The Company shall erect the service lines necessary to supply electric energy to the System within the limits of the public streets and highways or on private property as mutually agreed upon by the Company and the customer. The customer shall assist the Company, if necessary, in obtaining adequate written easements covering permission to install and maintain any service lines required to serve the System.

The Company shall not be required to pay for obtaining permission to trim or re-trim trees where such trees interfere with lighting output or with service lines or wires of the Company used for supplying electric energy to the System. The customer shall assist the Company, if necessary, in obtaining permission to trim trees where the Company is unable to obtain such permission through its own best efforts.

SERVICE REGULATIONS

The supplying of, 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.

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Effective:

Issued by Sandra P. Meyer Julie Janson, President

RIDER GP
GOGREEN RIDER

APPLICABILITY

Applicable to all customers who wish to purchase GoGreen units from the Company-sponsored GoGreen program and who enter a service agreement with the company. This rider will be available until December 31, 20082011.

DEFINITION OF GOGREEN

GoGreen supports alternative energy sources brought into service on or after 1997, such as:

Wind, Solar Photovoltaic, Biomass Co-firing of Agricultural Crops, Hydro – as certified by the Low Impact Hydro Institute, Incremental Improvements in Large Scale Hydro, Coal Mine Methane, Landfill Gas, Biogas Digesters, Biomass Co-firing of All Woody Waste including mill residue, but excluding painted or treated lumber.

The GoGreen Program includes the purchase of Renewable Energy Certificates and/or Carbon Credits from the sources described above.

GOGREEN COMPETITIVE RETAIL ELECTRIC SERVICE MARKET PRICE

1. Rate RS, Rate ORH, and Rate TD:

For all GoGreen units\$2.501.00 per unit per month

Minimum purchase is two (2) 100 kWh units. Additional purchases to be made in 100 kWh unit increments.

2. All other rates:

Individually calculated GoGreen Rate per service agreement which may also include carbon credits.

NET MONTHLY BILL

Customers who participate under this Rider will be billed for electric service under all standard applicable tariffs including all applicable riders.

The purchase of GoGreen units, under this rider, will be billed at the applicable GoGreen Rate times the number of GoGreen units the customer has agreed to purchase per month. The customer's monthly bill will consist of the sum of all kWh billed at the applicable rate tariffs, including all applicable riders, and the agreed to GoGreen units billed at the applicable Green Power Rate.

Filed pursuant to an Order dated ~~May 9, 2007~~ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued: July 13, 2007

Effective: July 13, 2007

Issued by ~~Sandra P. Meyer~~ Julie Janson, President

TERMS AND CONDITIONS

1. The customer shall enter into a service agreement with Company that shall specify the amount in GoGreen units and price of GoGreen units to be purchased monthly. Customer shall give Company thirty (30) days notice prior to cancellation of participation in this rider.
2. Funds from the GoGreen Rate will be used to purchase Renewable Energy Certificates and/or carbon credits from renewable and environmentally friendly sources as described in the DEFINITION OF GOGREEN section and for customer education, marketing, and costs of the GoGreen Program.
3. Renewable Energy Certificate ("REC") shall mean tradable units that represent the commodity formed by unbundling the environmental attributes of a unit of renewable or environmentally friendly energy from the underlying electricity. One REC would be equivalent to the environmental attributes of one MWH of electricity from a renewable or environmentally friendly generation source.
4. Company may transfer RECs or Carbon Credits at the prevailing wholesale market prices to and from third parties, including affiliated Companies.
5. Company reserves the right to terminate the Rider or revise the pricing or minimum purchase amount of the Rider after giving 60 days notice.
6. Carbon Credit shall mean tradable units that represent the reduction of the release of a greenhouse gas in the equivalent of one ton CO₂.

Company may obtain carbon credits from purchased power, company owned generation, or purchased with funds collected from this rider.

SERVICE REGULATIONS

The 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 May 9, 2007 in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued: July 13, 2007

Effective: July 13, 2007

Issued by Sandra P. Meyer, Julie Janson, President

RIDER RTC

REGULATORY TRANSITION CHARGE RIDER

APPLICABILITY

Applicable to all jurisdictional retail customers in the Company's electric service area.

CHARGE

The Regulatory Transition Charges detailed below are applicable after January 2, 2005 for non-residential customers, and January 1, 2006 for residential customers, except that they will not apply to those customers taking their energy from a Certified Supplier at the end of the Market Development Period until either the customer resumes energy procurement from Duke Energy Ohio or December 31, 2005, whichever is earlier. All applicable kWh are subject to the Regulatory Transition Charge. See Section VI, Item 7 of the Electric Service Regulations for the definition of the term "Market Development Period."

For all customers, these rates are effective through December 31, 2010 for non-residential customers, and December 31, 2008 for residential customers.

Tariff Sheet

RTC Charge
Per kWh

Rate RS, Residential Service	
Summer, First 1000 kWh	\$0.0064840.000000
Summer, Additional kWh	\$0.0075560.000000
Winter, First 1000 kWh	\$0.0064840.000000
Winter, Additional kWh	\$0.0038770.000000
Rate ORH, Optional Residential Service With Electric Space Heating	
Summer, First 1000 kWh	\$0.0077690.000000
Summer, Additional kWh	\$0.0090440.000000
Winter, First 1000 kWh	\$0.0077690.000000
Winter, Additional kWh	\$0.0046490.000000
Winter, kWh greater than 150 times demand	\$0.0033860.000000
Rate CUR, Common Use Residential Service	
Summer, First 1000 kWh	\$0.006484
Summer, Additional kWh	\$0.007556
Winter, First 1000 kWh	\$0.006484
Winter, Additional kWh	\$0.003877
Rate TD, Optional Time-of-Day Rate	
Summer, On-Peak kWh	\$0.0164940.000000
Summer, Off-Peak kWh	\$0.0036780.000000
Winter, On-Peak kWh	\$0.0132640.000000
Winter, Off-Peak kWh	\$0.0036780.000000
Rate DS, Service at Secondary Distribution Voltage	
Billing Demand Times 300	\$0.008992
Additional kWh	\$0.000100
Rate GS-FL, Optional Unmetered For Small Fixed Loads	
kWh Greater Than or Equal to 540 Hours	\$0.006719
kWh Less Than 540 Hours	\$0.006719

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P.U.C.O. Electric No. 19
Sheet No. 84.34
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CHARGES (Contd.)

Tariff Sheet

RTC Charge

Per kWh

Rate EH, Optional Rate For Electric Space Heating All kWh	\$0.006719
Rate DM, Secondary Distribution Service, Small Summer, First 2800 kWh	\$0.012166
Summer, Next 3200 kWh	\$0.003221
Summer, Additional kWh	\$0.002484
Winter, First 2800 kWh	\$0.009822
Winter, Next 3200 kWh	\$0.003203
Winter, Additional kWh	\$0.002442
Rate DP, Service at Primary Distribution Voltage Billing Demand Times 300	\$0.006850
Additional kWh	\$0.000100
Rate TS, Service at Transmission Voltage Billing Demand Times 300	\$0.005590
Additional kWh	\$0.000100
Rate SL, Street Lighting Service All kWh	\$0.002290
Rate TL, Traffic Lighting Service All kWh	\$0.002290
Rate OL, Outdoor Lighting Service All kWh	\$0.002290
Rate NSU, Street Lighting Service for Non-Standard Units All kWh	\$0.002290
Rate NSP, Private Outdoor Lighting for Non-Standard Units All kWh	\$0.002290
Rate SC, Street Lighting Service - Customer Owned All kWh	\$0.002290
Rate SE, Street Lighting Service - Overhead Equivalent All kWh	\$0.002290
Rate UOLS, Unmetered Outdoor Lighting Electric Service All kWh	\$0.002290

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities
Commission of Ohio.

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Issued by Sandra P. Meyer, Julie Janson, President

Effective:

RIDER SC

SHOPPING CREDIT RIDER

APPLICABILITY

This Rider is applicable to certain jurisdictional retail non-residential customers in the Company's electric service area that choose to purchase generation services from a Certified Supplier.

CHARGE

Non-residential customers who have signed or will sign a contract with DE-Ohio, or provide a CRES contract to DE-Ohio, or provide a release in the form approved by the Commission in Case No. 03-93-EL-ATA indicating that the customer will remain off of ESP-SSO service through December 31, 2011, may receive these shopping credits. More specifically, to receive the shopping credits, the customer must be eligible to return to DE-Ohio's ESP-SSO service at 115% of DE-Ohio's ESP-SSO price, including all riders except for distribution riders. ~~The Shopping Credits detailed below are not applicable after the end of the Market Development Period, except that they will continue to apply to those customers taking their energy from a Certified Supplier at the end of the Market Development Period until either the customer resumes energy procurement from Duke Energy Ohio or December 31, 20052011, whichever is earlier. All applicable kWh are subject to the Shopping Credit Rider. See Section VI, Item 7 of the Electric Service Regulations for the definition of the term "Market Development Period."~~

The following ~~rates~~shopping credits are effective from January 1, 2007-2009 through December 31, 20082011.

Tariff Sheet

IMF-SC ChargeCredit
(per kWh/kW)

Rate RS, Residential Service	
Summer, First 1000 kWh	\$0.0026540.000000
Summer, Additional kWh	\$0.0033590.000000
Winter, First 1000 kWh	\$0.0026540.000000
Winter, Additional kWh	\$0.0040000.000000
Rate ORH, Optional Residential Service With Electric Space Heating	
Summer, First 1000 kWh	\$0.0023670.000000
Summer, Additional kWh	\$0.0028360.000000
Winter, First 1000 kWh	\$0.0023660.000000
Winter, Additional kWh	\$0.0042250.000000
Winter, kWh greater than 150 times demand	\$0.0007660.000000
Rate TD, Optional Time-of-Day Rate	
Summer, On-Peak kWh	\$0.0054050.000000
Summer, Off-Peak kWh	\$0.0007890.000000
Winter, On-Peak kWh	\$0.0042490.000000
Winter, Off-Peak kWh	\$0.0007900.000000
Rate CUR, Common Use Residential Service	
Summer, First 1000 kWh	\$0.002651
Summer, Additional kWh	\$0.003359
Winter, First 1000 kWh	\$0.002651
Winter, Additional kWh	\$0.001000

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Rate DS, Service at Secondary Distribution Voltage	
First 1000 kW	\$0.459400
Additional kW	\$0.363400
Billing Demand Times 300	\$0.001175
Additional kWh	\$0.000976
Rate GS-FL, Optional Unmetered For Small Fixed Loads	
kWh Greater Than or Equal to 540 Hours	\$0.003902
kWh Less Than 540 Hours	\$0.004486
Rate EH, Optional Rate For Electric Space Heating	
All kWh	\$0.001601
Rate DM, Secondary Distribution Service, Small	
Summer, First 2800 kWh	\$0.003514
Summer, Next 3200 kWh	\$0.000897
Summer, Additional kWh	\$0.000391
Winter, First 2800 kWh	\$0.002789
Winter, Next 3200 kWh	\$0.000898
Winter, Additional kWh	\$0.000371
Rate DP, Service at Primary Distribution Voltage	
First 1000 kW	\$0.414900
Additional kW	\$0.327300
Billing Demand Times 300	\$0.001323
Additional kWh	\$0.001061
Rate TS, Service at Transmission Voltage	
First 50,000 kVA	\$0.503000
Additional kVA	\$0.362600
Billing Demand Times 300	\$0.000864
Additional kWh	\$0.000983
Rate SL, Street Lighting Service	
All kWh	\$0.001728
Rate TL, Traffic Lighting Service	
All kWh	\$0.001011
Rate OL, Outdoor Lighting Service	
All kWh	\$0.001728
Rate NSU, Street Lighting Service for Non-Standard Units	
All kWh	\$0.001728
Rate NSP, Private Outdoor Lighting for Non-Standard Units	
All kWh	\$0.001728
Rate SC, Street Lighting Service - Customer Owned	
All kWh	\$0.001728
Energy Only - All kWh	\$0.000688
Rate SE, Street Lighting Service - Overhead Equivalent	
All kWh	\$0.001728
Rate UOLS, Unmetered Outdoor Lighting Electric Service	
All kWh	\$0.000711

~~Shopping credits will be assigned to customers on a first come, first served basis. The shopping credit rate received by a customer is based on the electric tariff schedule and the customer class to which the customer is assigned.~~

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~~Residential customers that switch suppliers will receive the higher shopping credit if, on the date that their enrollments are processed, the total annual kilowatt-hours of all customers in the residential class who have switched to Certified Suppliers has not yet exceeded twenty percent of the total annual kilowatt-hours of all residential customers. If, by the enrollment date, the total annual kilowatt-hours of all residential customers who have switched to Certified Suppliers has exceeded twenty percent of the total annual kilowatt-hours of all residential customers, the customers will receive the lower shopping credit.~~

CHARGE (Cont'd)

~~If a residential customer receiving a higher shopping credit (i.e., first 20% of switchers) returns to the standard service offer and then decides to switch again, the customer will receive the shopping credit that is in effect at the time the customer re-enrolls as a shopper. For example, if a customer switches twice, and the lower shopping credit is in effect at the time of the second switch, the customer will receive the lower shopping credit.~~

~~If a non-residential customer returns to the standard service offer and then decides to switch again, the customer will not be eligible to receive shopping credits.~~

~~Customers that switch from one supplier to another without returning to the Company's standard service offer will retain their existing shopping credit.~~

~~Non-residential consumers who have been awarded shopping credits on or before December 30, 2004, from Duke Energy Ohio and who have not elected to avoid Rider CRT have a one-time option to return to Duke Energy Ohio's Market-Based Standard Service Offer during 2005 without being subject to the highest hourly cost of power incurred by Duke Energy Ohio. In order to exercise this option, Large Commercial and Industrial Consumers, as defined in Duke Energy Ohio's tariffs, must fill out and submit a valid 60-day Notice of Return form at Duke Energy.com to become effective on or before the consumers' regularly scheduled December 2005 meter reading date. Consumers submitting this notice will be returned to Duke Energy Ohio's Market-Based Standard Service Offer at the same market price as if they had never purchased competitive retail electric service from a competitive retail electric service provider. The customer will be returned to the Company's MBSO on the next regularly scheduled meter reading date for the customer's account(s) that occurs on or after the sixtieth day following Duke Energy Ohio's receipt of the Notice of Return. Large Commercial and Industrial Customers who return to Duke Energy Ohio during 2005 under this one-time option will be subject to a one-year minimum stay with Duke Energy Ohio. Small Commercial and Industrial Consumers, as defined in Duke Energy Ohio's tariffs, desiring to exercise this option must arrange for a valid "Drop" Direct Access Service Request to be received for their account(s) by Duke Energy Ohio to become effective no later than the consumers' regularly scheduled December 2005 meter reading date. A "Drop" Direct Access Service Request may be arranged by either calling Duke Energy Ohio or their current certified retail electric service provider. Consumers arranging a "Drop" Direct Access Service Request will be returned to Duke Energy Ohio's standard priced Market Based Standard Service Offer at the same market price as if they had never purchased competitive retail electric service from a competitive retail electric service provider, on the next regularly scheduled meter reading date for the consumer's account(s) that follows by at least 12 calendar days Duke Energy Ohio's receipt of the "Drop" Direct Access Service Request.~~

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Effective:

RATE RTP

REAL TIME PRICING PROGRAM

APPLICABILITY

Applicable to Customers served under the Electric Security Plan Standard Offer Rate DS, Rate DP, or Rate TS. Service under the RTP Program will be offered through the Market Development Period starting on January 1, 2004 through December 31, 2011. The incremental cost of any special metering required for service under this Program beyond that normally provided under the applicable Standard Tariff shall be borne by the Customer. Customers must enter into a service agreement with a minimum term of one year. Customers electing a Certified Supplier will not be eligible to participate in the Program.

For customers taking service under any or all of the provisions of this tariff schedule, this same schedule shall constitute the Company's Electric Security Plan Standard Service Offer.

PROGRAM DESCRIPTION

The RTP Program is voluntary and offers Customers the opportunity to manage their electric costs by either shifting load from higher cost to lower cost pricing periods and adding new load during lower cost pricing periods or to learn about market pricing. Binding Price Quotes will be sent to each Customer on a day-ahead basis. The program is intended to be bill neutral to each Customer with respect to their historical usage through the use of a Customer Baseline Load (CBL) and the Company's Electric Security Plan Standard Offer Rates.

CUSTOMER BASELINE LOAD

The CBL is one complete year of Customer hourly load data that represents the electricity consumption pattern and level of the Customer's operation under the Standard Rate Schedule. The CBL is the basis for achieving bill neutrality for Customers billed under this Rate RTP, and must be mutually agreeable to by both the Customer and the Company as representing the Customer's usage pattern under the Standard Rate Schedule (non-RTP). Agreement on the CBL is a requirement for participation in the RTP Program.

RTP BILLING

Customers participating in the RTP Program will be billed monthly based on the following calculation:

$$\text{RTP Bill} = \text{BC} + \text{PC} + \sum_{t=1}^n \{ (\text{CC}_t + \text{ED}_t) \times (\text{AL}_t - \text{CBL}_t) \}$$

Where:

- BC = Baseline Charge
- PC = Program Charge
- CC_t = Commodity Charge for hour t
- ED_t = Energy Delivery Charge for hour t
- AL_t = Customer Actual Load for hour t
- CBL_t = Customer Baseline Load in hour t
- n = total number of hours in the billing period
- t = an hour in the billing period

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BASELINE CHARGE

The Baseline Charge is independent of Customer's current monthly usage, and is designed to achieve bill neutrality with the Customer's standard offer tariff if no change in electricity usage pattern occurs (less applicable program charges). The Baseline Charge is calculated at the end of the billing period and changes each billing period to maintain bill neutrality for a Customer's CBL.

The Baseline Charge will be calculated as follows:

$$BC = (\text{Standard Bill @ CBL})$$

Where:

$$\begin{aligned} BC &= \text{Baseline Charge} \\ \text{Standard Bill @ CBL} &= \text{Customer's bill for the specific month on the applicable Rate Schedule using the CBL to establish the applicable billing determinants} \end{aligned}$$

The CBL shall be adjusted to reflect applicable metering adjustments under the standard Rate Schedule.

PRICE QUOTES

The Company will send to Customer, by 3:00 p.m. each day, Price Quotes to be charged the next day. Such Price Quotes shall include the applicable Commodity Charge, the Energy Delivery Charge, and the Ancillary Services Charge.

The Company may send more than one-day-ahead Price Quotes for weekends and holidays identified in Company's tariffs. The Company may revise these prices by 3:00 p.m. the day before they become effective.

The Company is not responsible for failure of Customer to receive and act upon the Price Quotes. It is Customer's responsibility to inform Company of any failure to receive the Price Quotes by 5:00 p.m. the day before they become effective.

COMMODITY CHARGE

The Commodity Charge is a charge for generation. The applicable hourly Commodity Charge (Credit) shall be applied on an hour by hour basis to Customer's incremental (decremental) usage from the CBL.

Charge (Credit) For Each kW Per Hour From The CBL:

$$\begin{aligned} \text{For } kWh_t \text{ above the CBL}_t, \quad CC_t &= MVG_t \times LAF \\ \text{For } kWh_t \text{ below the CBL}_t, \quad CC_t &= MVG_t \times 80\% \times LAF \end{aligned}$$

Where:

$$\begin{aligned} LAF &= \text{loss adjustment factor} \\ &= 1.0530 \text{ for Rate TS} \\ &= 1.0800 \text{ for Rate DP} \\ &= 1.1100 \text{ for Rate DS} \\ MVG_t &= \text{Market Value Of Generation As Determined By Company for hour } t \end{aligned}$$

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COMMODITY CHARGE (Contd.)

The MVG_i will be based on the expected market price of capacity and energy for the next day. The expected market price will be based on forecasts of market conditions for the next day using publicly available market indices and/or bona fide third-party price quotes to establish the expected market price.

The kW Per Hour incremental or decremental usage from the CBL shall be adjusted to reflect applicable metering adjustments under the standard Rate Schedule.

ENERGY DELIVERY CHARGE

The hourly Energy Delivery Charge is a charge for using the distribution system to deliver energy to the Customer. The applicable hourly Energy Delivery Charge (Credit) shall be applied on an hour by hour basis to Customer's incremental (decremental) usage from the CBL.

Charge (Credit) For Each kW Per Hour From The CBL:

Rate DS	\$ 0.012088 per kW Per Hour
Rate DP	\$ 0.006838 per kW Per Hour
Rate TS	\$ 0.000327 per kW Per Hour

The kW Per Hour incremental or decremental usage from the CBL shall be adjusted to reflect applicable metering adjustments under the standard Rate Schedule.

PROGRAM CHARGE

Company will provide Internet based communication software to be used to provide Customer with the Price Quotes. Customer will be responsible for providing its own Internet access. A charge of \$183 per billing period per Customer shall be added to Customer's bill to cover the additional billing, administrative, and cost of communicating the hourly Price Quotes associated with the RTP Program. Customer may purchase from either Company or any other third-party suppliers any other necessary equipment or software packages to facilitate participation in this program. While Customers are encouraged to use such equipment or software packages to maximize benefits under this Program, it is not a requirement for program participation. It is Customer's responsibility to ensure the compatibility of third-party equipment or software packages with any Company owned equipment or software packages.

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Issued:

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Issued by Sandra P. Meyer Julie Janson, President

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 90.45
Cancels and Supersedes
Sheet No. 90.34
Page 4 of 4

APPLICABLE RIDERS

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider SRA-CD, Capacity Dedication IMF, Infrastructure Maintenance Fund Rider
~~Sheet No. 55, Rider RSC, Rate Stabilization Charge Rider~~
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 58, Rider DRI, Distribution Reliability Investment Rider
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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. 86, Rider USR, Universal Service Fund Rider
Sheet No. 103, Rider MSR-E, Merger Savings Credit Rider-Electric
Sheet No. 104, Rider DR-IM, Infrastructure Modernization Rider
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

TERM AND CONDITIONS

Except as provided in this Rate RTP, all terms, conditions, rates, and charges outlined in the Standard Rate Schedule will apply. Participation in the RTP Program will not affect Customer's obligations for electric service under the Standard Rate Schedule.

The primary term of service is one (1) year consisting of a consecutive twelve month period.

Customers who terminate their service agreement under Rate RTP after the initial one (1) year term shall not be eligible to return to the program for twelve (12) months from the termination date.

Customers returning to the standard tariff shall have any historical demands in excess of the CBL, waived for purposes of calculating applicable billing demands.

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.

Issued pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

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Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 97.1
Cancels and Supersedes
Original Sheet No. 97
Page 1 of 1

RIDER DSM

DEMAND SIDE MANAGEMENT COST RECOVERY RIDER

THIS TARIFF IS HEREBY CANCELLED AND WITHDRAWN

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Issued by ~~Sandra P. Meyer~~ Julie Janson, President

Effective:

RIDER DR-IM
INFRASTRUCTURE MODERNIZATION RIDER

Rider DR-IM is applicable to all jurisdictional retail customers in the Company's electric service area.

The DR-IM rate to be applied to residential customer bills beginning with the January 2009 revenue month shown below:

~~The DR-IM rate to be applied to non-residential service customer bills beginning with the January 2009 revenue month for distribution service is \$0.0000 per kilowatt hour, and \$0.00000 per kilowatt-hours for transmission service.~~

<u>Rate RS</u>	<u>\$0.00 per month</u>
<u>Rate ORH</u>	<u>\$0.00 per month</u>
<u>Rate TD</u>	<u>\$0.00 per month</u>
<u>Rate RS3P</u>	<u>\$0.00 per month</u>
<u>Rate CUR</u>	<u>\$0.00 per month</u>
<u>Rate DS</u>	<u>\$0.00 per month</u>
<u>Rate EH</u>	<u>\$0.00 per month</u>
<u>Rate DM</u>	<u>\$0.00 per month</u>
<u>Rate DP</u>	<u>\$0.00 per month</u>

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

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RIDER DR-ECF
ECONOMIC COMPETITIVENESS FUND RIDER

Rider DR-ECF is applicable to all jurisdictional retail customers in the Company's electric service area.

The DR-ECF rate to be applied to residential customer bills beginning with the January 2009 revenue month is \$0.0000 per kilowatt-hour.

The DR-ECF rate to be applied to non-residential service customer bills beginning with the January 2009 revenue month for distribution service is \$0.0000 per kilowatt-hour, and \$0.00000 per kilowatt-hours for transmission service.

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Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Original Sheet No. 106
Page 1 of 1

RIDER DSMRDR-SAWR

DEMAND SIDE MANAGEMENT RATE ENERGY EFFICIENCY RECOVERY RATE

The DR-SAWR rate Demand Side Management Rate (DSMR) shall be determined in accordance with the provisions of Rider DSM, Demand Side Management Cost Recovery Rider DR-SAW, Energy Efficiency Cost Recovery Rider, Sheet No. 97 of this Tariff.

The DSMR-DR-SAWR to be applied to residential customer bills beginning with the August-January 2007-2009 revenue month is \$0.0016018 per kilowatt-hour.

The DSMR-DR-SAWR to be applied to non-residential service customer bills, including transmission service customers participating in SAW programs, beginning with the August-January 2007-2009 revenue month for distribution service is \$0.001631 per kilowatt-hour, and \$0.000049 per kilowatt-hours for transmission service.

The DR-SAWR to be applied to transmission service customer bills, not participating in SAW programs, beginning with the January 2009 revenue month is \$0.000049 per kilowatt-hour.

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in Case Nos. 08-920-EL-SSO.

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Effective:

RIDER DR-SAW

ENERGY EFFICIENCY COST RECOVERY RIDER

APPLICABILITY

Applicable to service rendered under the provisions of Rates RS, TD and ORH (residential class) and Rates DS, DM, DP, TS, EH, GS-FL, SFL-ADPL, RTP and CUR (non-residential class). A non-residential customer, whose total aggregate load in the Company's certified service territory exceeds 3 MW, may be exempt from this tariff by complying with the Commission's rules regarding exemption. The customer must provide written notification which will list all of their accounts to be exempted from this tariff. Customers electing to be exempted from the program will not be credited for any periods previously billed.

CHARGES

The monthly amount computed under each of the rate schedules to which this rider is applicable shall be increased or decreased by the energy DR-SAW Charge at a rate per kilowatt-hour of monthly consumption and, where applicable, a rate per kilowatt of monthly billing demand, in accordance with the following formula:

$$\text{DR-SAW (residential)} = \frac{\text{ACDRC} + \text{ACCOE} + \text{ACCOC} + \text{LM} + \text{TUA, as assigned to the residential class of customers}}{S_{\text{residential}}}$$

$$\text{DR-SAW (nonresidential)} = \frac{\text{ACDRC} + \text{ACCOE} + \text{ACCOC} + \text{LM} + \text{TUA, as assigned to the nonresidential class of customers}}{S_{\text{nonresidential}}}$$

Where,

DR-SAW = Energy Efficiency Adjustment Amount

ACDRC = Avoided Cost of Capacity for Demand Response Revenue Requirement

ACCOE = Avoided Cost of Energy for Conservation Revenue Requirement

ACCOC = Avoided Cost of Capacity for Conservation Revenue Requirement

LM = Lost Margins

TUA = True-up Adjustment to be included in the fourth year of the rider only

S = Projected kWh Sales for the Rider Period for the class (residential or nonresidential) of Ohio retail customers

DR-SAW is calculated for a 12 month period, referred to as the Rider Period.

DR-SAW will be grossed-up for applicable revenue related taxes.

Non-residential Rider DR-SAW recovery shall be allocated 1% to transmission service customers. A transmission service customer that participates in the Save-A-Watt program will be charged the full Rider DR-SAW nonresidential rate.

$$\text{ACDRC} = \text{PDRC} \times \text{ACC} \times \text{X\%}$$

Where,

PDRC = Projected Demand impacts for the measure/program for the vintage applicable to the Rider Period

ACC = Annual Avoided Capacity Market-Based Rate, in \$/year for the year of the Rider Period

X% = Percentage of avoided costs for demand response to be collected through the rider

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CHARGES (Cont'd)

$ACCOE = (\text{NPV at the after-tax weighted average cost of capital of } (PCOE \times ACE) \text{ for each year for the life of the measure/program}) \times Y\%$

Where,

PCOE = Projected Energy impacts for the measure/program by year for the life of the measure/program for the vintage applicable to the Rider Period

ACE = Marginal energy cost rate by year for the life of the measure/program from the IRP analysis

Y% = Percentage of avoided costs for conservation to be collected through the rider

$ACCOC = (\text{NPV at the after-tax weighted average cost of capital of } (PCOC \times ACC) \text{ for each year for the life of the measure/program}) \times Y\%$

Where,

PCOC = Projected Demand impacts for the measure/program by year for the life of the measure/program for the vintage applicable to the Rider Period

ACC = Annual Avoided Capacity Market-Based Rate, in \$/year by year for the life of the measure/program escalated at Z.ZZ% per year

Y% = Percentage of avoided costs for conservation to be collected through the rider

$LM = PLME \times LMR$

Where,

PLME = Projected Energy impacts for all measures/programs for the vintage applicable to the Rider Period

LMR = Average Retail \$/kwh excluding fuel

In the fourth Rider Period, a true-up amount will be included in the Rider DR-SAW rate as follows:

$TUA = ACT + LMT + ECT$

Where,

ACT = Avoided Cost True-up

LMT = Lost Margins True-up

ECT = Earnings Cap True-up

$ACT = ADRCT + ACOET + ACOCT$

Where,

ADRCT = Avoided Demand Response Capacity True-up

ACOET = Avoided Conservation Energy True-up

ACOCT = Avoided Conservation Capacity True-up

$ADRCT = (\text{Year 1}((ADRC - PDRC) \times ACC) + \text{Year 2}((ADRC - PDRC) \times ACC) + \text{Year 3}((ADRC - PDRC) \times ACC)) \times X\%$

Where,

ADRC = Actual Demand impacts for the measure/program for each vintage year

PDRC = Projected Demand impacts for the measure/program for each vintage year as used in the Rider DR-SAW calculation for each year

ACC = Annual Avoided Capacity Market-Based Rate, in \$/year for the each vintage year as used in the Rider DR-SAW calculation each year

X% = Percentage of avoided costs for demand response collected through the rider

$ACOET = (\text{NPV at the after-tax weighted average cost of capital of } (\text{Year 1}((ACOE - PCOE) \times ACE) \text{ for each year for the life of the measure/program}) + (\text{NPV at the after-tax weighted average cost of capital of } (\text{Year 2}((ACOE - PCOE) \times ACE) \text{ for each year for the life of the measure/program}) + (\text{NPV at the after-tax weighted average cost of capital of } (\text{Year 3}((ACOE - PCOE) \times ACE) \text{ for each year for the life of the measure/program}) \times Y\%$

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CHARGES (Cont'd)

Where,

ACOE = Actual Energy impacts for the measure/program by year for the life of the measure/program for years 1-3 and projected Energy impacts for the measure/program for the remaining years of the life of the measure/program by vintage year

PCOE = Projected Energy impacts for the measure/program by year for the life of the measure/program for each vintage as used in the Rider DR-SAW calculation each year

ACE = Marginal energy cost rate by year for the life of the measure/program from the IRP analysis as used in the Rider DR-SAW calculation each year

Y% = Percentage of avoided costs for conservation collected through the rider

$ACOC = (NPV \text{ at the after-tax weighted average cost of capital of (Year 1}((ACOC - PCOC) \times ACC) \text{ for each year for the life of the measure/program}) + (NPV \text{ at the after-tax weighted average cost of capital of (Year 2}((ACOC - PCOC) \times ACC) \text{ for each year for the life of the measure/program}) + (NPV \text{ at the after-tax weighted average cost of capital of (Year 3}((ACOC - PCOC) \times ACC) \text{ for each year for the life of the measure/program}) \times Y\%$

Where,

ACOC = Actual Demand impacts for the measure/program by year for the life of the measure/program for years 1-3 and projected Demand impacts for the measure/program for the remaining years in the life of the measure/program by vintage year

PCOC = Projected Demand impacts for the measure/program by year for the life of the measure/program for the vintage as used in the Rider DR-SAW calculation each year

ACC = Annual Avoided Capacity Market-Based Rate, in \$/year by year for the life of the measure/program escalated at Z.ZZ% per year as used in the Rider DR-SAW calculation each year

Y% = Percentage of avoided costs for conservation to be collected through the rider

$LMT = \text{Year 1}(\text{ALME} - \text{PLME}) \times \text{LMR} + \text{Year 2}(\text{ALME} - \text{PLME}) \times \text{LMR} + \text{Year 3}(\text{ALME} - \text{PLME}) \times \text{LMR}$

Where,

ALME = Actual Energy impacts for all measures/programs for the vintage

PLME = Projected Energy impacts for all measures/programs for the vintage as used in the Rider DR-SAW calculation each year

LMR = Average Retail \$/kwh excluding fuel as used in the Rider DR-SAW calculation each year

ECT = NIC minus (Greater of NIC or CNI) grossed-up for applicable income and revenue related taxes

Where,

NIC = Net Income Cap

CNI = Calculated Net Income

$NIC = ROIP \times APC$

Where,

ROIP = Return on Investment Cap Percentage

APC = Actual Program Costs for the Years 1-3

ROIP is derived from the following table:

Percentage of Mandate Achieved	Cumulative Return on Investment Cap Percentage (ROIP)
> 125%	15%
116% to 125%	13%
111% - 115%	11%
100% - 110%	6%
< 100%	0%

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CHARGES (Cont'd)

AACS = Actual Avoided Cost Savings

TACS = Targeted Avoided Cost Savings

$AACS = (\text{Sum of Years 1-3 (ACDRC + ACCOE + ACCOC)}) + ACT$

$CNI = AACS \text{ grossed-up for applicable revenue related taxes} - \text{Sum Years 1-3 APC} - RRT - IT$

Where,

$RRT = \text{Revenue related taxes calculated as the appropriate revenue related tax rate} \times AACS$

$IT = \text{Income taxes calculated as the appropriate composite income tax rate} \times (AACS - \text{Sum Years 1-3 APC} - RRT)$

DEMAND RATCHETS

Customer served under the provisions of Rate DS or Rate DP may be eligible to have their billing demand re-determined in recognition of a permanent change in load due to the installation of load control equipment or other measures taken by the customer to permanently reduce the customer's demand.

SERVICE REGULATIONS

The supplying of, and billing for, service and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio, and to Company's Service Regulations currently in effect, as filed with the Public Utilities Commission of Ohio, as provided by law.

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ELECTRIC SERVICE REGULATIONS

SECTION I - SERVICE AGREEMENTS

1. Application for Service.

When a customer desires electric service, application shall be made to the Company, specifying the date service is desired and the place where service is to be furnished. An oral application may be accepted by the Company, although a written application or agreement may be required at the option of the Company at the time of application or at any later time.

When a customer requests to be enrolled in the Customer Choice program he or she shall do so in accordance with the guidelines established in Section III, Customer Choice Enrollment and Participation Guidelines.

2. Customer's Right to Cancel or Suspend Service.

A customer may terminate electric service by giving the Company reasonable notice, but not less than three (3) business days prior to termination. The Company will accept such notice as a cancellation of service, except as may be provided in a signed service agreement, rate schedules, or elsewhere in these ELECTRIC SERVICE REGULATIONS.

3. Company's Right to Refuse or to Disconnect Service

The Company, in addition to all other legal remedies, may terminate the service agreement and refuse or discontinue service to an applicant, consumer or customer, for any of the following reasons:

- (a) Upon the request of the customer for temporary disconnection of service for maintenance or other reasons. A residential customer residing in a single family home should contact the Company approximately four (4) hours in advance of the time of requested disconnection. All other residential and non-residential customers shall contact the Company at least three (3) business days in advance of date of the requested disconnections. Note: If any rewiring or change in electric service is being done during the disconnection period, other Company requirements must be met before electric service will be reconnected;
- (b) When the customer has moved from the premises, neglected to request disconnection of service, and an investigation by the Company indicates that service is no longer required;
- (c) When continued service would jeopardize the life or property of the customer, the Company, or the public, service may be disconnected without notice to the customer;
- (d) When supplying electricity to any consumer or customer creates a dangerous condition on the consumer's or customer's premises or where, because of conditions beyond the consumer's or customer's premises, termination of the supply of electricity is reasonably necessary. Service will not be restored until such dangerous condition or conditions have been corrected;

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SECTION I - SERVICE AGREEMENTS (Contd.)

- (e) When providing service is in conflict or incompatible with any laws, regulations or orders of the Public Utilities Commission of Ohio, the State of Ohio or any political subdivision thereof, or of the Federal Government or any of its agencies;
- (f) When a customer or applicant refuses to provide reasonable access to the premises or ignores repeated requests for access as set forth in Section II, Paragraph 8, Access to Premises;
- (g) When in the sole opinion of the Company, the customer's equipment interferes with the electric service provided to other customers;
- (h) For any violation of or refusal to comply with these ELECTRIC SERVICE REGULATIONS as filed with the Public Utilities Commission of Ohio;
- (i) For any violation of or refusal to comply with the requirements as outlined in the Company's publications relating to electric service as set forth in Section II, Paragraph 9, Service Voltages and Regulations;
- (j) For any violation of or refusal to comply with requirements contained in special agreements or contracts between the customer and the Company;
- (k) Nonpayment of bills when due, for non-residential customers only.

For the disconnection of service to residential customers for nonpayment of bills, the Company will follow the procedures as set forth in Section VII Paragraph 1, Disconnection for Nonpayment: Residential Customers, of these ELECTRIC SERVICE REGULATIONS; and

- (l) In the event the consumer or customer resorts to theft or any fraudulent representation or practice in the obtaining of electric supplied, or is the beneficiary of any such fraudulent representation or practice, or the meter, metering equipment or other property used to supply the service has been damaged or tampered with by the consumer or customer, his servants or agents.

Service will not be restored until the consumer or customer has given satisfactory assurance that such fraudulent or damaging practice will be discontinued, and has paid to the Company an amount estimated by the Company to be reasonable compensation for service fraudulently obtained and not paid for and for any damage to property of the Company including any cost to repair the damage.

Failure of the Company to exercise any of its rights for the above reasons does not affect its right to resort thereafter to any such remedies for the same or any future default or breach by the customer. Refusal of or disconnection of service is not an exclusive remedy. The Company may exercise any other appropriate remedy provided by law including civil suit and/or criminal prosecution.

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SECTION I - SERVICE AGREEMENTS (Contd.)

4. Change of Address of the Customer

When the customer's address changes, the customer must give notice thereof to the Company prior to the date of change. The customer is responsible for all service supplied to the vacated premises until such notice has been received and the Company has had reasonable time, but not less than three (3) business days, to discontinue service.

If the customer moves to an address at which the customer requires electric service for any purpose specified in the service agreement, and at which address the Company has such service available under the same rate schedule, the notice is considered as the customer's request that the Company transfer such service to the new address. If the Company does not have such service available at the new address, the old service agreement is considered cancelled. If the Company does have service available at the new address to which a different rate schedule applies, a new service agreement, including the applicable rate schedule, is offered to the customer. The Company shall transfer service within a reasonable time after receipt of notice.

5. Successors and Assigns

The benefits and obligations of the application for service shall inure to and be binding upon the successors and assigns, survivors and executors or administrators, as the case may be, of the original parties thereto, for the full term thereof, to the extent permitted by applicable law, provided that no assignment hereof shall be made by the customer without first obtaining the Company's written consent.

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SECTION II - SUPPLYING AND TAKING OF SERVICE

1. Supplying of Service

Service is supplied under and pursuant to these ELECTRIC SERVICE REGULATIONS and any modifications or additions thereto lawfully made and approved by the Public Utilities Commission of Ohio.

Notwithstanding any provisions of Title XLIX of the Revised Code to the contrary and irrespective of the voltage level at which service is taken, any customer that receives non-competitive retail service from the Company shall be considered a retail electric distribution service customer.

Service is supplied under a given rate schedule at such points of delivery as are adjacent to the Company's facilities which are adequate and suitable, as to capacity and voltage, for the service desired; otherwise, special agreements between the customer and the Company may be required. Should the electric power requirements of the customer change, as to capacity or use, the Company may require that the service be supplied from a different facility if the original facility is or becomes inadequate and unsuitable for the service desired. If special agreements between the customer and the Company are required, electric service will not be supplied until the agreements are executed by the customer and the Company.

Service will not be supplied to any premises if at the time of application for service applicant is indebted to Company for service previously supplied at the same or other premises for like services until payment of such indebtedness shall have been made. Unpaid balances of previously rendered final bills may be transferred and included on the initial or subsequent bill for a like service account. Such transferred final bills, if unpaid will be part of the past due balance of the transferee account and subject to the Company's collection and disconnection procedures which are governed by Chapters 4901:1-10 and 4901:1-18 of the Ohio Administrative Code. The transfer of bills is limited to like service, i.e., residential to residential, commercial to commercial, gas to gas, electric to electric, and combination to combination. The unpaid balances for electric and gas service in a combination account shall remain separate. The transfer of unpaid balances from a combination account to a transferee combination account is limited to like service, i.e., electric to electric and gas to gas. Any transfer of gas, electric or combination accounts shall not affect the residential customer's right to elect and maintain an extended payment plan for gas, electric or combination service under Rule 4901:1-18-11 of the Ohio Administrative Code.

The availability of service under this tariff, P.U.C.O. Electric No. 19, to customers who have elected to relieve the Company of its obligation to provide generation service under the Company's regulated Standard Offer Rate shall be subject to the rules, regulations and Orders of the Public Utilities Commission of Ohio.

Commercial service will not be supplied or continued to any premises if at the time of application for commercial service, applicant or customer is merely acting on behalf of or is a business representative of a present or former commercial customer who is indebted to the Company for commercial service previously supplied at the same or other premises until payment of such indebtedness shall have been made. Commercial service will not be supplied where the applicant or customer is a person, or partnership which person or whose general partner is a present or former customer who is indebted to the Company for commercial service previously supplied at the same or other premises until payment of such indebtedness shall have been made.

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SECTION II - SUPPLYING AND TAKING OF SERVICE (Contd.)

2. Information Relative to Service

Information relative to the service that will be supplied at a given location must be obtained from the Company. This information should be requested at least 30 days in advance of the time of construction of the project to allow the necessary time required to determine the exact engineering details for the individual customer installation. Such information will be confirmed in writing, if requested by the customer. The customer's service terminals are to be located at a point readily accessible to the Company's facilities, such point to be determined by the Company.

In any instance where the Company determines that a prospective customer must sign a construction, maintenance, special equipment agreement, or any other written agreement in order to provide for the ongoing and overall service of the customer's electric requirements, all such agreements must be fully executed and received by the Company prior to the energizing of the customer's system. The providing of energy on a temporary basis has no effect on the above requirements relating to permanent service.

3. Continuity of Service

The Company will make reasonable provisions to supply satisfactory and continuous electric service, but does not guarantee a constant or uninterrupted supply of electricity and shall not be liable for any damage or claim of damage attributable to any interruption or reversal of service caused by accident or casualty, extraordinary action of the elements, action of any governmental authority, litigation, deficiency of supply, or by any cause which the Company could not have reasonably foreseen and made provision against.

4. Suspension of Service for Repairs and Changes

When necessary to make repairs to or change in the Company's plant, generating equipment, transmission or distribution systems, or other property, the Company may, without incurring any liability therefor, suspend service for such periods as may be reasonably necessary and in such manner as not to inconvenience the customer unnecessarily.

5. Use of Service

Service is supplied directly to the customer through the meter and is to be used by the customer only for the purposes specified in and in accordance with the provisions of the applicable rate schedule and these regulations and any service agreement.

The customer will not build lines across or under a street, alley, lane, court or avenue or other public space in order to obtain service for adjacent property through one meter, even though such adjacent property be owned by customer, without the prior written approval of the Company.

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SECTION II - SUPPLYING AND TAKING OF SERVICE (Contd.)

In case of unauthorized sale, extension or other disposition of service, the Company may discontinue the supplying of service to the customer until such unauthorized act is discontinued and full payment is made for all service supplied or used, billed on proper classification and rate schedule, and reimbursement in full made to the Company for all extra expenses incurred, including expenses for clerical work, testing and inspections. Failure of the Company to exercise its right to discontinue the supplying of service in the above situations does not affect its right to resort thereafter to such remedy for the same or any future default or breach by the customer.

No other electric light or power service shall, except under a contract for auxiliary or supplementary service, be used by the customer on the same installation in conjunction with the Company's service, either by means of a "throwover" switch or any other connection.

No emergency power supply of an "on premises" or similar basis shall be connected to the customer's wiring installation, either by means of a "throwover" switch or any other means, without advance notification and written approval from the Company and without provisions to prevent feedback into the Company's equipment which could be a safety hazard to the Company's personnel.

All cogeneration and/or small power production customers shall, in addition to the requirements contained in these ELECTRIC SERVICE REGULATIONS, the latest edition of the National Electrical Code and the latest edition of the Company's "Information & Requirements for Electric Service," be required to meet the requirements contained in the Company's "Guideline Technical Requirements for Parallel Operation of Customer Generation." A separate written contract is required between the owners of all such facilities and the Company.

6. Customer's Responsibility

The Customer assumes all responsibility on the customer's side of the point of delivery (the end of the Company's service drop or where the Company's wires are joined to the customer's wires or apparatus) for the service supplied or taken, as well as for the electrical installation and maintenance, appliances, and apparatus used in conjunction therewith, and will save the Company harmless from and against all claims for injury or damage to persons or property occasioned by or in any way resulting from such service or the use thereof on the customer's side of the point of delivery.

7. Right-of-Way

The customer, without reimbursement, will make or procure conveyance to the Company of right-of-way satisfactory to it across the property owned or controlled by the customer for the Company's lines or extensions thereof necessary or incidental to the supplying of service to the customer, or customers beyond the customer's property when such rights are limited to installations along dedicated streets and roads in the form of Grant or instrument customarily used by the Company for these facilities.

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SECTION II - SUPPLYING AND TAKING OF SERVICE (Contd.)

8. Access to Premises

The properly authorized agents of the Company shall at all reasonable hours have the right and privilege to enter the premises of customers for the purpose of reading meters, testing or determining the compliance of the customer's installation with the Company's requirements and of examining, repairing, replacing or removing the meters or for removing or disconnecting any or all of the Company's equipment, or other Company property, and for all other purposes incidental to the supplying of service, and for such purpose the customer authorizes and requests his landlord, if any, to permit such access to the premises. Reasonable hours of access are the daylight hours except for emergencies, where requested by the customer, or with the customer's consent and except for disconnection for nonpayment of bills, which hours of access are subject to the provisions under Section VII Paragraph 1, Disconnection for Nonpayment: Residential Customers, of these ELECTRIC SERVICE REGULATIONS.

Upon request, the Company's authorized agent will display his/her identification badge or Company pass and state the reasons for requiring access.

If, after the Company has made reasonable efforts to obtain access to the premises for the purposes described above, the customer fails to grant the Company access, the customer denying access shall be deemed in violation of these ELECTRIC SERVICE REGULATIONS pursuant to Section I Paragraph 3 herein, Company's Right to Refuse or to Disconnect Service. In the case of a non-residential customer, the Company shall give the customer not less than five days written notice before service is disconnected.

If judicial redress against the customer or landlord is necessary to secure access to the premises for the purposes described above, the Company may collect from the customer or the landlord a charge covering the Company's expenses in securing access, including but not limited to court costs and attorney's fees. This charge may be added to any account of the customer or the landlord and shall be due with the current charges on that account.

9. Service Voltages and Regulations

The Company will provide service at the nominal voltage levels as stated in the latest revision of the Company's booklet entitled "Information & Requirements for Electric Service," copies of which are available at the Company's offices. Those nominal voltage levels and service configurations are shown below.

- A. The following service voltages, 600 volts or less, are supplied by the Company:
1. Single-phase, 3-wire, 120/240 volts AC at 60 Hz.
 2. Three-phase, 4-wire, 208Y/120 volts AC at 60 Hz.
 3. Three-phase, 4-wire, 480Y/277 volts AC at 60 Hz.

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SECTION II - SUPPLYING AND TAKING OF SERVICE (Contd.)

9. Service Voltages and Regulations (Contd.)

- B. The following service voltages, over 600 volts, are supplied by the Company.
1. Three-phase, 4-wire, 4160Y/2400 volts AC at 60Hz.
 2. Three-phase, 4-wire, 12470Y/7200 volts AC at 60 Hz.
 3. Three-phase, 4-wire, 34500Y/19920 volts AC at 60 Hz.
 4. Three-phase, 3-wire, 69000 volts AC at 60 Hz.
 5. Three-phase, 3-wire, 138000 volts AC at 60 Hz.
- C. The following voltages are available for limited use: (for availability, contact the Company)
1. Single-phase, 3-wire, 120/208 volts AC at 60 Hz.
 2. Three-phase, 4-wire, 240/120 volt AC at 60 Hz
 3. Three-phase, 3-wire, 33000 volts AC at 60 Hz.
- D. These voltages are nominal and may vary depending on operating conditions:
- Three-phase, 4-wire services are supplied with a grounded neutral.
 - Three-phase, 3-wire services are supplied without a neutral.

For all service supplied at nominal voltage levels of 34.5 kV three phase four-wire (3P 4-wire) and lower, except for 34.5 kV three phase three-wire (3P 3-wire), the Company shall design and operate its system as provided for in the current version of the American National Standard ANSI C84.1-1995(R2001), approved by American National Standards Institute, Inc. The limits noted for utilization voltage levels do not apply to momentary voltage excursions that may result from such causes as switching operations, motor starting currents, etc.

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SECTION III - CUSTOMER CHOICE ENROLLMENT AND PARTICIPATION GUIDELINES

1. Selection of Certified Supplier

In order to obtain Competitive Retail Electric Service from a Certified Supplier, a customer must enter into an agreement with a Certified Supplier who meets the requirements for participation in this Customer Choice Program pursuant to the Certified Supplier Service Rules, Regulations, and Rates, specified in Duke Energy Ohio P.U.C.O. Electric No. 20. Enrollment of customers is done through a Direct Access Service Request (DASR), which may be submitted only by Certified Suppliers. DASRs will be effective on the next regularly scheduled meter read date provided that it is received by the Company at least twelve (12) calendar days before the next regularly scheduled meter read date. Enrollments will be processed on a "first in" priority basis based on the received date, using contract date as the tiebreaker. Should the contract date also be the same, the enrollments will be processed on a first in priority basis, based on the order in which the Company received the DASRs. An account may only be served by one Certified Supplier at a time.

Customers may contact the Company at any time to report that they have been switched without giving consent. To decrease the probability of this occurring, the Company requires that Certified Suppliers obtain, and maintain in their files, customer authorizations as dictated by Commission rules. These authorizations must be made available to the Company, upon request, within three (3) business days.

If Percentage Income Payment Plan (PIPP) customers are aggregated for the purpose of competitively auctioning the supply of Competitive Retail Electric Service, such customers will receive their Competitive Retail Electric Service from the successful bidder. In this event, PIPP customers would not be eligible to select another Certified Supplier or to opt out of the Customer Choice Program.

2. Pre-Enrollment End-use Customer Information List

Upon request, the Company will electronically provide to any supplier certified by the Commission the most recent End-use Customer information list. The Company will offer the End-use Customer information list beginning on October 1, 2000 with updates available quarterly throughout the Market Development Period. Once the list has been updated, a supplier may not use an End-use Customer information list from a prior quarter to contact a customer, but suppliers shall not be required to purchase subsequent lists.

The Company will provide customers the option to have all the customer's information listed in the section below removed from the End-use Customer information list. The Company will also provide customers the option to have all the customer's information listed below reinstated on the End-use Customer information list. The customer will be provided written notice of his or her options quarterly throughout the Market Development Period and prior to the distribution of the first list.

The following information will be provided on the End-use Customer information list for each customer who has not requested that all information be removed from this list:

- (a) End-use Customer name
- (b) Service Address
- (c) Service City
- (d) Service State and Zip Code
- (e) Mailing Address
- (f) Mailing City
- (g) Mailing State and Zip Code

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SECTION III - CUSTOMER CHOICE ENROLLMENT AND PARTICIPATION GUIDELINES (Contd.)

- (h) Rate Schedule under which service is rendered, including class and sub-class (if applicable)
- (i) Rider (if applicable)
- (j) Load Profile Reference Category
- (k) Meter Type (will provide information that is readily available)
- (l) Interval Meter data indicator (will provide information that is readily available)
- (m) Budget Bill/PIPP indicator
- (n) Meter Read Cycle
- (o) Most recent twelve (12) months of historical consumption data (actual energy usage plus demand, if available)

3. Customer Choice Participation Requirements

To participate in the Customer Choice Program, a customer must have an active electric service account with the Company. After the Company has accepted the customer's application for electric service, the customer may select and contact a Certified Supplier. The Company shall provide a list of all approved Certified Suppliers and which classes of customers the Certified Supplier will serve to a) all of its customers prior to the initiation of competition and quarterly throughout the remainder of the Market Development Period; b) all applicants for new service and customers returning to Standard Offer Service; and c) any customer upon request. The Company shall not endorse any Certified Supplier nor indicate that any Certified Supplier will receive preference because of a corporate relationship.

Interval meters are required for customers who choose a Certified Supplier and have a maximum peak demand equal to or greater than 100 kW for the most recent twelve (12) month period. Interval meters are also required for those customers that have an interruptible load contract with their Certified Supplier. The Company may also require interval metering, at Company expense, for other customers based on a review of the customer's rate schedule, billing history and class load profile information. In addition, a communication link must also be installed. The enrollment DASR for these customers will not be approved until a customer-signed interval meter request work order has been executed and submitted approving the interval meter installation.

Customers are responsible for the incremental costs of the interval meters and the incremental costs associated with the installation of required interval metering. While the Company will install the meter, the Certified Supplier, on behalf of the customer, or the customer, must arrange for the installation of the communication link (analog telephone line, hard wired or cellular). The Company will be allowed access to the communication link for meter interrogation. The interval metering equipment will be maintained and owned by the Company. The charges for the installation of the interval metering equipment are specified on tariff Sheet No. 96 "Meter Service Charges." These charges may be paid over a period not to exceed twenty-four (24) months.

Upon the successful processing of an enrollment and/or drop DASR, the Company will notify the customers in writing with the name and phone number of the Certified Supplier, the previous Certified Supplier (if applicable), the effective service change date, the Company's toll-free telephone number, the right to request an actual meter read prior to the transfer of service and the right to rescind (if applicable).

4. Switching Rules

An enrollment DASR must be received by the Company at least twelve (12) calendar days before the effective date, which will be the customer's next regularly scheduled meter reading date, to enroll with or switch to a new Certified Supplier. Enrollment DASRs will be effective according to the following schedule:

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SECTION III - CUSTOMER CHOICE ENROLLMENT AND PARTICIPATION GUIDELINES (Contd.)

- (a) If an enrollment DASR is received twelve (12) or more days prior to the next regularly scheduled meter read date and no other enrollment DASR is currently pending, the enrollment DASR will be effective on the next regularly scheduled meter read date.
- (b) If an enrollment DASR is received less than twelve (12) days prior to the next regularly scheduled meter read date and no other enrollment DASR is currently pending, the enrollment DASR will be effective on the second regularly scheduled meter read date after the enrollment DASR is received.
- (c) If an enrollment DASR is currently pending, and another enrollment DASR is received, the first enrollment DASR will be effective and the second enrollment DASR will be rejected. There cannot be two pending enrollment DASRs for the same account at the same time.
- (d) If an enrollment DASR for an active electric service account is submitted for Company Consolidated billing, as described in Section 10 herein, and the Certified Supplier is participating in the Company's Purchase of Accounts Receivable (PAR) Program, the DASR will be rejected if the Company's account with the customer has an arrears of 30 days or more totaling \$50.00 or more.
- (e) If an enrollment DASR for an active electric service account is submitted for the Company Consolidated billing option known as Bill Ready and the account is currently involved in the Company's summary billing program, the DASR will be rejected until the Company's information system has the capability to accept such DASRs, which will occur by July 1, 2002. Prior to July 1, 2002, in order for an enrollment DASR to be accepted for a summary billing account, the Certified Supplier must submit the DASR with a billing option for either separate billing by the Company and the Certified Supplier or the Company Consolidated billing option known as Rate Ready.
- (f) If an enrollment DASR for an active electric service account is submitted for the Company Consolidated billing option known as Bill Ready and the account is currently involved in the Company's adjusted due date program, the DASR will be rejected until the Company's information system has the capability to accept such DASRs, which will occur by November 1, 2002. Prior to November 1, 2002, in order for an enrollment DASR to be accepted for an account with an adjusted due date, the Certified Supplier must submit the DASR with a billing option for either separate billing by the Company and the Certified Supplier or the Company Consolidated billing option known as Rate Ready.

For the purpose of switching rules, customers are divided into three categories; residential, small commercial and industrial, and large commercial and industrial. Residential customers are customers who use electricity for residential purposes. Small commercial and industrial customers are defined as customers who use electricity for nonresidential purposes, consume less than 700,000 kWh of electricity per year and are not part of a national account involving multiple facilities in one or more states. Large commercial and industrial customers are customers who use electricity for nonresidential purposes, consume greater than or equal to 700,000 kWh of electricity per year or are part of a national account involving multiple facilities in one or more states.

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SECTION III - CUSTOMER CHOICE ENROLLMENT AND PARTICIPATION GUIDELINES (Contd.)

Residential and small commercial and industrial customers, pursuant to Commission rules, have the right to rescind an enrollment. Any residential or small commercial and industrial enrollment, either with a Certified Supplier or with the Company, may be rescinded by contacting the Company within seven days from the postmark date on the notice advising of the enrollment. When the Company receives notice of a rescission, the impending enrollment will be cancelled and the residential or small commercial and industrial customer will remain with their current supplier.

Large commercial and industrial customers using at least 700,000 kWh annually or customers who are part of a national account, will have seven (7) days from the date of the postmark of the confirmation notice to notify the Company, in writing, that the customer chooses to rescind the enrollment due to a conditional contract with the Certified Supplier that is conditional on receiving the higher shopping credit. If the customer fails to notify the Company during the seven (7) day period, then the Company shall deem the enrollment to be final. The Company's switching practices, including the ability to rescind, have no effect on the contractual obligations existing between the Certified Supplier and the customer. Any disputes arising between the Certified Supplier and the customer regarding any provision of the contract must be resolved between the Certified Supplier and the customer.

The following rules apply to any retail customer:

Waiver of Rider SRA-SRT

- (a) During the ESP period, Small Commercial and Industrial End-use Customers and Large Commercial and Industrial End-use Customers served by a Certified Supplier may avoid Rider SRA-SRT and receive a shopping credit (Rider SC) if they agree to remain off ESP-SSO service through December 31, 2011.
- (b) For a Small Commercial and Industrial End-use Customer or a Large Commercial and Industrial End-use Customer to avoid (waive) Rider SRA-SRT and receive a shopping credit (Rider SC), the following steps must be followed:
 - i) The Small Commercial and Industrial End-use Customer or Large Commercial and Industrial End-use Customer or their agent must submit a Rider SRA-SRT Waiver Notification form found on the Company's web site.
 - ii) Within 30 days of the Company's receipt of the Rider SRA-SRT Waiver Notification form, the Small Commercial and Industrial End-use Customer or Large Commercial and Industrial End-use Customer must either sign the Company's Customer Agreement for the waiver program or provide the Company acceptable proof that they have a fully executed contract with a Certified Supplier securing generation service through December 31, 2011.

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SECTION III - CUSTOMER CHOICE ENROLLMENT AND PARTICIPATION GUIDELINES (Contd.)

- iii) If the requirements in paragraphs i) and ii) above are met, the waiver of Rider SRA-SRT and the associated shopping credit (Rider SC) become effective for the appropriate account number(s) on the regularly scheduled Meter Read Date(s) for the account number(s) that occur(s) at least 60 days subsequent to the Company's receipt of the Rider SRA-SRT Waiver Notification form submitted per paragraph i) above.
- (c) Small Commercial and Industrial End-use Customers and Large Commercial and Industrial End-use Customers receiving generation service through a governmental aggregator will avoid (waive) Rider SRA-SRT and receive a shopping credit (Rider SC) if the governmental aggregator notifies the Company at least sixty (60) days prior to the start of the governmental aggregation of its intent to place all Small Commercial and Industrial End-use Customers and Large Commercial and Industrial End-use Customers served by the governmental aggregation on the Rider SRA-SRT waiver program and to maintain the governmental aggregation through December 31, 2011. Small Commercial and Industrial End-use Customers and Large Commercial and Industrial End-use Customers receiving generation service through such a governmental aggregation who do not want to participate in the Rider SRA-SRT waiver program may request the Company to bill them monthly for Rider SRA-SRT and to not apply a monthly shopping credit (Rider SC) to their bill.
- (d) Any Small Commercial and Industrial End-use Customer or Large Commercial and Industrial End-use Customer participating in the Rider SRA-SRT waiver program, including those receiving generation service through a governmental aggregation, who returns to the ESP-SSO prior to December 31, 2011, will be billed a monthly early return premium described in section 7.8 of this Tariff Sheet.

End-use Customer Return to ESP-SSO Service

- (a) An End-use Customer's return to ESP-SSO service may be a result of End-use Customer choice, Certified Supplier default, termination of a Certified Supplier contract, opt out or termination of a governmental aggregation program, or Certified Supplier withdrawal.
- (b) An End-use Customer may contact the Company to return to the Company's Standard Offer Rate. The return to the Standard Offer Rate shall be conducted under the same terms and conditions applicable to an enrollment with a Certified Supplier. Thus, the Company will provide a rescission period consistent with the Commission's rules. Provided the End-use Customer has observed the applicable notification requirements and the Company has effectuated the request to return to the Standard Offer Rate twelve (12) calendar days prior to the next regularly scheduled Meter Read Date, the End-use Customer will be returned to the Standard Offer Rate on the next regularly scheduled Meter Read Date.

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SECTION III - CUSTOMER CHOICE ENROLLMENT AND PARTICIPATION GUIDELINES (Contd.)

(c) Residential End-use Customers

- i) Residential End-use Customers are not subject to a minimum stay.
- ii) If a Residential End-use Customer's Certified Supplier defaults or the Residential End-use Customer opts out of a governmental aggregation program, the Residential End-use Customer will return to the Company's ESP-SSO and may switch to another Certified Supplier at any time. A Residential End-use Customer opting out of a governmental aggregation program must contact and inform the Company of the "opt out".

The Residential End-use Customer will be mailed a letter the day following the successful processing of a DASR returning the Residential End-use Customer to the Company.

(d) Small Commercial and Industrial End-use Customers

- i) A Small Commercial and Industrial End-use Customer participating in the Rider SRT/IMF waiver program who as of September 30, 2008 was being served by a Certified Supplier under a contract that expires on or after January 1, 2009, may return to the ESP-SSO without being charged a monthly early return premium (described in paragraph iii) below) if the Small Commercial and Industrial End-use Customer notifies the Company of its desire to return to the ESP-SSO no less than sixty (60) days prior to the expiration of their current contract with the Certified Supplier, excluding contract extensions.
- ii) Small Commercial and Industrial End-use Customers are not subject to a minimum stay.
- iii) If a Small Commercial and Industrial End-use Customer served by a Certified Supplier agrees to remain off the ESP-SSO through December 31, 2011 (in exchange for avoiding Rider SRA-SRT and receiving a shopping credit) or receives generation service through a governmental aggregation that has agreed to this arrangement returns to the ESP-SSO prior to December 31, 2011, such Small Commercial and Industrial End-use Customer will be billed a monthly early return premium based on 15% of the applicable generation charges and Riders described in Tariff 19 in addition to the normal charges calculated per the ESP-SSO.
- iv) If a Small Commercial and Industrial End-use Customer served by a Certified Supplier individually or as part of a governmental aggregation pays Rider SRA-SRT while switched and does not receive a shopping credit, such Small Commercial and Industrial End-use Customer may return to the ESP-SSO without being charged an early return premium.

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SECTION III - CUSTOMER CHOICE ENROLLMENT AND PARTICIPATION GUIDELINES (Contd.)

- v) A Small Commercial and Industrial End-use Customer who enters a contract to be served by a Certified Supplier after December 31, 2008, and participates in the Rider SRT waiver program may return to the ESP-SSO on the January, 2012 regularly scheduled Meter Read Date(s) for their account(s) without being charged a monthly early return premium (described in paragraph iii) above) if the Small Commercial and Industrial End-use Customer notifies the Company of its desire to return to the ESP-SSO no less than sixty (60) days prior to the January, 2012 regularly scheduled Meter Read Date(s).

If a Small Commercial and Industrial Customer returns to the Company, the Small Commercial and Industrial Customer is placed on the ESP-SSO. The Small Commercial and Industrial End-use Customer will be mailed a letter the day following the successful processing of a DASR returning the Small Commercial and Industrial End-use Customer to the Company.

(e) Large Commercial and Industrial End-use Customers

- i) A Large Commercial and Industrial End-use Customer participating in the Rider SRT/IMF waiver program who as of September 30, 2008 was being served by a Certified Supplier under a contract that expires on or after January 1, 2009, may return to the ESP-SSO without being charged a monthly early return premium (described in paragraph iii) below) if the Large Commercial and Industrial End-use Customer notifies the Company of its desire to return to the ESP-SSO no less than sixty (60) days prior to the expiration of their current contract with the Certified Supplier, excluding contract extensions.
- ii) If a Large Commercial and Industrial End-use Customer served by a Certified Supplier agrees to remain off the ESP-SSO through December 31, 2011 (in exchange for avoiding Rider SRA-SRT and receiving a shopping credit) or receives generation service through a governmental aggregation that has agreed to this arrangement returns to the ESP-SSO between May 15th and September 16th and prior to December 31, 2011, such Large Commercial and Industrial End-use Customer must remain on the ESP-SSO for twelve (12) consecutive billing cycles (minimum stay) and will be billed a monthly early return premium based on 15% of the applicable generation charges and Riders described in Tariff 19 in addition to the normal monthly charges calculated per the ESP-SSO.
- iii) If a Large Commercial and Industrial End-use Customer served by a Certified Supplier agrees to remain off the ESP-SSO through December 31, 2011 (in exchange for avoiding Rider SRA-SRT and receiving a shopping credit) or receives generation service through a governmental aggregation that has agreed to this arrangement returns to the ESP-SSO outside the May 15th through September 16th timeframe and prior to December 31, 2011, such Large Commercial and Industrial End-use Customer will not be subject to a minimum stay and will be billed a monthly early return premium based on 15% of the applicable generation charges and Riders described in Tariff 19 in addition to the normal charges calculated per the ESP-SSO.

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- iv) If a Large Commercial and Industrial End-use Customer served by a Certified Supplier individually or as part of a governmental aggregation pays Rider SRA-SRT while switched and does not receive a shopping credit, such Large Commercial and Industrial End-use Customer may return to the ESP-SSO without being subject to a minimum stay and without being charged an early return premium.

v) A Large Commercial and Industrial End-use Customer who enters a contract to be served by a Certified Supplier after December 31, 2008, and participates in the Rider SRT waiver program may return to the ESP-SSO on the January, 2012 regularly scheduled Meter Read Date(s) for their account(s) without being charged a monthly early return premium (described in paragraph iii) above) if the Small Commercial and Industrial End-use Customer notifies the Company of its desire to return to the ESP-SSO no less than sixty (60) days prior to the January, 2012 regularly scheduled Meter Read Date(s).

5. Certified Supplier Defaults

If a Certified Supplier defaults, the Company will notify the customers of the default. However, service to the affected customers will not be interrupted due to the default. The customers involved will return to the Company's Standard Offer Rate on their next regular scheduled meter read date, unless there is sufficient time to choose an alternative supplier.

6. Certified Supplier Drops Customer

If the Certified Supplier decides to discontinue service to a customer, the Certified Supplier will notify the customer in accordance with Commission rules and submit a Drop DASR to the Company at least twelve (12) calendar days in advance of the requested drop date, which will be the next regular scheduled meter read date. The Company will notify the customer when a Drop DASR is received.

7. Return to Standard Offer Rate Due to Arrears

Prior to the effective date of an agreement for the Company to purchase the receivables of a Certified Supplier, a customer's electric service account actively enrolled with the Certified Supplier, billed on Company Consolidated billing, and having arrears of 30 days or more totaling \$50.00 or more must have the billing option changed by the Certified Supplier to separate billing by the Company and the Certified Supplier, as described in Section 10 herein, or the Company will return the account to the Company's Standard Offer Rate.

8. Requests for Customer Specific Usage Information

A customer or a Certified Supplier, acting as the customer's authorized agent, may request specific usage information. The customer specific usage request will include twelve (12) months of historical data (if available) including monthly kWh usage, meter read dates, and associated monthly maximum demand history, if applicable. This information will be provided to the customer or the Certified Supplier, acting as the customer's authorized agent, free of charge.

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If the customer requests monthly interval metering data, the customer will be required to pay the charge specified on the tariff Sheet No. 95 "Meter Data Charges." Charges to Certified Suppliers for interval data are specified in P.U.C.O. Electric No. 20.

9. Customer Aggregation

Customers may be aggregated for purposes of negotiating the purchase of Competitive Retail Electric Services from a Certified Supplier. Customer aggregation is not restricted by the class of customer within an aggregated group. Accordingly, any customer may be represented by an aggregator. However, an aggregator is not a customer, but rather an agent for aggregated customers. Each aggregated customer will be treated as an individual customer of the Company for billing purposes under their otherwise applicable rate schedules, including the billing of applicable Generation Charges and Shopping Credits. Combination of meter registrations of aggregated customers will not be permitted. No charge of a tariff service will be affected by a customer's aggregation status, and aggregation of load cannot be used for qualification under a tariff.

10. Bill Payment Option

A Certified Supplier must notify the Company which billing option is being chosen for its customers: (1) Company Consolidated billing or (2) separate billing by the Company and the Certified Supplier. When the Company Consolidated billing option is selected, the customer will receive one bill from the Company, which will include both the Company's and the Certified Supplier's charges stated separately. The customer is responsible for payment in full to the Company for both the Company and Certified Supplier charges when the Company performs consolidated billing. The billing option must be identified at the time the enrollment DASR is submitted to the Company. Regardless of the billing option selected by the Certified Supplier, the customer may still choose to have budget billing for bills rendered by the Company.

If a change DASR for a customer's electric service account actively enrolled with a Certified Supplier is submitted to change the billing option from separate billing by the Company and the Certified Supplier to Company Consolidated billing and the Certified Supplier is participating in the Company's Purchase of Accounts Receivable (PAR) Program, the Company will reject the change DASR if the Company's account with the customer has an arrears of 30 days or more totaling \$50.00 or more.

If a change DASR for a customer's electric service account actively enrolled with a Certified Supplier is submitted to change the billing option from separate billing by the Company and the Certified Supplier or from the Company Consolidated billing option known as Rate Ready to the Company Consolidated billing option known as Bill Ready and the account is currently involved in the Company's summary billing program, the DASR will be rejected until the Company's information system has the capability to accept such DASRs, which will occur by July 1, 2002. Prior to July 1, 2002, in order for a billing option change DASR to be accepted for this situation, the change submitted must be from separate billing by the Company and the Certified Supplier to the Company Consolidated billing option known as Rate Ready or from the Company Consolidated billing option known as Rate Ready to separate billing by the Company and the Certified Supplier.

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Effective: January 2, 2009

Issued by Julie Janson, President

SECTION III - CUSTOMER CHOICE ENROLLMENT AND PARTICIPATION GUIDELINES (Contd.)

If a change DASR for a customer's electric service account actively enrolled with a Certified Supplier is submitted to change the billing option from separate billing by the Company and the Certified Supplier or from the Company Consolidated billing option known as Rate Ready to the Company Consolidated billing option known as Bill Ready and the account is currently involved in the Company's adjusted due date program, the DASR will be rejected until the Company's information system has the capability to accept such DASRs, which will occur by November 1, 2002. Prior to November 1, 2002, in order for a billing option change DASR to be accepted for this situation, the change submitted must be from separate billing by the Company and the Certified Supplier to the Company Consolidated billing option known as Rate Ready or from the Company Consolidated billing option known as Rate Ready to separate billing by the Company and the Certified Supplier.

For customers who have a maximum annual peak demand greater than or equal to 100 kW for the most recent twelve (12) month period, the required interval metering will be used to support the Certified Suppliers' billing options. If a customer has a maximum annual peak demand less than 100 kW and the Company must install special metering to support a Certified Supplier's billing option, the customer will be responsible for the incremental costs of upgrading the present meter plus all costs associated with the installation of that metering equipment. The charges for an interval meter will be at the tariffed rate, which may be paid over a period not to exceed twenty-four (24) months.

If the Company is providing the consolidated bill option for the Certified Supplier, the Company will remit payments received for Certified Supplier charges including the associated taxes to the Certified Supplier.

All billed charges are grouped into categories and a payment priority is established for each. If a partial payment is received, the Company will apply the following payment priorities classification. Payments will be applied first to prior gas and electric Regulated Utility Charges, second to current gas and electric Regulated Utility Charges, third to prior electric Certified Supplier charges and gas supplier charges (if applicable), fourth to current electric Certified Supplier charges and gas supplier charges (if applicable), and then on a pro-rata basis for non-regulated products and services. When the priority classification is equal, payments will be applied to the oldest receivables first.

If the dual bill option is chosen, the customer will receive separate bills from the Company and the Certified Supplier for their respective charges. The Company and Certified Supplier shall be individually responsible for the collection of their respective charges.

Regardless of the bill option chosen by the Certified Supplier, customers who fail to pay in full their Regulated Utility Charges to the Company will be subject to the Company's late payment charge policy as it applies to those Regulated Utility Charges. The customer will also be subject to the rules and regulations governing the credit, collection and disconnection procedures in accordance with Sections 4901:1-17 and 4901:1-18 of the Ohio Administrative Code.

The Certified Supplier is ultimately responsible for the collection of any unpaid charges for services provided by them, as well as for developing their own credit and collection policies. However, in the course of following its collection procedures for Regulated Utility Charges, the Company may inform customers of such arrearages. In accordance with the rules and regulations governing the credit, collection and disconnection procedures specified in Sections 4901:1-17 and 4901:1-18 of the Ohio Administrative Code, the Certified Supplier may not physically disconnect customers for non-payment of Certified Supplier charges.

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SECTION IV - CUSTOMER'S AND COMPANY'S INSTALLATIONS

1. Nature and Use of Installation

All electric service entrance wiring and equipment furnished and installed by the customer for the purpose of connecting the premises with the Company's service, shall be suitable for the purposes thereof and shall be installed, owned and maintained by the customer at all times in conformity with the National Electrical Code, any other codes and regulations in effect in the area served and the standards contained in the latest revision of the Company's booklet entitled "Information & Requirements for Electric Service," copies of which are available at the Company's offices.

2. Installation of Meters

Electricity will be measured by a meter or meters to be owned and installed by the Company in the customer's meter base at a location approved by the Company. The Company will install upon the customer's premises one meter or one unified set of meters for each standard service connection. Meters for new single-family residences are to be located outside the residence.

3. Installation and Maintenance

Except as otherwise provided in these ELECTRIC SERVICE REGULATIONS, in service agreements or rate schedules, the Company will install and maintain its lines and equipment on its side of the point of delivery, but shall not be required to install or maintain any lines or equipment, except Company owned meters and metering equipment, on the customer's side of the point of delivery without cost to the customer. Only the Company's agents are authorized to connect the Company's service to the customer's service.

All meters and equipment furnished by and at the expense of the Company, which may at any time be on said premises, shall, unless otherwise expressly provided herein, be and remain the property of the Company, and the customer shall protect such property from loss or damage. No one except an agent of the Company shall be permitted to remove or handle same.

Subject to the rules, conditions and riders covering the installation of service connections and extensions, the Company will make one standard service connection to the customer's installation. If three phase service is required and an additional connection is necessary, both will be considered as one service connection.

The rates for each class of service provided for in the rate schedules contemplate the furnishing of service to one location or premises through one standard service connection. Where the customer is receiving service through more than one standard metering installation, the Company will calculate and render a separate bill for service furnished through each metering installation. If the Company elects to provide more than one standard service connection, the Company may, at its option, combine these connections and calculate and render one bill.

Filed pursuant to an Order dated March 29, 2006 in Case No. 06-407-GE-ATA before the Public Utilities Commission of Ohio.

Issued: March 31, 2006

Effective: April 3, 2006

Issued by Sandra P. Meyer, President

SECTION IV - CUSTOMER'S AND COMPANY'S INSTALLATIONS (Contd.)

When a customer or private party requests the Company to relocate the Company's facilities or a customer's service entrance wiring, such requesting party shall pay all expenses related to such relocation.

When the Company relocates its facilities or a customer's service entrance wiring at the request of a governmental entity (or Administrating Agency) and if the relocation was related to a project financed through transportation improvement district funding, joint economic development district funding, tax increment funding, or similar quasi-public funding, then the governmental entity (or Administrating Agency) shall pay for the cost of relocating Company's facilities in direct proportion to the contributions received from the other funding sources.

4. Special Power Apparatus

In the case of hoists, elevators, welding machines or other installations, where the use of electricity is intermittent or subject to violent fluctuations, the Company reserves the right to use the input rating or the metered instantaneous demand of such equipment under maximum operating conditions for billing purposes, or to require the customer to provide at his own expense, suitable equipment to reasonably limit such intermittence or fluctuation that may affect the service provided to other customers.

5. Changes in Installations

As the Company's service drops, transformers, meters and other facilities used in supplying service to the customer have limited capacity, the customer should give notice to the Company, and obtain the Company's consent, before making any material changes or increases in the customer's installation. After receipt of such notice, the Company will give its written approval of the proposed change or increase, or it will inform the customer of the prerequisites to receipt of service for such change or increase. Any change affecting an estimated billing demand shall be reviewed by the Company's representative and shall become effective from the succeeding meter reading.

The customer shall be solely responsible for all damages sustained by the Company or any person due to the customer's failure to give reasonable advance notice to the Company of such change in the customer's installation.

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Issued by Sandra P. Meyer, President

SECTION V - METERING

1. Meter Tests

The Company, for the mutual protection of the customer and the Company, will make periodic tests of the meter used in measuring electricity furnished to the customer, and will test a meter upon the written request of a customer. The Company owned meter will be tested and, if found inaccurate, restored to an accurate condition or a new meter will be substituted. Any meter tested and found to be registering not more than two percent (2%) fast or slow will be considered to be correct and accurate.

If a test of any meter is made at the request of a customer, with the result that such meter is found to be correct and accurate as defined above, the Company may charge the customer the expense of such test. However, for the first such meter test the Company will not charge the customer. If, during the subsequent thirty-sixth month period, the customer requests that a meter test be conducted and the meter is found to be within the tolerances described above, the customer will be billed for the expense of such meter test as specified on Sheet No. 96, Meter Service Charges.

2. Basis for Bill Adjustment

The Company will refund to the customer any overcharges if the meter is found to be registering more than two percent (2%) fast and the customer may be billed and will pay the undercharges if the meter is found to be registering more than two percent (2%) slow.

When a period of meter inaccuracy is discernible upon a review of the account history, or if a meter is found to register partially, or not at all, for any period, the overcharge or undercharge may be computed on the basis of a customer's metered consumption prior and/or subsequent to such period in accordance with the rates in effect during the period.

When a period of meter inaccuracy is unknown the overcharge will be determined on the basis of the meter test for the period since the customer's "on" date, the installation date of the inaccurate meter, or for residential customers a period of 365 days prior to the date the inaccuracy is corrected, whichever is less. However, the 365 day restriction for residential customers shall not apply in cases of meter tampering or theft of utility service, or where a physical act of a customer or its agent causes inaccurate or no recording of the electric meter reading, or inaccurate or no measurement of the electricity rendered.

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Issued by Sandra P. Meyer, President

SECTION VI - BILLING AND PAYMENT

1. Billing Periods - Time and Place for Payment of Bills

Bills ordinarily are rendered at monthly intervals. Non-receipt of bills by the customer does not release or diminish the obligation of the customer with respect to payment thereof.

The word "month" as it pertains to the supply of service shall mean the period of approximately thirty (30) days between meter readings, as fixed and made by the Company. Meters are ordinarily read monthly, however, meters may be read more or less frequently in such instances as, when special readings are required, at the customer's request, or when the Company has been unable to obtain readings. If the Company has been unable to obtain a meter reading for a period of twelve (12) consecutive months, the Company may, at its option, refuse or disconnect service to the premises in accordance with Section I Paragraph 3, Company's Right to Refuse or Disconnect Service, of these ELECTRIC SERVICE REGULATIONS. The Company shall have the right to establish billing districts for the purpose of reading meters and rendering bills to customers at various dates. A change or revision of any rate schedule shall be applicable to all bills on which the final monthly meter reading was taken on or after the effective date of such change or revision, except as otherwise ordered by the Public Utilities Commission of Ohio.

Where the Company is unable to obtain a meter reading, estimated bills, so identified, will be rendered for an estimated amount to permit normal monthly payment, such payments to be credited to the next bill rendered.

When the Company is requested by the customer to terminate service, or when the Company discovers a customer has terminated service by moving from the premises served, or when the Company disconnects service due to nonpayment of the account or for other reasons, the Company will render a final bill addressed to the customer's forwarding address, if known, or to the last known address, for the entire balance of the account, including a bill calculation from the last read date, with special meter readings taken for combination gas and electric and gas only accounts and identified estimated meter readings being used for non-heating electric only accounts. Unpaid balances of previously rendered final bills may be transferred to the new account and included on initial or subsequent bills.

When the customer begins use of service, an initial bill is normally rendered for the period from the initial date of service to the first regular meter reading date for the billing district in which the premises is located, this period normally being less than one month, except that the bill is suspended if the period is less than eight (8) days.

All of the Company's rate schedules are established on a monthly basis which would include monthly billing periods in accordance with the Company's meter reading schedule. A normal meter reading period consists of the number of days between scheduled reads, that is, between twenty-seven (27) and thirty-five (35) days, plus or minus three (3) working days. Where billing amounts reflects a period of more than one (1) month, those amounts shall be prorated based on the normal scheduled meter reading dates and divided into increments of one (1) month or less. If the increments represents less than one (1) month, the appropriate billing components will be billed as a prorated portion of the period defined by the normal scheduled meter reading dates.

Filed pursuant to an Order dated September 10, 2008 in Case No. 05-1500-EL-COI before the Public Utilities Commission of Ohio.

Issued: September 10, 2008

Effective: October 16, 2008

Issued by Sandra P. Meyer, President

SECTION VI - BILLING AND PAYMENT (Contd.)

Bills are due on the date indicated thereon as being the last day for payment of the net amount, and the due date shall not be less than twenty-one (21) days after the mailing of the bill. Bills are payable only at the Company's offices or authorized agencies for collection. If a partial payment is made, the amount will be applied to items of indebtedness in the same order as they have accrued.

2. Selection of Rate Schedule

When a prospective customer makes application for service, the Company will, upon request, assist in the selection of the Rate Schedule most favorable to customer for the service requested. The selection will be based on the prospective customer's statement as to the class of service desired, the amount and manner of use, and any other pertinent information.

A customer being billed under one of two or more optional rate schedules applicable to the customer's class of service may elect to be billed on any other applicable rate schedule by notifying the Company in writing, and the Company will bill the customer under such elected schedule from and after the date of the next meter reading. However, a customer having made such a change of rate schedule may not make another such change within the next twelve months, or as otherwise provided elsewhere in the applicable rate schedules.

3. Temporary Discontinuance of Service

If any residential customer notifies the Company in writing to discontinue service, the Company will make no minimum charge for any full meter reading period during the period of discontinuance; provided however, that the Company may charge and collect a sum of fifteen dollars (\$15.00) prior to reconnecting a service which was discontinued at the customer's request within the preceding twelve months.

4. Availability of Budget Billing

The Company has available to its customers a "Budget Billing Plan" which minimizes billing amount fluctuations over a twelve month period. The Company may exercise discretion, as permitted by Rule 4901:1-18-4 (C) of the Ohio Administrative Code, to restrict the availability of such a plan to customers who:

- (a) Have no arrearages (other than amounts already incorporated in a previously agreed upon extended payment plan); and
- (b) Are not in default on a previously agreed upon extended payment plan.

5. Bill Adjustment

Overcharges will be refunded to the customer for the entire period of inaccurate billing if that period is discernible. If the period of inaccurate billing is not discernible, the shortest period encompassing the elapsed time since the customer's "on" date, the installation date of the inaccurate meter, or 365 days will form the basis for determining the refund amount.

Filed pursuant to an Order dated September 10, 2008 in Case No. 05-1500-EL-COI before the Public Utilities Commission of Ohio.

Duke Energy Ohio
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SECTION VI - BILLING AND PAYMENT (Contd.)

Undercharges may be billed and the customer shall pay the charges for the entire period of inaccurate billing when that period is discernible, except undercharges billed to residential customers shall be limited to a maximum of 365 days prior to the date the billing is corrected. There will be no maximum limit of time for cases involving tampering or theft of utility service, or where a physical act of a customer or its agent causes inaccurate or no recording of the meter reading, or inaccurate or no measurement of the electricity rendered.

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Issued by Sandra P. Meyer, President

SECTION VII - CREDIT AND DEPOSIT PROVISIONS

1. Disconnection for Nonpayment: Residential Customers

The Company will comply with the provisions of the disconnection rules set forth in Chapters 4901:1-10 and 4901:1-18 O.A.C. (Ohio Administrative Code) as amended.

2. Disconnection for Nonpayment: Non-Residential Customers

An account will be considered delinquent and be subject to the Company's disconnection procedures for non-payment if the Company's charges in any bill remains unpaid after the due date.

The Company will mail or otherwise give notice of impending disconnection for nonpayment to the customer prior to disconnection.

The Company may charge a landlord \$2.50 per notice in situations where a master metered apartment building is subject to disconnection and the Company is required to put a notice on each apartment unit. This provision is subject to 4901:1-18-07 of the Ohio Administrative Code.

3. Reconnection of Service

Reconnection of service that has been disconnected for nonpayment shall be made pursuant to the following provisions:

- (a) Upon payment or proof of payment, including any reconnection charge, for service that was previously disconnected, reinstatement of service shall be made by the close of the following regular Company working day.
- (b) If service is disconnected and the customer wishes to guarantee the reinstatement of service the same day on which payment is rendered, the customer must make payment in the Company's business office, or provide proof of payment, and notify the Company before 12:30 p.m. that reinstatement of service is requested the same day. If the Company is notified after 12:30 p.m. of a customer's desire for same day reinstatement of service, the after hour charges specified in PUCO Electric Sheet No. 92 will apply.
- (c) If a Company employee, whose original purpose was to disconnect the service, has provided the customer a means to avoid disconnection, service which otherwise would have been disconnected shall remain intact, and no reconnection charge shall be assessed. However, a collection charge of fifteen dollars (\$15.00) may be assessed.

Filed pursuant to an Order dated August 16, 2006 in Case No. 06-688-GE-UNC and No. 06-689-GE-ATA before the Public Utilities Commission of Ohio.

Issued: August 17, 2006

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Issued by Sandra P Meyer, President

SECTION VII - CREDIT AND DEPOSIT PROVISIONS (Contd.)

- d) If a guarantor is required in order to re-establish service, the guarantor must sign an acknowledgment of willingness to accept the responsibility for payment of the customer's entire past due billed amount owed the Company in case of the customer's default.

4. Charge for Reconnection of Service

The Company may charge and collect in advance the dollar amount specified on Tariff Sheet No. 92, Charge for Reconnection of Service for reconnecting a customer's service after service is disconnected because of nonpayment of the bill when due or when service is discontinued because of unauthorized or fraudulent use, tampering with Company equipment, or denial of access to premises as set out in Section II Paragraph 8, Access to Premises.

5. Residential Tenant Rights

The Company will comply with the provisions of the disconnection rules set forth in Chapters 4901:1-10 and 4901:1-18 O.A.C. as amended.

6. Deposit Provision

The Company may require a Security Deposit of any customer, residential or non-residential, in addition to the requirement of payment for prior indebtedness, as set forth in Section II, 1. Supplying of Service, in compliance with the provisions of Section 4933.17 of the Ohio Revised Code and the rules set forth in Chapters 4901:1-10 and 4901:1-17 as amended. The Security Deposit may be requested prior to the rendering of utility service or at a later time.

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SECTION VIII - APPLICATION OF SERVICE REGULATIONS

1. Application of ELECTRIC SERVICE REGULATIONS and Rate Schedules

All service agreements as presently in effect or that may be entered into in the future are made expressly subject to these ELECTRIC SERVICE REGULATIONS and any modifications or amendments thereto, and subject to all applicable existing rate schedules and any modifications, substitutions or amendments thereto.

2. Agents Cannot Modify Agreement

No agent has the right to amend, modify or alter the application, rates, terms, conditions, rules or regulations as filed with the Public Utilities Commission of Ohio, or to make any representation not contained in the Company's schedules, supplements thereto and revisions thereof, lawfully filed with said Commission.

Filed pursuant to an Order dated March 29, 2006 in Case No. 06-407-GE-ATA before the Public Utilities Commission of Ohio.

Issued: March 31, 2006

Effective: April 3, 2006

Issued by Sandra P. Meyer, President

**DUKE ENERGY OHIO
SERVICE REGULATIONS
SUPPLEMENT A**

**RULES AND REGULATIONS
GOVERNING THE ESTABLISHMENT OF
CREDIT FOR RESIDENTIAL UTILITY SERVICE**

**Rule 4901:1-17 of the Ohio Administrative Code as
Adopted by The Public Utilities Commission of Ohio
in Case No. 03-888-AU-ORD**

- 4901:1-17-01 DEFINITIONS**
- 4901:1-17-02 WRITTEN CREDIT PROCEDURES REQUIRED**
- 4901:1-17-03 ESTABLISHMENT OF CREDIT**
- 4901:1-17-03 APPENDIX: GUARANTOR AGREEMENT**
- 4901:1-17-04 DEPOSIT TO REESTABLISH CREDITWORTHINESS**
- 4901:1-17-05 DEPOSIT ADMINISTRATION PROVISIONS**
- 4901:1-17-06 REFUND OF DEPOSIT AND RELEASE OF GUARANTOR**
- 4901:1-17-07 RECORD OF DEPOSIT**
- 4901:1-17-08 APPLICANT AND/OR CUSTOMER RIGHTS**
- 4901:1-17-09 WAIVER REQUESTS**

4901:1-17-01 Definitions.

As used in this chapter:

- (A) "Commercial mobile radio service (CMRS)" includes and is specifically limited to mobile telephone, mobile cellular telephone, paging, personal communication services, and specialized mobile radio service providers when serving as a common carrier in Ohio, consistent with rule 4901:1-6-01 of the Administrative Code. Fixed wireless is not considered as CMRS, consistent with rule 4901:1-6-01 of the Administrative Code.
- (B) "Regulated service" means a service offering regulated by the commission.
- (C) "Utility" or "public utility" means all persons, firms, or corporations engaged in the business of providing natural gas, telecommunications (excluding commercial mobile radio service), water or sewage disposal service to consumers as defined in division (G) of section 4929.01 of the Revised Code and divisions (A)(2), (A)(8) and (A)(14) of section 4905.03 of the Revised Code, respectively. Rules for the establishment of credit for electric distribution utilities are included in Chapter 4901:1-10 of the Administrative Code.

4901:1-17-02 Written credit procedures required.

Each public utility shall establish written credit procedures consistent with these rules that allow an applicant for residential service to establish, or an existing residential customer to reestablish, credit with the utility. The procedures should be equitable and administered in a nondiscriminatory manner. The utility, without regard to race, color, religion, gender, national origin, age, handicap, or disability, shall base its credit procedures upon the credit risk of the individual as determined by the utility without regard to the collective credit reputation of the area in which the residential applicant or customer lives.

4901:1-17-03 Establishment of credit.

- (A) Each utility may require an applicant for residential service to satisfactorily establish financial responsibility. If the applicant has previously been a customer of that utility, the utility may require the residential applicant to establish financial responsibility pursuant to paragraph (C) of rule 4901:1-17-04 of the Administrative Code. An applicant's financial responsibility will be deemed established if the applicant meets one of the following criteria:
 - (1) The applicant is the owner of the premises to be served or of other real estate within the territory served by the utility and has demonstrated financial responsibility.
 - (2) The applicant demonstrates that he/she is a satisfactory credit risk by means that may be quickly and inexpensively checked by the utility. In determining whether the applicant is a financially responsible person, the public utility may request from the applicant and shall consider information including, but not limited to, the following: name of employer, place of employment, position held, length of service, letters of reference, and names of credit cards possessed by the applicant.

- (3) The applicant demonstrates that he/she has had the same class and a similar type of utility service within a period of twenty-four consecutive months preceding the date of application, unless utility records indicate that the applicant's service was disconnected for nonpayment during the last twelve consecutive months of service, or the applicant had received two consecutive bills with past due balances during that twelve-month period and provided further that the financial responsibility of the applicant is not otherwise impaired.

When an applicant requests a copy of his/her payment history to satisfy paragraph (A)(3) of this rule, each utility shall provide a customer, at his/her request, written information reflecting the customer's payment history. The utility shall provide this information within five business days of this request.

- (4) The applicant makes a cash deposit to secure payment of bills for the utility's service as prescribed in rule 4901:1-17-05 of the Administrative Code.
- (5) The applicant furnishes a creditworthy guarantor to secure payment of bills in an amount sufficient for a sixty-day supply for the service requested. If a third party agrees to be a guarantor for a utility customer, he or she shall meet the criteria as defined in paragraph (A) of this rule or otherwise be creditworthy.
- (a) Telecommunications service providers shall further comply with the provisions set forth in rule 4901:1-5-14 of the Administrative Code.
 - (b) For all utilities, including telecommunications service providers, the guarantor shall sign a written guarantor agreement that shall include, at a minimum, the information shown in the appendix to this rule. The company shall provide the guarantor with a copy of the signed agreement and shall keep the original on file during the term of the guaranty.
 - (c) For all utilities, including telecommunications providers, the company shall send all disconnection notifications for the guaranteed customer also to the guarantor, unless the guarantor affirmatively waives that right.
 - (d) For all utilities, including telecommunication providers, the company shall send a notice to the guarantor when the guaranteed customer requests a transfer of service to a new location. The transfer of service notice shall display all of the following information:
 - (i) The name of the guaranteed customer.
 - (ii) The address of the current guaranteed customer service location.
 - (iii) A statement that the transfer of service to the new location may affect the guarantor's liability.
 - (iv) A statement that, if the guarantor does not want to continue the guaranty at the new service location, the guarantor must provide thirty days' written notice to the company to end the guaranty.

- (B) The establishment of credit under the provisions of these rules, or the reestablishment of credit under the provisions of rule 4901:1-17-04 of the Administrative Code, shall not relieve the applicant or customer from compliance with the regulations of the utility

regarding advance payments and payment of bills by the due date, and shall not modify any regulations of the utility as to the discontinuance of service for nonpayment.

- (C) Upon default by a customer who has furnished a guarantor as provided in paragraph (A)(5) of this rule, the utility may pursue collection actions against the defaulting customer and the guarantor in the appropriate court, or if the guarantor is a customer of the same utility, that utility may transfer the defaulting customer's bill to the guarantor's. The defaulted amount transferred to the guarantor's bill shall not be greater than the amount billed to the customer for sixty days of service or two monthly bills. After thirty days from the transfer, the utility may make the guarantor subject to disconnection procedures, if the amount transferred still remains unpaid.
- (D) An applicant who owes an unpaid bill for previous residential service, whether the bill is owed as a result of service provided to that applicant or is owed under a guarantor agreement, shall not have satisfactorily established or reestablished his/her financial responsibility as long as the bill remains unpaid.

Rule 4901:1-17-03-Appendix: Guarantor Agreement

Guarantor Agreement

I, (name of guarantor), agree to be the guarantor for the (utility type) service provided by (name of utility company) for (customer's name) at the service address of (location).

As the guarantor for (customer's name), I agree to be obligated for charges for the (type of utility) services provided to the guaranteed customer, (customer's name), through the date of termination of the guaranty.

I understand that the company will send a notice to me when the customer requests to transfer service to a new location.

I understand that the company will also send to me all disconnection notifications sent to (name of customer), unless I affirmatively waive that right.

If (customer's name) defaults on the account, I will be held legally responsible for and agree to pay the defaulted amount. As guarantor, I understand that the defaulted amount may be transferred to my account and that my service may be subject to disconnection, if the transferred amount remains unpaid for thirty days. I understand that this amount will not be more than the amount of the bill for sixty days of service.

I understand that I may terminate this guarantor agreement upon thirty days' written notice to (name of company). I also understand that, if I terminate this guarantor agreement, (customer's name) may be required to reestablish creditworthiness when I terminate the guaranty.

I understand that the company shall annually review the account history of each customer who has provided a guarantor. Once (customer's name) satisfies the requirements for the release of a guarantor, as stated in Rule 4901:1-17-06, of the Ohio Administrative Code, (name of company) shall, within thirty days, notify me in writing that I am released from all further responsibility for the account.

I agree to be a guarantor for (customer's name).

(signature of guarantor)

I waive the right to receive all disconnection notices regarding (customer's name) guaranteed service.

(signature of guarantor)

4901:1-17-04 Deposit to reestablish creditworthiness.

- (A) A utility may require a customer to make a deposit or an additional deposit on an account, as set forth in this rule and pursuant to rules 4901:1-17-03 and 4901:1-17-05 of the Administrative Code, to reestablish creditworthiness for tariffed service based on the customer's credit history on that account with that company. After considering the totality of the circumstances, the utility may require a customer whose service has been disconnected to pay a deposit, the delinquent bill, and the reconnection charges prior to restoring service.
- (B) A utility may require a deposit if the customer account meets one of the following criteria:
 - (1) The customer has not made full payment or payment arrangements by the due date for two consecutive bills during the preceding twelve months.
 - (2) The customer has been issued a disconnection notice for nonpayment on two or more occasions during the preceding twelve months.
- (C) A utility may require a deposit if the applicant for service was a customer of that utility, during the preceding twelve months, and had service disconnected for nonpayment, a fraudulent practice, tampering, or unauthorized reconnection.

4901:1-17-05 Deposit administration provisions.

- (A) No public utility, as defined in this chapter, except telecommunications providers, shall require a cash deposit to establish or reestablish credit in an amount in excess of one-twelfth of the estimated charge for regulated service(s) provided by that distribution utility for the ensuing twelve months, plus thirty per cent of the monthly estimated charge. No telecommunications provider shall require a cash deposit to establish or reestablish credit in an amount in excess of that prescribed in rule 4901:1-5-13 of the Administrative Code. Each utility, upon request, shall furnish a copy of these rules to the applicant/customer from whom a deposit is required. If a copy of the rule is provided to a customer/applicant, the utility shall also provide the name, address, website address, and telephone number of the public utilities commission of Ohio.
- (B) Upon receiving a cash deposit, the utility shall furnish to the applicant/customer a receipt that displays all of the following information:

- (1) The name of the applicant/customer.
 - (2) The address of the premises to be served.
 - (3) The billing address for the service.
 - (4) The amount of the deposit and a statement that the rate of interest to be paid on the deposit will be not less than three per cent per annum if the deposit is held for one hundred eighty days or longer.
- (C) Each utility shall accrue interest at a rate of at least three per cent per annum per deposit held for one hundred eighty days or longer. Interest shall be paid to the customer when the deposit is refunded or deducted from the customer's final bill. A utility shall not be required to pay interest on a deposit it holds for less than one hundred eighty days. No utility shall be required to pay additional interest on a deposit after discontinuance of service, if the utility has made a reasonable effort to refund the deposit. A utility shall dispose of any unclaimed deposit, plus accrued interest, in conformity with Chapter 169. of the Revised Code.

4901:1-17-06 Refund of deposit and release of guarantor.

- (A) After discontinuing service, the utility shall promptly apply the customer's deposit, including any accrued interest, to the final bill. The utility shall promptly refund to the customer any deposit, plus any accrued interest, remaining. A transfer of service from one customer location to another within the service area of the utility does not prompt a refund of the deposit or a release of the guarantor.
- (B) The utility shall review each account holding a deposit or a guarantor agreement every twelve months and promptly refund the deposit, plus any accrued interest, or release the guarantor, if the account meets the following criteria:
- (1) The customer has paid his/her bills for service for twelve consecutive months without having had service disconnected for nonpayment.
 - (2) The customer has not had more than two occasions on which his/her bill was not paid by the due date.
 - (3) The customer is not then delinquent in the payment of his/her bills.
- (C) The utility shall promptly return the deposit, plus any accrued interest, upon the customer's request at any time the customer's credit has been otherwise established or reestablished, in accordance with this chapter of the Administrative Code.
- (D) Once the customer satisfies the requirements for release of the guarantor, pursuant to paragraph (B) of this rule, the utility shall notify the guarantor in writing, within thirty days, that the guarantor is released from all further responsibility for the account.

4901:1-17-07 Record of deposit.

Until the deposit is refunded or otherwise disposed of in accordance with applicable law, each utility holding a cash deposit shall maintain a record that displays all of the following information:

- (A) The name and current or last known billing address of each depositor.
- (B) The amount and date of the deposit.
- (C) Each transaction concerning the deposit.

4901:1-17-08 Applicant and/or customer rights.

- (A) Each public utility that requires a cash deposit shall notify the applicant/customer of all options available to establish credit as listed in paragraph (A) of rule 4901:1-17-03 of the Administrative Code.
- (B) If a public utility requires a cash deposit to establish or reestablish service and the customer expresses dissatisfaction with the utility's decision, the company shall inform the customer of the following:
 - (1) The reason(s) for its decision.
 - (2) How to contest the utility's decision and show creditworthiness.
 - (3) The right to have the utility's decision reviewed by an appropriate utility supervisor.
 - (4) The right to have the utility's decision reviewed by the commission staff, and provide the applicant/customer the local or toll-free numbers and/or TDD/TTY numbers, address, and the website address of the commission as stated below:

The public utilities commission of Ohio (PUCO) toll-free at 1-800-686-7826 or 1-614-466-3292, or for TDD/TTY toll-free at 1-800-686-1570 or 1-614-466-8180, from 8:00 a.m. to 5:00 p.m. weekdays, or the PUCO website at www.PUCO.ohio.gov.
- (C) Each public utility, upon request, shall provide in writing to the applicant/customer the information required by paragraph (B) of this rule.

4901:1-17-09 Waiver requests.

The public utilities commission of Ohio may waive any rule or any part of a rule contained in this chapter of the Administrative Code for good cause upon its own motion or upon application by a company.

The application for a waiver shall include the specific rule(s) requested to be waived. If the request is to waive only a part or parts of a rule, then the application should identify the appropriate paragraphs, sections, or subsections to be waived. The waiver request shall provide sufficient explanation by rule, including advantages and possible disadvantages, to allow the commission to thoroughly evaluate the waiver request.

DUKE ENERGY OHIO
SERVICE REGULATIONS
SUPPLEMENT B

**RULES, REGULATIONS AND PRACTICES
GOVERNING THE DISCONNECTION OF
GAS, NATURAL GAS, OR ELECTRIC
SERVICE TO RESIDENTIAL CUSTOMERS**

Rule 4901:1-18 of the Ohio Administrative Code as
Adopted by The Public Utilities Commission of Ohio
in Case No. 03-888-AU-ORD

4901:1-18-01	DEFINITIONS
4901:1-18-02	GENERAL PROVISIONS
4901:1-18-03	DELINQUENT BILLS
4901:1-18-04	EXTENDED PAYMENT PLANS AND RESPONSIBILITIES
4901:1-18-05	DISCONNECTION PROCEDURES FOR NATURAL GAS AND ELECTRIC COMPANIES.
4901:1-18-06	RECONNECTION OF SERVICE
4901:1-18-07	LANDLORD-TENANT PROVISIONS.
4901:1-18-07	APPENDICES & FORMS
4901:1-18-08	WAIVER REQUESTS
4901:1-18-09	RESIDENTIAL NATURAL GAS BILLS
4901:1-18-10	COMBINATION UTILITY COMPANIES
4901:1-18-11	INSUFFICIENT REASONS FOR REFUSING OR DISCONNECTING SERVICE
4901:1-18-12	RESTRICTIVE LANGUAGE PROHIBITION

4901:1-18-01 Definitions.

- (A) "Collection charge" means a tarified charge assessed to a residential customer by a company for dispatching an employee or agent to a residence who is authorized to accept payment for utility service.
- (B) "Commission" means the public utilities commission of Ohio.
- (C) "Company" means a natural gas company as defined in division (G) of section 4929.01 of the Revised Code or an electric distribution utility as defined in division (A)(6) of section 4928.01 of the Revised Code.
- (D) "Consumer" means any person who is the ultimate user of electric or gas service.
- (E) "Customer" means any person who enters into a contractual agreement with the company to receive residential electric or gas service.
- (F) "Default" means the failure to make the required payment on an extended payment plan by the due date.
- (G) "Extended payment plan" means an agreement between the customer and the company that requires the customer to make payments over a set period of time to the company on unpaid amounts owed to the company.
- (H) "Household income" has the meaning attributed to it by the Ohio department of development, office of community services, in the administration of the home energy assistance program.
- (I) "Primary source of heat" means the energy that is the heat source for the central heating system of the residence or, if the residence is not centrally heated, the energy that makes up the bulk of the energy used for space heating.
- (J) "Secondary source of heat" means the energy that is the heat source for space heating other than that provided by the central heating system of the residence or, if the residence is not centrally heated, the energy that does not make up the bulk of the energy used for space heating or, if the residence is centrally heated using some other form of energy, the energy required to operate equipment needed for the proper functioning of the central heating system.

4901:1-18-02 General provisions.

Natural gas or electric companies under the jurisdiction of the commission may disconnect service to residential customers only for the following reasons:

- (A) For any violation of or refusal to comply with a contract and/or the general service rules and regulations on file with the commission that apply to the customer's service.
- (B) When a consumer uses electricity or gas in a manner detrimental to the service to other consumers.
- (C) When providing service is in conflict or incompatible with any order of the commission, court of law, laws of the state of Ohio or any political subdivision thereof, or of the federal government or any of its agencies.
- (D) When the customer has moved from the customer location.

- (E) When supplying electricity or gas creates a safety hazard to consumers or their premises, the public, or to the company's personnel or facilities or where, because of conditions beyond the consumer's premises, disconnection of the supply of electricity or gas is reasonably necessary. The company shall not restore service until the hazardous condition(s) has been corrected.
- (F) When a customer, consumer, or his/her agent:
 - (1) Prevents utility company personnel from reading the meter for a year or more, unless the company suspects tampering or other fraudulent activities.
 - (2) After notice and a reasonable period of time under the circumstances, continues to prevent company personnel from calibrating, maintaining, or replacing the company's meter, metering equipment, or other company property used to supply service.
 - (3) Resorts to any fraudulent practice to obtain electric or gas service, is the beneficiary of the fraudulent practice, or damages the company's meter, metering equipment or other property used to supply the service. Under the circumstances stated in this paragraph the company need not restore service until the consumer or customer has completed each of the following:
 - (a) Given assurance that the fraudulent or damaging practice has been discontinued.
 - (b) Paid to the company an amount estimated by the company to be reasonable compensation for unauthorized usage obtained and not paid for at the time of disconnection.
 - (c) Paid for any damage to property of the company including any cost to repair the damage.
 - (d) All other fees and charges authorized by tariff resulting from the fraudulent practice or tampering.
- (G) For repairs, provided that notice to consumers is given prior to scheduled maintenance interruptions in excess of six hours.
- (H) Upon the request of the customer.
- (I) For nonpayment, including nonpayment of security deposits applied to delinquent bills as a condition for continued service, only after the provisions and procedures set forth in the rules in this chapter have been complied with by the natural gas or electric company.

4901:1-18-03 Delinquent bills.

- (A) Individually metered residential service accounts will be considered delinquent and subject to the company's disconnection procedures for nonpayment if the account meets one of the following criteria:
 - (1) The customer has not made full payment or arrangements for payment by the due date, for any given bill containing a previous balance for regulated services provided by the distribution utility.
 - (2) The customer is in default on an extended payment plan.

- (3) The customer fails to make the initial payment on an extended payment plan.
- (B) The minimum payment necessary in order to avoid the disconnection procedures shall not be greater than the delinquent amount, i.e., that portion of the bill that represents a previous balance for regulated services provided by the distribution utility.

4901:1-18-04 Extended payment plans and responsibilities.

- (A) Upon contact by a customer whose account is delinquent or who desires to avoid a delinquency, the company shall inform the customer that it will make extensions or other extended payment plans appropriate for both the customer and the company. The company may require the customer to demonstrate an inability to pay. If the customer proposes payment terms, the company may exercise discretion in the acceptance of the payment terms based upon the account balance, the length of time that the balance has been outstanding, the customer's recent payment history, the reasons why payment has not been made, and any other relevant factors concerning the circumstances of the customer, including health, age, and family circumstances. If the customer fails to propose payment terms acceptable to the company, the company shall then advise the customer of the availability of one of the extended payment plans as set forth in paragraphs (A)(1) and (A)(2) of this rule and of the availability of the extended payment plan set forth in paragraph (B) of this rule for a customer whose income qualifies him/her for such a plan. A customer who is in default on an extended payment plan other than one set forth in paragraphs (A)(1), (A)(2), or (B) of this rule is eligible for an extended payment plan as set forth in paragraphs (A)(1), (A)(2), and (B) of this rule provided he/she meets the qualifications for those plans. A customer who is in default on one of the extended payment plans set forth in paragraph (A)(1) or (A)(2) of this rule is eligible for the extended payment plan set forth in paragraph (B) of this rule provided he/she meets the qualifications for that plan.

If a customer informs the company of a medical problem, the company shall inform the customer of the medical certification program as provided in paragraph (C) of rule 4901:1-18-05 of the Administrative Code.

Each company shall offer the customer at least one of the following extended payment plans:

- (1) A plan that requires six equal monthly payments on the arrearages in addition to full payment of current bills.
- (2) A plan that requires payment of one-third of the balance due each month (arrearages plus current bill). This plan shall be offered during the winter heating season as required by paragraph (B)(3) of rule 4901:1-18-05 of the Administrative Code.
- (B) No company shall disconnect the service of any residential customer for nonpayment or refuse to reconnect, because of an arrearage, the service of a residential customer who has requested to transfer his/her service from one address to another as long as that customer meets each of the following qualifications:
 - (1) The customer has a household income for the past three months, which if annualized, would equal one hundred fifty per cent of the federal poverty level or less or, if the household income for the past three months annualized is more than one hundred fifty per cent of the federal poverty level, the customer has a household income for the past twelve months equal to one hundred fifty per cent of the federal poverty level or less.

- (2) For usage during any billing period all or part of which is within the winter period as defined by paragraph (B) of rule 4901:1-18-05 of the Administrative Code, the customer pays at least one of the following amounts:
 - (a) Ten per cent of his/her monthly household income to the jurisdictional company that provides the customer with his/her primary source of heat and pays at least five per cent of his/her monthly household income to the jurisdictional company that provides the customer a secondary source of heat.
 - (b) Fifteen per cent of his/her monthly household income to the jurisdictional company that provides both primary and secondary source of heat.
 - (c) Fifteen per cent of his/her monthly household income to the jurisdictional electric company that provides the totality of energy used for heating purposes to his/her residence.
 - (d) Ten per cent of his/her monthly household income to the jurisdictional company that provides the primary source of heat when a non-jurisdictional utility company or other person provides the secondary source of heat.
 - (e) Five per cent of his/her monthly household income to the jurisdictional company that provides the secondary source of heat when a non-jurisdictional utility company or other person provides the primary source of heat.
 - (3) For usage during any billing period, no part of which is within the winter period as defined by paragraph (B) of rule 4901:1-18-05 of the Administrative Code, the customer pays that percentage of his/her income required by paragraph (B)(2) of this rule or the current bill for actual non winter usage, whichever is greater.
 - (4) The customer applies for all public energy assistance for which he/she is eligible.
 - (5) The customer applies for all weatherization programs for which he/she is eligible.
 - (6) The customer provides proof to the jurisdictional company or the Ohio department of development, whichever is appropriate, no less often than once in every twelve months that he/she meets the household income requirements of paragraph (B)(1) of this rule. For customers determined to have zero income under paragraph (B)(1) of this rule, the jurisdictional company may require the customer to verify the household income no more than once every ninety days.
 - (7) The customer signs a waiver permitting the affected jurisdictional company to receive information from any public agency or private agency providing income or energy assistance and from any employer whether public or private.
- (C) For purposes of paragraphs (B)(1) and (B)(2) of this rule, any money provided to the jurisdictional company from the regular home energy assistance program (HEAP), or similar program, on behalf of the customer as energy assistance shall not be considered as household income or counted as part of the monies paid by the customer to meet the percentage of income requirement. Any money provided to the jurisdictional company on an irregular or on an emergency basis by a public or private agency for the purpose of paying utility bills shall not be considered as household income. These monies shall first be applied to the customer's current monthly payment obligation as determined in accordance with paragraph (B)(2) of this rule, with any money in excess of the amount necessary to satisfy the current monthly payment obligation being applied to either the

amount the customer is in default on an extended payment plan or, if no such default exists, then to the customer's arrearages.

- (D) The company shall provide an optional uniform payment plan (budget plan) on an annual basis for any customer who is not in default on a previously agreed upon extended payment plan. Arrearages need not be included in the optional uniform payment plan (budget plan).
- (E) A customer's failure to make any payment provided for under paragraph (A) or (B) of this rule shall entitle the company to disconnect service in accordance with the procedures set forth in rule 4901:1-18-05 of the Administrative Code.
- (F) The company shall furnish upon the request of the customer entering into an extended payment plan a written, typed, printed, or computer-generated copy of the plan and, if the extended payment plan was arranged by a company employee, the name of that employee.

4901:1-18-05 Disconnection procedures for natural gas and electric companies.

- (A) If a residential customer is delinquent in paying for regulated services provided by the distribution utility, the company may, after proper and reasonable notice of pending disconnection of service (not less than fourteen days), disconnect the customer's service during normal company business hours in compliance with all of the following conditions:
 - (1) No disconnections for nonpayment shall be made after twelve-thirty p.m. on the day preceding a day on which all services necessary for the customer to arrange and the company to perform reconnection are not regularly performed.
 - (2) On the day of disconnection of service, the company shall provide the customer with personal notice. If the customer is not at home, the company shall provide personal notice to an adult consumer. If neither the customer nor an adult consumer is at home, the company shall attach written notice to the premises in a conspicuous location prior to disconnecting service.
 - (3) Third-party or guarantor notification.
 - (a) Each company shall permit a residential customer to designate a third party to receive notice of the pending disconnection of the customer's service or of any other credit notices sent to the customer. If the customer has a guarantor, the guarantor shall receive notice of the pending disconnection of the guaranteed customer's service or of any other credit notices sent to the guaranteed customer, except where the guarantor has affirmatively waived the right to receive notices pursuant to rule 4901:1-17-03 of the Administrative Code. The company shall notify the third party or the guarantor at least fourteen days prior to disconnecting the customer's service.
 - (b) The company shall inform the third party that his/her receipt of such notices does not constitute acceptance of any liability by the third party for payment for service provided to the customer unless the third party has also agreed, in writing, to be a guarantor for the customer.
 - (c) In compliance with division (E) of section 4933.12 and division (D) of section 4933.121 of the Revised Code, if the company plans to disconnect the residential utility service of a customer for the nonpayment of his/her bill, and that customer resides in a county in which the department of job and family

services has provided the company with a written request for prior notification of residential service disconnection, then the company shall provide the appropriate county department of job and family services with a listing of those customers whose service will be disconnected for nonpayment at least twenty-four hours before the action is taken.

- (d) Upon the request of a property owner or the agent of a property owner, each company shall provide the property owner or the agent of a property owner with at least three-days advance notice when service to his/her property is to be disconnected either at the request of a residential customer who is a tenant or for nonpayment.
- (4) Employees or agents who disconnect service at the premises may or may not, at the discretion of the company, be authorized to make extended payment arrangements. Company employees or agents who disconnect service shall be authorized to complete one of the following:
 - (a) Accept payment in lieu of disconnection.
 - (b) Dispatch an employee to the premises to accept payment.
 - (c) Make available to the customer another means to avoid disconnection.
- (5) The following information shall be either clearly displayed on the disconnection notice or included in documents accompanying the disconnection notice:
 - (a) The delinquent billing account number, the total amount required to prevent disconnection of the regulated services provided by the distribution utility and any security deposit owed at the time of the notice.
 - (b) The earliest date when disconnection may occur.
 - (c) The local or toll-free number and address of the company's office for customers to contact about their account.
 - (d) A statement that the commission staff is available to render assistance with unresolved complaints, the current address, local or toll-free number and the TDD/TTY number of the commission's public interest center, and the commission's website.
 - (e) A statement that the customer's failure to pay the amount required at the company's office or to one of its authorized agents by the date specified in the notice may result in a security deposit and a charge for reconnection being required. The statement shall also include the amount of the security deposit and the reconnection charge.
 - (f) If applicable, a statement that the failure to pay charges for non-tariffed and/or non-regulated products or services may result in the loss of those products and/or services.
 - (g) An explanation of the payment plans and options available to a customer whose account is delinquent, as provided in this rule and rule 4901:1-18-04 of the Administrative Code, and, when applicable, rule 4901:1-18-10 of the Administrative Code.

- (h) If disconnection of service is to occur, as a result of nonpayment, a statement that a medical certification program and forms are available from the company.
 - (i) A statement that a listing of the company's authorized payment agents is available by calling the company's toll-free customer service number.
- (B) The company shall not disconnect service to residential customers for nonpayment during the period of November first through April fifteenth unless, in addition to the other requirements of this rule, the company completes each of the following:
 - (1) Makes contact with the customer or other adult consumer at the premises ten days prior to disconnection of service by personal contact, telephone, or hand-delivered written notice.
 - (2) Informs the customer or adult consumer that sources of federal, state, and local government aid for payment of utility bills and for home weatherization are available at the time the company delivers the notice required in paragraph (B)(1) of this rule, and provides sufficient information to allow the customer to further pursue available assistance.
 - (3) Informs the customer of the right to enter into a payment plan as set forth in paragraph (A)(2) of rule 4901:1-18-04 of the Administrative Code, unless the customer qualifies for the payment plan set forth in paragraph (B) of rule 4901:1-18-04 of the Administrative Code, in which event the company shall inform the customer of the availability of both plans. The company may require reasonable verification of the customer's household income, including but not necessarily limited to verification by the local agency providing governmental aid in paying utility bills. If the customer does not respond to the notice described in paragraph (B)(1) of this rule, or refuses to accept a payment plan or fails to make the initial payment on a payment plan referenced in this paragraph, the company may disconnect service after the ten-day notice expires.
- (C) Medical Certification
 - (1) The company shall not disconnect service for nonpayment if the disconnection of service would be especially dangerous to health. The health condition must be certified in accordance with this rule.
 - (2) When the disconnection of service would make operation of necessary medical or life-supporting equipment impossible or impractical, the company shall not disconnect service for nonpayment, if the customer establishes an inability to pay the amount due in full and enters into and makes payments in accordance with an extended payment plan. The necessary medical or life-supporting equipment must be certified in accordance with this rule.
 - (3) The electric distribution company shall give notice of availability of medical certification to its residential customers by means of bill inserts or special notices at the beginning of the winter heating period and at the beginning of the summer cooling period. The natural gas company shall give notice of the availability of medical certification to its residential customers by means of bill inserts or special notices at the beginning of the winter heating period.
 - (4) The company shall provide application forms for health care professionals or local board of health physicians for certification upon request of any residential consumer.

- (5) Any consumer who is a permanent resident of the premises where the service is rendered may qualify for certification.
- (6) The condition shall be certified to the company by a licensed physician, physician assistant, clinical nurse specialist, certified nurse practitioner, certified nurse-midwife, or local board of health physician.
 - (a) The certification required by paragraphs (C)(1) and (C)(2) of this rule shall be in writing and shall include the name of the person to be certified, a statement that the person is a permanent resident of the premises in question, the name, business address, and telephone number of the certifying party, the nature of the condition, and a signed statement by the certifying party that disconnection of service will be especially dangerous to health.
 - (b) Initial certification by the certifying party may be by telephone if written certification is forwarded to the company within seven days.
 - (c) In the event service has been disconnected within twenty-one days prior to certification of special danger to health for a qualifying resident, service shall be restored to that residence if proper certification is made in accordance with the foregoing provisions and the customer agrees to an extended payment plan.
 - (d) Certification shall prohibit disconnection of service for thirty days. Certification may be renewed two additional times (thirty days each) by a licensed physician, physician assistant, clinical nurse specialist, certified nurse practitioner, certified nurse-midwife, or local board of health physician by providing an additional certificate to the company. The total certification period is not to exceed ninety days per household in any twelve-month period.
 - (e) Upon renewal of certification, company personnel shall personally contact the customer and advise the customer of the governmental assistance programs that may be available. In the event that the best efforts of the company fail to result in personal contact, the company shall provide assistance information by mail.
 - (f) If a medical certificate is used to avoid disconnection, the customer shall enter into an extended payment plan prior to the end of the medical certification period or be subject to disconnection. The initial payment on the plan shall not be due until the end of the certification period.
- (D) Upon request of the customer, the company shall provide an opportunity for review of the initial decision to disconnect the service. The company shall review the circumstances surrounding the disconnection, escalate the review to an appropriate supervisor if requested, and inform the customer of the decision upon review as soon as possible. At the customer's request, the company shall respond in writing.
- (E) The company when contacted by the commission's public interest center shall respond to an inquiry concerning a pending disconnection or actual disconnection within two business days. At the request of commission staff, the company shall respond in writing. Commission staff will notify the customer of the company's response.

- (F) The company shall include in its tariff its current standard practices and procedures for disconnection, including the applicable collection and reconnect charges. The company shall submit a sample disconnection notice for approval.

4901:1-18-06 Reconnection of service.

The company shall reconnect service that has been disconnected for nonpayment pursuant to the following provisions:

- (A) Upon payment or proof of payment, including any reconnection charge, of the amount owed for the service that was previously disconnected or of an amount sufficient to cure the default on any extended payment plan described in Rule 4901:1-18-04 of the Administrative Code, including any reconnection charge, the company shall reconnect service by the close of the following regular company working day. The amount sufficient to cure the default includes all amounts that would have been due and owing under the terms of the applicable extended payment plan, absent default, on the date on which service is reconnected.
- (B) If service is disconnected and the customer wishes to guarantee the reconnection of service the same day on which payment is rendered:
- (1) The customer must provide proof of payment, and notify the company no later than twelve-thirty p.m. that reconnection of service is requested the same day.
 - (2) The company may require the customer to pay or agree to pay the company's approved tariff charges for reconnection of service if reconnection of service occurs after normal company business hours. The company may collect this fee prior to reconnection or with the customer's next monthly billing.
- (C) The company shall not assess a reconnection charge unless the company has actually disconnected the service. The company may, however, assess a collection charge if a collection charge is part of the company's approved tariff.
- (D) If the company requires a guarantor in order to reestablish service, the guarantor shall sign an acknowledgment that he/she is willing to accept the responsibility to secure payment of the customer's bill in an amount sufficient for a sixty-day supply of service.

4901:1-18-07 Landlord-tenant provisions.

A company may disconnect utility service of individuals whose utility services are included in rental payments and of consumers residing in a multi-unit dwelling (i.e., tenants who receive master-metered services) for which the customer is the landlord, only in accordance with the following:

- (A) The company shall give a notice of disconnection of service to the landlord/agent at least fourteen days before the disconnection would occur. If, at the end of the fourteen-day notice period, the customer has not paid or made payment arrangements for the bill to which the fourteen-day notice relates, the company shall then make a good faith effort by mail, or otherwise, to provide a separate ten-day notice of pending disconnection to the landlord/agent, and to each unit of a multi-unit dwelling (i.e., each tenant who receives master-metered service). This ten-day notice shall be in addition to the fourteen-day notice given to the landlord/agent. This notice requirement shall be complied with throughout the year. In a multi-unit dwelling, written notice shall also be placed in a conspicuous place.
- (B) The company shall also provide the following information in its ten-day notice:

- (1) A summary of the remedies tenants may choose to prevent disconnection or to have service reconnected.
 - (2) A statement to inform tenants that a list of procedures and forms to prevent disconnection or to have service reconnected are available from the company upon request. A model form of the tenants' ten-day notice is attached as appendix A to this rule.
- (C) The company shall inform any consumer inquiring about the notice, posted pursuant to paragraph (A) of this rule, of the amount due for the current month's bill and that the disconnection of service may be prevented if the consumer(s) makes a single payment to the company in the amount of the current month's bill.
- (D) The company shall credit to the appropriate account any payment made by tenants equal to or exceeding the landlord's current bill for those premises. The company is under no obligation to accept partial payment from individual tenants. The company may choose to accept only a single payment from a representative acting on behalf of all the tenants.
- (E) No company shall disconnect service to master-metered premises when all of the following actions take place:
- (1) A tenant delivers to the company a copy of the written notice required by division (A) of section 5321.07 of the Revised Code, signed by fifty per cent or more of the tenants of the occupied dwelling units, which notice shall designate the imminent disconnection of utility service (as shown by the disconnection notices received) as a reason for the notice.
 - (2) A tenant informs the company in writing of the date of the last day on which rent may be paid before a penalty is assessed or the date on which default on the lease or rental agreement can be claimed.
 - (3) The tenants timely invoke the remedies provided in divisions (B)(1) and (B)(2) of section 5321.07 of the Revised Code, including but not limited to:
 - (a) Depositing all rent that is due and thereafter becomes due to the landlord, with the clerk of the municipal or county court having jurisdiction, and
 - (b) Applying to the court for an order to use the rent deposited to remedy the condition or conditions specified in the tenant's notice to the landlord (including but not necessarily limited to payment to the company rendering the disconnection notice).
- (F) Each company that delivers notice pursuant to paragraph (A) of this rule shall provide to each tenant, upon request, the procedures to avoid disconnection or to have service reconnected as described in appendix B to this rule. The forms referenced in appendix B to this rule shall be made available by the company and also will be available on the commission's website at www.puc.state.oh.us/PUCO/forms/index.cfm or by contacting the commission's public interest center toll-free (in Ohio) at 1-800-686-7826 or TDD/TTY at 1-800-686-1570. The company shall also identify for the tenant any resources in the community where he/she can obtain assistance in pursuing his/her claim, including but not limited to:
- (1) The telephone number(s) of the local legal services program (in cities over one hundred thousand served by that company),

- (2) The toll-free number(s) for the Ohio state legal services association,
 - (3) The toll-free number(s) of the office of consumers' counsel,
 - (4) The telephone number(s) of the local bar association, and
 - (5) The telephone number(s) of the local tenant organization(s).
- (G) If a company disconnects service to consumers whose utility services are included in rental payments or who are residing in master-metered premises, the company, upon inquiry, shall inform the consumer that service will be reconnected upon payment of the amount due for the current month's bill plus any reconnection charge if the payment is made within fourteen days of disconnection. The company shall continue service at the premises as long as the tenant's representative continues to pay for each month's service (based upon actual or estimated consumption) by the due date of the bill for that service. The company shall also reconnect service for those consumers who, within fourteen days of the disconnection of service, invoke the provisions of section 5321.07 of the Revised Code, as specified in paragraph (E) of this rule. If the consumers choose to have their service reconnected by paying the current month's bill and payment is not made by the due date each month, the company shall post the notice in a conspicuous location on the premises and make a good faith effort by mail or otherwise to notify each household unit of a multi-unit dwelling or tenant receiving service in the master-metered premises of the impending service disconnection. The company is not required to reconnect service pursuant to this paragraph where the landlord resides on the premises.
- (H) The company shall only provide service to a master-metered premise if the customer is the landlord/owner of the premises. Company acceptance of new applications for service to master-metered premises requires the landlord/owner to provide to the company an accurate list specifying the individual mailing addresses of each unit served at the master-metered premises.
- (I) The company may charge the landlord/owner of the master-metered premises a reasonable fee, as set forth in the company's tariffs, designed to pay the company's incurred cost for providing the notice to tenants required by paragraph (A) of this rule.
- (J) The company has the burden of collecting any amounts in arrears.
- (K) If a customer, who is a property owner or the agent of a property owner, requests disconnection of service when residential tenants reside at the premises, the company shall perform both of the following actions:
- (1) Provide at least a ten-day notice prior to the disconnection of service by mail to the residential tenants or by posting the notice in conspicuous places on the premises.
 - (2) Inform such customer of the customer's liability for all utility service consumed during the ten-day notice period.
- (L) Notwithstanding any notice requirement of a company under paragraph (K) of this rule and paragraph (A)(3)(d) of rule 4901:1-18-05 of the Administrative Code, a company will not be found to have violated these rules if:
- (1) The company uses reasonable efforts to determine the status of the customer/consumer as either a property owner, the agent of a property owner, or a tenant; or

- (2) The customer/consumer misrepresents the status of the customer/consumer as either a property owner, or the agent of a property owner, or tenant.

4901:1-18-07 Appendices & Forms

4901:1-18-08 Waiver requests.

The public utilities commission of Ohio may waive any rule or any part of a rule contained in this chapter of the Administrative Code for good cause upon its own motion or upon application by a company.

The application for a waiver shall include the specific rule(s) requested to be waived. If the request is to waive only a part or parts of a rule, then the application should identify the appropriate paragraphs, sections, or subsections to be waived. The waiver request shall provide sufficient explanation by rule, including advantages and possible disadvantages, to allow the commission to thoroughly evaluate the waiver request.

4901:1-18-09 Residential natural gas bills.

- (A) This rule applies to natural gas company bills that do not include any retail gas supplier charges. Requirements for natural gas consolidated billing appear in rule 4901:1-29-12 of the Administrative Code.
- (B) Bills issued by or for the natural gas company shall be accurate and rendered at regular intervals and shall contain clear and understandable form and language. Each bill shall display the following information:
 - (1) The customer's name, billing address, service address, and account number.
 - (2) The natural gas company's name and its payment address.
 - (3) The natural gas company's twenty-four hour, local or toll-free telephone number for reporting service emergencies.
 - (4) A statement that customers with bill questions or complaints should call or write the natural gas company first. The bill shall list the natural gas company's local or toll-free telephone number(s) and the address where a question or complaint may be sent.
 - (5) The following text:

"If your questions are not resolved after you have called (name of company), you may call the Public Utilities Commission of Ohio (PUCO) toll-free at 1-800-686-7826 or 1-614-466-3292, or for TDD/TTY toll-free at 1-800-686-1570 or 1-614-466-8180, from 8:00 a.m. to 5:00 p.m. weekdays, or visit the PUCO website at www.PUCO.ohio.gov.

Residential customers may also call the Ohio Consumers' Counsel (OCC), toll-free at 1-877-742-5622 from 8:30 a.m. to 5:30 p.m. weekdays, or visit the OCC website at www.pickocc.org."
 - (6) A rate schedule, if applicable.
 - (7) The dates of the service period covered by the bill.
 - (8) The billing determinants, if applicable:

- (a) Beginning meter reading(s),
 - (b) Ending meter reading(s),
 - (c) Demand meter reading(s),
 - (d) Multiplier(s),
 - (e) Consumption, and/or
 - (f) Demand(s).
- (9) The gas cost recovery rate expressed in dollars and cents per MCF or CCF.
- (10) The total charge attributable to the gas cost recovery rate expressed in dollars and cents.
- (11) The identification of estimated bills.
- (12) The due date for payment.
- (13) The total charges for current billing period.
- (14) Any late payment charge or gross and net charges, if applicable.
- (15) Any unpaid amounts due from previous bills, customer credits, and total amounts due and payable.
- (16) The current balance of the account, if the residential customer is billed according to a budget plan.
- (17) The current gas and electric charges separately, if the customer is billed for gas and electric service on the same bill.
- (18) If applicable, each charge for non-tariffed, non-regulated service(s).
- (19) Any nonrecurring charge(s).
- (20) Any payment(s) or credit(s) applied to the account during the current billing period.
- (21) If applicable, the percentage of income payment program (PIPP) billing information:
- (a) Current PIPP payment,
 - (b) PIPP payments defaulted (i.e., past due),
 - (c) Total PIPP amount due, and
 - (d) Total account arrearage.
- (22) An explanation of codes and abbreviations used.

- (23) If applicable, the name of the selected competitive retail natural gas supplier or governmental aggregator and a statement that such provider is responsible for billing the gas supplier charges.
 - (24) The customer's historical consumption during each of the preceding twelve months, with a total and average consumption for such twelve-month period.
 - (25) A prominently displayed "apples-to-apples" notice, if the company has a choice program.
 - (26) A statement, either appearing directly on the bill, in a bill insert, or as a separate mailing, of any payment arrangement agreed upon by the customer and the company.
 - (27) Other information required by Ohio law or commission rule or order.
- (C) A natural gas company proposing any new bill format shall file its proposed bill format with the commission for approval. If the commission does not act upon an application for sample bill approval within forty-five days, the sample bill shall be approved.
 - (D) Each natural gas company shall maintain an appropriate listing of its customer service number(s) in the directory of each certified local telephone service provider operating in the natural gas company's service area.
 - (E) Each natural gas company shall, upon request, provide customers with an updated list of the name and street address/location of the nearest payment center and/or local authorized agent, and alternative methods available for payment of customer bills. Customers shall not be charged more than two-times the cost of a first-class postage stamp for processing their payments by cash, check or money order at authorized agent locations.
 - (F) When a customer pays a bill at the natural gas company's business office or to an authorized agent of the company, the payment, including any partial payment, shall be immediately credited to the customer's account where feasible and in any event be credited to the customer's account as of the date received at the business office or by the agent. No natural gas company shall disconnect service to a customer who pays to the company or an authorized agent of the company the total amount due (or an amount agreed upon between the natural gas company and the customer to prevent disconnection) on the account by the close of business on the disconnection date listed on the disconnection notice. Payment received by an authorized agent of the natural gas company shall constitute receipt of payment by the company.
 - (G) Each natural gas company shall establish a written policy for its personnel at its business offices and for its authorized agents to handle billing disputes, requests for payment arrangements, and reporting payments to prevent disconnection of service. If these matters cannot be handled by an agent authorized to accept payments, the agent shall provide customers with the natural gas company's local or toll-free number.
 - (H) Any natural gas company wishing to issue billing statements online shall comply with each of the following requirements:
 - (1) A customer shall not be required to use online billing.
 - (2) No enrollment or usage fees shall be assessed to a customer who chooses to receive bills and/or customer information online.

- (3) The online billing statement shall include all requirements listed in paragraph (B) of this rule.
- (4) The company shall maintain a secure and encrypted site that is to be accessed only by the customer of record after completing a secure registration process.
- (5) Any fees to accept online payments shall be clearly disclosed in payment window(s).
- (6) Any payment made online shall be treated as a payment made at the company business office and shall be posted to the account in accordance with paragraph (F) of this rule. The time needed to post the payment to the account shall be clearly stated.
- (7) If a customer chooses to use online billing, the customer shall not be restricted to making payments online in the future. All payment methods shall continue to be available to the customer.

4901:1-18-10 Combination utility companies.

- (A) The residential customers and consumers of a combination utility company that provides both natural gas and electric service shall have the same rights pursuant to Chapter 4901:1-18 of the Administrative Code as customers and consumers who are served by separate natural gas and electric companies. In the event of disconnection or pending disconnection of both gas and electric services, a residential customer of a combination utility company has the right to choose to retain or have reconnected both utility services or one service, either gas or electric.
- (B) A combination utility company shall apply the payments from residential customers to their gas and electric accounts separately and shall apportion the payments based on the total balance for each service, including any arrearage plus the current month's charge(s). For purposes of applying these payments:
 - (1) For customers billed only for services provided by the combination utility company, the company shall apply payments first to past due amounts, then to current regulated charges, and finally to any non-regulated charges.
 - (2) For customers billed by the combination utility company for any competitive services provided by either a competitive retail natural gas supplier and/or a competitive retail electric provider, the company shall apply payments as provided for in paragraph (J) of rule 4901:1-29-12 and paragraph (H) of rule 4901:1-10-33 of the Administrative Code.
- (C) Whenever a residential customer receiving both gas and electric service from a combination utility company has received a disconnection of service notice, the company shall give the customer each of the following options:
 - (1) An extended payment plan for both gas and electric as provided for in rule 4901:1-18-04 of the Administrative Code.
 - (2) An extended payment plan to retain either gas or electric service as chosen by the customer. Such extended payment plan shall include an extended payment plan as provided in rule 4901:1-18-04 of the Administrative Code.
- (D) If a residential customer of a combination utility company who has entered into one extended payment plan for both gas and electric service receives a disconnection of service notice and notifies the company of an inability to pay the full amount due under

such plan, the company shall offer the customer, if eligible pursuant to paragraph (A) of rule 4901:1-18-04 of the Administrative Code, another payment plan to maintain both services. The company shall give the customer the opportunity to retain only one service by paying the defaulted payment plan portion attributable to that service and by continuing payment on the portion of the extended payment plan attributable to that service subject to paragraph (B) of rule 4901:1-18-05 of the Administrative Code.

- (E) If both the gas and electric service of a residential customer of a combination utility have been discontinued for nonpayment, the company shall reconnect both services, or either service, as designated by the customer, pursuant to rule 4901:1-18-06 of the Administrative Code.
- (F) The combination utility company shall in its disconnection of service notice, as provided for in Chapter 4901:1-18 of the Administrative Code, advise combination residential customers of their rights to select the service(s) for retention or reconnection as provided for in paragraphs (C), (D), and (E) of this rule. The notice shall state with specificity the conditions under which customers may exercise their rights and shall state the telephone number and business address of a company representative to be contacted to inquire about those rights.
- (G) For a customer who has received a disconnection of service notice and who contacts the combination utility company, the company shall inform the customer of the total past due amount for each service, and with respect to the extended payment plans available under this rule, the monthly payment due on the past due amount for each service.

4901:1-18-11 Insufficient reasons for refusing or disconnecting service.

The company shall not refuse service to or disconnect service to any applicant/customer for any of the following reasons:

- (A) Failure to pay for service furnished to a former customer unless the former customer and the new applicant for service continue to be members of the same household.
- (B) Failure to pay a nonresidential account.
- (C) Failure to pay any amount which is in bona fide dispute. Where the customer has registered a complaint with the commission's public interest center or filed a formal complaint with the commission which reasonably asserts a bona fide dispute, the company shall not disconnect service if the customer pays either the undisputed portion of the bill, if known or can reasonably be determined, or the amount billed for the same billing period in the previous year.
- (D) Failure to pay any non-regulated service charges.

4901:1-18-12 Restrictive language prohibition.

Except as provided in rules 4901:5-37 and 4901:5-25-06 of the Administrative Code or other commission-approved curtailment provisions, no natural gas company or electric distribution utility shall deny service to a prospective customer or discontinue service to a present customer because the company would be or is providing only auxiliary, stand-by or emergency service as an alternative energy source.

Upon application to and approval by the commission, a natural gas company or electric distribution utility may file a separate applicable tariff containing rates which reflect the costs incurred by that company to provide such services.

RATE RS

RESIDENTIAL SERVICE

APPLICABILITY

Applicable to 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 distribution lines are adjacent to the premises to be served.

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 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. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Effective: January 2, 2009

Issued by Julie Janson, President

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 30.11
Cancels and Supersedes
Sheet No. 30.10
Page 2 of 3

NET MONTHLY BILL (Contd.)

2. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider SRA-CD, Capacity Dedication Rider
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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. 86, Rider USR, Universal Service Fund Rider
Sheet No. 89, Rider AG, Optional Alternative Generation Rider
Sheet No. 103, Rider MSR-E, Merger Savings Credit Rider-Electric
Sheet No. 104, Rider DR-IM, Infrastructure Modernization Rider
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

3. Price to Compare – Base Generation Charges (PTC-BG)

The following generation charges are applicable to all customers except those customers who receive their energy from a Certified Supplier:

	<u>JAN. 1, 2009 – DEC. 31, 2009</u>	
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
First 1,000 kilowatt-hours	\$0.040238 per kWh	\$0.040238 per kWh
Additional kilowatt-hours	\$0.053622 per kWh	\$0.008915 per kWh

	<u>JAN. 1, 2010 – DEC 31, 2010</u>	
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
First 1,000 kilowatt-hours	\$0.042345 per kWh	\$0.042345 per kWh
Additional kilowatt-hours	\$0.056265 per kWh	\$0.009770 per kWh

	<u>JAN. 1, 2011 – DEC. 31, 2011</u>	
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
First 1,000 kilowatt-hours	\$0.042345 per kWh	\$0.042345 per kWh
Additional kilowatt-hours	\$0.056265 per kWh	\$0.009770 per kWh

MINIMUM CHARGE

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

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Effective: January 2, 2009

Issued by Julie Janson, President

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.

TERMS AND CONDITIONS

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

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. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Effective: January 2, 2009

Issued by Julie Janson, President

RATE ORH

OPTIONAL RESIDENTIAL SERVICE WITH ELECTRIC SPACE HEATING

APPLICABILITY

Applicable to electric service, other than three phase service, used for all domestic purposes in private residences and single occupancy apartments where permanently connected electric heating equipment is installed and in regular use as the primary source of qualified space heating in the entire territory of the Company where distribution lines are adjacent to the premises to be served. In addition, the customer will be required to pay an amount equal to the current installed cost of demand metering equipment in excess of the current installed cost of standard watt-hour metering equipment. All metering equipment shall remain the property of the Company. The Company shall be responsible for the installation, operation, maintenance, testing, replacement and removal of metering equipment.

This rate is only available as Company demand meters are installed on the customer's premises. Due to the limited availability of metering equipment and Company personnel, a demand meter will be installed as metering equipment and Company personnel are available.

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 per month
(b) Energy Charge		
First 1,000 kilowatt-hours	\$0.023426 per kWh	\$0.023426 per kWh
Additional kilowatt-hours	\$0.027749 per kWh	\$0.012939 per kWh
In excess of 150 times Customer's		
Monthly Demand	\$0.027749 per kWh	\$0.008723 per kWh

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Public Utilities Commission of Ohio.

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P.U.C.O. Electric No. 19
Sheet No. 31.11
Cancels and Supersedes
Sheet No. 31.10
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NET MONTHLY BILL (Contd.)

2. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider SRA-CD, Capacity Dedication Rider
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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
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Sheet No. 89, Rider AG, Optional Alternative Generation Rider
Sheet No. 103, Rider MSR-E, Merger Savings Credit Rider
Sheet No. 104, Rider DR-IM, Infrastructure Modernization Rider
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

3. Price to Compare – Base Generation Charges (PTC-BG)

The following generation charges are applicable to all customers except those customers who receive their energy from a Certified Supplier:

	<u>JAN. 1, 2009 – DEC. 31, 2009</u>	
	<u>Summer Period</u>	<u>Winter Period</u>
Generation Charges		
Energy Charge		
First 1,000 kilowatt-hours	\$0.036637 per kWh	\$0.036635 per kWh
Additional kilowatt-hours	\$0.046109 per kWh	\$0.013606 per kWh
In excess of 150 times Customer's Monthly Demand	\$0.046109 per kWh	\$0.004349 per kWh

	<u>JAN. 1, 2010 – DEC. 31, 2010</u>	
	<u>Summer Period</u>	<u>Winter Period</u>
Generation Charges		
Energy Charge		
First 1,000 kilowatt-hours	\$0.038601 per kWh	\$0.038599 per kWh
Additional kilowatt-hours	\$0.048452 per kWh	\$0.014649 per kWh
In excess of 150 times Customer's Monthly Demand	\$0.048452 per kWh	\$0.005021 per kWh

Filed pursuant to an Order dated _____ in Case No08-920-EL-SSO before the
Public Utilities Commission of Ohio.

Issued:

Issued by Julie Janson, President

Effective: January 2, 2009

3. Price to Compare – Base Generation Charges (PTC-BG) (Cont'd.)

Generation Charges	<u>JAN. 1, 2011 – DEC. 31, 2011</u>	
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
First 1,000 kilowatt-hours	\$0.038601 per kWh	\$0.038599 per kWh
Additional kilowatt-hours	\$0.048452 per kWh	\$0.014649 per kWh
In excess of 150 times Customer's Monthly Demand	\$ 0.048452 per kWh	\$0.005021 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 the period represented by the Company's billing for the eight (8) revenue months of January through May and October through December.

DEMAND

Customer's monthly demand will be the kilowatts as determined from the Company's demand metering equipment for the fifteen (15) minute period of customer's greatest use in each month during the winter period.

Minimum demand shall be ten (10) kilowatts.

QUALIFIED SPACE HEATING

"Qualified" space heating is the heating of residential living quarters primarily through the regular use of permanently connected electric heating equipment, the installation of which meets the Company's specifications.

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.

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TERMS AND CONDITIONS

This rate is available upon application in accordance with the Company's Service Regulations and the minimum contract period shall be one (1) year terminable thereafter on thirty (30) days written notice by either the customer or the Company.

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 Company's Service Regulations currently in effect, as filed with the Public Utilities Commission of Ohio.

Filed pursuant to an Order dated _____ in Case No08-920-EL-SSO before the
Public Utilities Commission of Ohio.

Issued:

Issued by Julie Janson, President

Effective: January 2, 2009

RATE HEC

HOME ENERGY CHECK-UP SERVICE PROGRAM

PROGRAM DESCRIPTION

Upon request of an eligible customer, the Company shall provide an on-site energy audit for a charge of \$15.00. The customer shall remit the amount prior to the performance of the audit.

Company will provide only one (1) Energy Audit hereunder for an eligible customer for the same premises. Successors will be classified as an eligible customer.

In the case of duplicate audits, the customer shall be provided an estimate of those direct costs which the utility intends to assess, and shall pay the total direct costs.

If the service requested by the customer is not performed, all money remitted by the customer for the HEC Program shall be refunded to such customer.

ELIGIBLE CUSTOMER

An eligible customer means any single family residence or multi-family unit, individually or centrally heated, serving up to four (4) units.

Filed pursuant to an Entry dated March 29, 2006 in Case No. 06-407-GE-ATA before the Public Utilities Commission of Ohio.

Issued: March 31, 2006

Effective: April 3, 2006

Issued by Sandra P. Meyer, President

RATE TD

OPTIONAL TIME-OF-DAY RATE FOR RESIDENTIAL SERVICE

APPLICABILITY

Applicable to electric service other than three phase service for all domestic purposes in private residences and single occupancy apartments in the entire territory of the Company where distribution lines are adjacent to the premises to be served. This rate is available only as Company demand meters with programmable time-of-day registers are installed on the customer's premises.

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.

NET MONTHLY BILL

Computed in accordance with the following charges:

	<u>Summer Period</u>	<u>Winter Period</u>
1. Distribution Charges		
(a) Customer Charge	\$13.00 per month	\$13.00 per month
(b) Energy Charge		
On Peak kilowatt-hours	\$0.037141 per kWh	\$0.029514 per kWh
Off Peak kilowatt-hours	\$0.006479 per kWh	\$0.006474 per kWh
2. Applicable Riders		
The following riders are applicable pursuant to the specific terms contained within each rider:		
Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider		
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider		
Sheet No. 54, Rider SRA-CD, Capacity Dedication Rider		
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker		
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider		
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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. 86, Rider USR, Universal Service Fund Rider		
Sheet No. 89, Rider AG, Optional Alternative Generation Rider		
Sheet No. 103, Rider MSR-E, Merger Savings Credit Rider-Electric		
Sheet No. 104, Rider DR-IM, Infrastructure Modernization Rider		
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Fund Rider		
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate		

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Effective: January 2, 2009

Issued by Julie Janson, President

NET MONTHLY BILL (Contd.)

3. Price to Compare – Base Generation Charges (PTC-BG)

The following generation charges are applicable to all customers except those customers who receive their energy from a Certified Supplier:

<u>JAN. 1, 2009 – DEC. 31, 2009</u>		
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
On Peak kilowatt-hours	\$0.098380 per kWh	\$0.074982 per kWh
Off Peak kilowatt-hours	\$0.004950 per kWh	\$0.004956 per kWh
<u>JAN. 1, 2010 – DEC. 31, 2010</u>		
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
On Peak kilowatt-hours	\$0.102813 per kWh	\$0.078479 per kWh
Off Peak kilowatt-hours	\$0.005646 per kWh	\$0.005652 per kWh
<u>JAN. 1, 2011 – DEC. 31, 2011</u>		
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
On Peak kilowatt-hours	\$0.102813 per kWh	\$0.078479 per kWh
Off Peak kilowatt-hours	\$0.005646 per kWh	\$0.005652 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.

RATING PERIODS

The rating periods applicable to the above kilowatt-hour charges are as follows:

- Summer On Peak Period - 11:00 a.m. to 8:00 p.m. Monday through Friday, excluding holidays.
- Winter On Peak Period - 9:00 a.m. to 2:00 p.m. and 5:00 p.m. to 9:00 p.m. Monday through Friday, excluding holidays.
- Off Peak Period - All hours Monday through Friday not included above plus all day Saturday and Sunday as well as New Year's Day, President's Day, Good Friday, Memorial Day, Independence Day, Labor Day, Columbus Day, Veteran's Day, Thanksgiving Day and Christmas Day or on the day nationally designated to be celebrated as such with the exception that if the foregoing holidays occur on a Sunday, the following Monday is considered a holiday.

Filed pursuant to an Order dated _____ in Case No. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Effective: January 2, 2009

Issued by Julie Janson, President

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 33.12
Cancels and Supersedes
Sheet No. 33.11
Page 3 of 3

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 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 initial term of service under this rate is three (3) years. If the customer desires to cancel service under this tariff within three (3) years, a termination fee may be charged by the Company. The termination fee will be determined by applying the above Customer Charge times the remaining months of the initial service agreement.

TERMS AND CONDITIONS (Contd.)

Where the Company is denied access to read the customer's time-of-day meter for more than two (2) consecutive months, the Company may, after notifying the customer, place the customer on the Company's standard residential rate. If the Company moves the customer to the standard rate, the customer shall not be billed for the termination fee.

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 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. 08-920-EL-SSO before the Public Utilities Commission of Ohio.

Issued:

Effective: January 2, 2009

Issued by Julie Janson, President

RATE CUR

COMMON USE RESIDENTIAL SERVICE

APPLICABILITY

Applicable to electric service other than three phase service for 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.

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 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

2. Applicable Riders

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

Sheet No. 51, Rider PTC-AAC, Annually Adjusted Component Rider
Sheet No. 53, Rider PTC-FPP, Fuel and Economy Purchased Power Rider
Sheet No. 54, Rider SRA-CD, Capacity Dedication Rider
Sheet No. 56, Rider SRA-SRT, System Reliability Tracker
Sheet No. 57, Rider TCR, Transmission Cost Recovery Rider
Sheet No. 58, Rider DRI, Distribution Reliability Investment Rider
Sheet No. 59, Rider RSS, Rate Stabilization Surcredit 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. 103, Rider MSR-E, Merger Savings Credit Rider
Sheet No. 104, Rider DR-IM, Infrastructure Modernization Rider
Sheet No. 105, Rider DR-ECF, Economic Competitiveness Rider
Sheet No. 106, Rider DR-SAWR, Energy Efficiency Recovery Rate

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Issued:

Effective: January 2, 2009

Issued by Julie Janson, President

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 34.5
Cancels and Supersedes
Sheet No. 34.4
Page 2 of 3

NET MONTHLY BILL (Contd.)

3. Price to Compare – Base Generation Charges (PTC-BG)

The Generation Charges listed below are applicable to all customers except those customers that switch to a Certified Supplier for their generation service.

<u>JAN. 1, 2009 – DEC. 31, 2009</u>		
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
First 1,000 kilowatt-hours	\$0.033754 per kWh	\$0.033754 per kWh
Additional kilowatt-hours	\$0.046066 per kWh	\$0.005038 per kWh

<u>JAN. 1, 2010 - DEC. 31, 2010</u>		
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
First 1,000 kilowatt-hours	\$0.035861 per kWh	\$0.035861 per kWh
Additional kilowatt-hours	\$0.048709 per kWh	\$0.005893 per kWh

<u>JAN. 1, 2011 – DEC. 31, 2011</u>		
	<u>Summer Period</u>	<u>Winter Period</u>
Energy Charge		
First 1,000 kilowatt-hours	\$0.044537 per kWh	\$0.044537 per kWh
Additional kilowatt-hours	\$0.059014 per kWh	\$0.010658 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 for services received from a Certified Supplier.

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Page 3 of 3

TERMS AND CONDITIONS

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

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.

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