

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Duke)
Energy Ohio, Inc., to Adjust and Set the) Case No. 09-770-EL-UNC
Annually Adjusted Component of its)
Market-Based Standard Service Offer.)

ENTRY

The attorney examiner finds:

- (1) By opinion and order issued December 17, 2008, in *In the Matter of the Application of Duke Energy Ohio, Inc., for Approval of an Electric Security Plan*, Case No. 08-920-EL-SSO, et al., the Commission approved a stipulation submitted by Duke Energy Ohio, Inc., (Duke) and other parties in that case. The stipulation, as approved, provides that Duke may submit a request annually for the recovery of net incremental costs or credits associated with environmental compliance, homeland security, and changes in tax law included in the price-to-compare, annually adjusted component rider (Rider PTC-AAC). The stipulation states that such request will be subject to due process and the opportunity for hearing.
- (2) On September 1, 2009, Duke filed an application to establish a new price for Rider PTC-AAC, along with testimony supporting the application.
- (3) By entry issued September 18, 2009, the attorney examiner, *inter alia*, established the procedural schedule in this case. Specifically, October 30, 2009, was set as the deadline for all parties to file reply comments.
- (4) On October 30, 2009, Duke filed a motion requesting an alteration of the procedural schedule in this case. In its motion, Duke requested that the deadline for the filing of reply comments be extended to November 5, 2009. In support of its motion, Duke stated that the other parties to this case did not object to the requested extension.

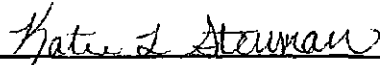
- (5) Upon consideration of Duke's request for an extension, the attorney examiner finds that the request is reasonable and should be granted. Therefore, the procedural schedule in this case should be modified and reply comments will be due on November 5, 2009.

It is, therefore,

ORDERED, That, in accordance with finding (5), Duke's request for an alteration of the procedural schedule be granted. It is, further,

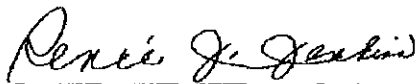
ORDERED, That a copy of this entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO


By: Katie L. Stenman
Attorney Examiner

/dah^{PSD}

Entered in the Journal
NOV 02 2009



Renee J. Jenkins
Secretary