

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of the Dayton Power and Light Company for Approval of its Electric Security Plan.)))	Case No. 08-1094-EL-SSO
In the Matter of the Application of the Dayton Power and Light Company for Approval of Revised Tariffs.)))	Case No. 08-1095-EL-ATA
In the Matter of the Application of the Dayton Power and Light Company for Approval of Certain Accounting Authority Pursuant to Section 4905.13, Revised Code.))))	Case No. 08-1096-EL-AAM
In the Matter of the Application of the Dayton Power and Light Company for Approval of its Amended Corporate Separation Plan.))))	Case No. 08-1097-EL-UNC

ENTRY

The attorney examiner finds:

- (1) Dayton Power and Light Company (DP&L) is a public utility as defined in Section 4905.02, Revised Code, and, as such, is subject to the jurisdiction of this Commission.
- (2) On October 10, 2008, DP&L filed an application for a standard service offer (SSO) pursuant to Section 4928.141, Revised Code. This application is for an electric security plan (ESP) in accordance with Section 4928.143, Revised Code. As part of its ESP filing, DP&L filed its application for approval of its Customer Conservation and Energy Management (CCEM) programs. The CCEM application included a combined business case for DP&L's Advanced Metering Infrastructure (AMI) and Smart Grid proposals.
- (3) By Opinion and Order issued on June 24, 2009, the Commission approved a stipulation that, *inter alia*, required DP&L to develop independent business cases demonstrating a positive cost-benefit analysis for its AMI and Smart Grid proposals. The stipulation required DP&L to consult with

interested signatory parties about the costs and benefits of DP&L's AMI and Smart Grid business cases. The business cases that demonstrate a positive cost-benefit analysis were to be filed by September 1, 2009.

- (4) In order to comply with the Commission's June 24, 2009 Opinion and Order, DP&L filed the requisite business cases for its AMI and Smart Grid proposals on August 4, 2009. This filing was amended on August 13, 2009, and September 15, 2009.
- (5) On September 4, 2009, the Office of the Ohio Consumers' Counsel (OCC) filed a motion to establish a procedural schedule and hearing date. OCC argues that a procedural schedule and hearing are needed to allow interested parties to offer information, advice, comments, and recommendations about DP&L's AMI and Smart Grid proposals.
- (6) DP&L filed a memorandum in opposition to OCC's motion on September 10, 2009, arguing that the procedure established by the stipulation for reviewing the AMI and Smart Grid proposals did not call for a technical conference, the filing of testimony, or a hearing. DP&L also states that there is no need for a hearing, as extensive information regarding the AMI and Smart Grid proposals has already been filed in this case.
- (7) OCC filed a reply to DP&L's memorandum in opposition on September 15, 2009, asserting that because DP&L's August 4, 2009 filing materially altered the original October 10, 2008 filing, a hearing is needed to ensure that interested parties are able to address the revisions that were filed by DP&L.
- (8) On October 22, 2009, a technical conference was held in this matter.
- (9) To provide interested parties with an opportunity to provide comments on DP&L's revised filing, the attorney examiner finds that the following schedule should be established for this proceeding:
 - (a) Comments should be filed by November 24, 2009.
 - (b) Reply comments should be filed by December 1, 2009.

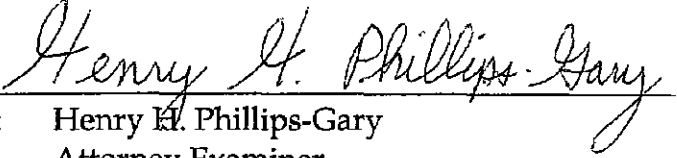
(10) If necessary, a hearing may be scheduled by subsequent entry.

It is, therefore,

ORDERED, That the procedural schedule for this proceeding be adopted as set forth in Finding (9). It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO


By: Henry H. Phillips-Gary
Attorney Examiner

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Entered in the Journal

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Renee J. Jenkins
Secretary