

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Filing of Annual Reports)
for Calendar Year 2009 by Regulated) Case No. 10-04-HC-RPT
Heating and Cooling Companies.)

ENTRY

The Commission finds:

- (1) Section 4905.14, Revised Code, requires that every public utility, as defined by Section 4905.02, Revised Code, shall file an annual report with the Public Utilities Commission of Ohio at the time and in the form prescribed by the Commission. The Commission has posted the appropriate report form and instructions at www.puco.ohio.gov/puco/docketing. Each regulated heating and cooling company listed on the attachment to this entry shall file its annual report using the posted form and instructions by April 30, 2010.
- (2) Section 4905.14, Revised Code, also requires that every public utility, except railroads, file a copy of its annual report with the Office of the Ohio Consumers' Counsel (OCC) at the same time that the report is filed with the Commission. Accordingly, each company shall send a copy of its annual report to:

The Office of the Ohio Consumers' Counsel
State of Ohio
10 West Broad Street, Suite 1800
Columbus, Ohio 43215-3485
- (3) Each public utility must file an annual report with the Commission. An annual report must be filed even if the company was not in business or did not have intrastate gross earnings during calendar year 2009. Failure to file an annual report may result in revocation of a company's certificate of authority to operate in Ohio.
- (4) Each company's annual report must be filed under its exact name unless the company has a formal case pending to inform the Commission of a name change. Any such pending case number should be referenced in the annual report filing. If the company has not yet filed a formal name change notification with the

Commission, the company's annual report filing should reflect the prior name of the company (as reflected in its existing certificate), along with a dba (doing business as) designation and the new company name. A formal name change filing should also be submitted to the Commission to reflect this change.

- (5) Pursuant to Section 4905.54, Revised Code, any public utility's failure to comply with the Commission's directive may result in the assessment of substantial penalties. All information required to be submitted in a company's report is subject to audit by the Commission. All annual reports received by the Commission are public records and will not be accorded confidential treatment.
- (6) In last year's annual report proceeding, Case No. 09-01-AU-UNC, the Commission established electronic filing (E-filing) processes for annual reports to promote efficiency and reduce expenses. These processes incorporate the procedures adopted in Case No. 06-900-AU-WVR to permit the E-filing of documents via the internet using the Commission's Docketing Information System, pursuant to Ohio's Uniform Electronic Transactions Act, Chapter 1306, Revised Code. The procedures established in that case provide for the voluntary participation of parties who agree to conventions for validation of filings and signatures, electronic service of documents, and waiver of certain requirements contained in Rules 4901-1-02 to 4901-1-04, Ohio Administrative Code. Further information regarding E-filing is posted under "Electronic Filing Information & Links" at www.puco.ohio.gov/puco/docketing.
- (7) As noted above, the E-filing pilot program has been expanded to include the filing of annual reports, to increase efficiencies and reduce the costs for both the filers and the Commission. Accordingly, the Commission expects all reporting companies to cooperate in exploring the feasibility of moving towards a paperless filing process. For this year, the Commission has decided to separate the filings by industry and eliminate the parallel filing of hard copies. In addition, the Commission will provide this entry and the appropriate instructions by mailing paper copies, and by electronic mail using the appropriate industry listserve. All reporting companies are expected to subscribe to the appropriate industry listserve and file their reports electronically, or contact the Commission's Docketing Division at (614) 466-4095 if they are unable to do so.

- (8) As noted in last year's proceeding, the Commission intends to establish the use of industry service lists to send notices, forms, and the like for annual reports, rule-making procedures, and other industry-specific communications. All reporting companies, who have not already done so, should subscribe to the appropriate industry listserve as indicated in the filing instructions. As the Commission may ultimately eliminate the traditional paper mailing service for certain proceedings, all filers should take appropriate actions to ensure that electronic mail service from the Commission is not blocked or disabled. In addition, multiple addresses should be subscribed to ensure that service is completed.

It is, therefore,

ORDERED, That a copy of this entry and the appropriate instructions be sent to each heating and cooling company on the attached list. It is, further,

ORDERED, That each listed company file its annual report to the Commission no later than April 30, 2010, and send a copy to OCC.

THE PUBLIC UTILITIES COMMISSION OF OHIO



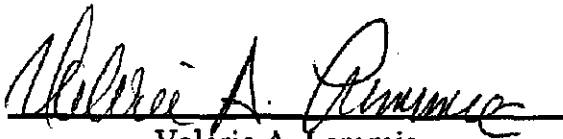
Alan R. Schriber, Chairman



Paul A. Centolella



Ronda Hartman Fergus



Valerie A. Lemmie

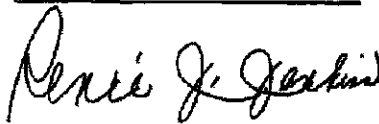


Cheryl L. Roberto

RMB;dh

Entered in the Journal

MAR 03 2010



Renee J. Jenkins
Secretary

Company name	Address	City, State & Zip	TRF
Akron Thermal Limited Partnership	226 Opportunity Parkway	Akron, OH 44307	89-6013
Cleveland Thermal Chilled Water Distribution, LLC	1921 Hamilton Avenue	Cleveland, OH 44114	89-6015
Cleveland Thermal Steam Distribution LLC	1921 Hamilton Avenue	Cleveland, OH 44114	89-6014
DEGS of Cincinnati, LLC	EA602 221 East Fourth Street	Cincinnati, OH 45202	TCSOC
Youngstown Thermal Cooling, LLC	236 N. Champion Street	Youngstown, OH 44503	89-6017
Youngstown Thermal, LLC	236 N. Champion Street	Youngstown, OH 44503	89-6012