

**FILE**

BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO

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PUCO

In the Matter of the Application of Duke )  
Energy Ohio for Approval of a Market )  
Rate Offer to Conduct a Competitive )  
Bidding Process for Standard Service ) Case No. 10-2586-EL-SSO  
Offer Electric Generation Supply, )  
Accounting Modifications, and Tariffs for )  
Generation Service. )

**MOTION TO INTERVENE BY  
PEOPLE WORKING COOPERATIVELY, INC.**

People Working Cooperatively, Inc. ("PWC") respectfully requests that the Public Utilities Commission of Ohio ("Commission") grant its motion requesting intervention in the above-named matter for the reasons set forth in the attached Memorandum in Support.

Respectfully submitted on behalf of  
PEOPLE WORKING COOPERATIVELY, INC.



Mary W. Christensen (0024452)  
Christensen & Christensen LLP  
8760 Orion Place, Suite 300  
Columbus OH 43240  
(614) 221-1832  
(614) 396-0130 (Fax)  
[mchristensen@columbuslaw.org](mailto:mchristensen@columbuslaw.org)

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## MEMORANDUM IN SUPPORT

PWC is a small, non-profit organization that has served consumers in the Duke Energy-Ohio (*fka* The Cincinnati Gas & Electric Company or "CG&E" and "Cinergy") ("DE-Ohio") service territory for over thirty years by providing weatherization and energy management services to low-income residential consumers of services provided by DE-Ohio. It owns and maintains the necessary tools to deliver its services and employs a full-time staff of skilled construction and administrative personnel, both of which greatly enhance PWC's ability to provide excellent and cost-efficient services to its clients. PWC provides weatherization services to DE-Ohio's electric and gas customers with funding from DE-Ohio for both. While a small organization, it is the largest provider of these services in DE-Ohio's service territory. DE-Ohio's funding serves as seed money for PWC, by attracting contributions from others, including government agencies, foundations, businesses and individuals, in the DE-Ohio service territory.

PWC's mission is to provide essential home repairs and services so that low-income homeowners, who are often also elderly and/or living with mobility issues, can remain in their homes, enjoying the opportunity to better control their heating and cooling costs and pay their energy bills, and living independently in a safe and sound environment. The preservation of this community infrastructure and occupancy of PWC's clients' homes provides the community at large with direct and acknowledged benefits. Essentially, the provision of proper weatherization services gives PWC's clients the capability of lowering their energy bills and contributing to the demand for greater energy efficiency.

All funding that PWC attracts is used for the provision of these services for its low-income residential electric and gas company clients.

PWC has been a regular intervenor in the electric cases and more recently the gas rate case, Case No. 07-589-TP-AIR ("DE-Ohio Gas Case"), of DE-Ohio since its participation in DE-Ohio's electric transition plan proceeding, PUCO Case No. 99-1658-EL-ETP, signing a stipulation that was accepted by the Commission in that case that made provision for continued funding from CG&E for weatherization programs.

PWC meets the standards set forth in both the statute and the Commission's rules for intervention in this matter. It is, as described in Ohio Revised Code ("R.C.") Section 4903.221, a "person who may be adversely affected" by this proceeding insofar as any outcome in this proceeding may directly and indirectly affect funds available for and consumers' ability to enjoy the services PWC provides to low-income residential electric service consumers that assist these customers in dealing with increasing energy charges, and the approval of the application could permit Duke Energy to increase rates charged to PWC's clients. PWC intervenes in this proceeding to assure continued DE-Ohio-administered funding, as anticipated by the stipulations and Commission orders in the preceding cases, and for the continuation and implementation of robust and efficacious energy management, weatherization, and DSM programs as anticipated under Senate Bill 221 for residential consumers in DE-Ohio's service territory, which include PWC's clients. And to protect its "interest," R.C. Section 4903.221 (B)(1), in the continued funding of such weatherization and energy efficiency services to its clients, it should be allowed to participate as the Commission considers DE-Ohio's application in the instant case. There is no

other party in this proceeding whose interest in the continuation of funding of the weatherization and energy management services is as substantial as it is for PWC, and its participation has not in the past and will not in this case unduly delay the proceedings, R.C. Section 4903.221 (B)(3).

Insofar as PWC's intervention meets the criteria of Section 4903.221, it satisfies the standards set forth in the PUCO's rule for intervention contained in Ohio Administrative Code Rule 4901-1-11, including that its motion is timely and is made by a person with a real and substantial interest in the outcome of this proceeding. For the foregoing reasons, PWC requests that the Commission grant its request to intervene.


Respectfully submitted on behalf of  
PEOPLE WORKING COOPERATIVELY, INC.



Mary W. Christensen (0024452)  
Christensen & Christensen LLP  
8760 Orion Place, Suite 300  
Columbus OH 43240  
(614) 221-1832  
(614) 396-0130 (Fax)  
[mchristensen@columbuslaw.org](mailto:mchristensen@columbuslaw.org)

#### CERTIFICATE OF SERVICE

I hereby certify that this Motion to Intervene and Notice of Change in Counsel's Firm Name and Address have been served upon the parties of record and those who have intervened to date who are listed on the attached service list by first class, postage prepaid U.S. Mail this 7<sup>th</sup> day of December 2010.

  
Mary W. Christensen

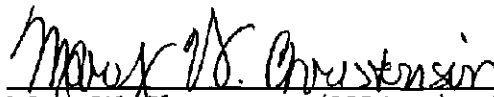
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**NOTICE OF CHANGE  
IN COUNSEL'S FIRM NAME AND ADDRESS OF COUNSEL**

This notice is being submitted to the Public Utilities Commission of Ohio and to parties in the above named case to apprise them of the change of the firm name and office address, effective immediately, of Mary W. Christensen, who is counsel to and is filing a motion to intervene in this case on behalf of People Working Cooperatively, Inc. The new firm name and address appear below the signature line. Phone number and e-mail address have not changed.

Respectfully submitted on behalf of  
PEOPLE WORKING COOPERATIVELY, INC.



Mary W. Christensen (0024452)  
Christensen & Christensen LLP  
8760 Orion Place, Suite 300  
Columbus OH 43240  
(614) 221-1832  
(614) 396-0130 (Fax)  
[mchristensen@columbuslaw.org](mailto:mchristensen@columbuslaw.org)

Amy B. Spiller, Esq.  
Elizabeth H. Watts, Esq.  
Rocco D'Ascenzo, Esq.  
Duke Energy Ohio, Inc.  
2500 Atrium II  
P.O. Box 961  
Cincinnati, Ohio 45201-0960  
[Amy.spiller@duke-energy.com](mailto:Amy.spiller@duke-energy.com)  
[Elizabeth.watts@duke-energy.com](mailto:Elizabeth.watts@duke-energy.com)  
[Rocco.d'ascenzo@duke-energy.com](mailto:Rocco.d'ascenzo@duke-energy.com)

Steven Beeler, Esq.  
John Jones, Esq.  
Office of the Ohio Attorney General  
Public Utilities Division  
180 East Broad Street, 6<sup>th</sup> floor  
Columbus, Ohio 43215  
[Steven.Beeler@puc.state.oh.us](mailto:Steven.Beeler@puc.state.oh.us)  
[John.Jones@puc.state.oh.us](mailto:John.Jones@puc.state.oh.us)

Michael D. Dortch, Esq.  
Kravitz, Brown & Dortch LLC  
65 E. State St., Suite 200  
Columbus OH 43215  
[mdortch@kravitzllc.com](mailto:mdortch@kravitzllc.com)

Douglas E. Hart, Esq.  
441 Vine Street, Suite 4192  
Cincinnati OH 45202  
[dhart@douglasshart.com](mailto:dhart@douglasshart.com)

William T. Reisinger, Esq.  
Nolan Moser, Esq.  
Trent A. Dougherty, Esq.  
The Ohio Environmental Council  
1207 Grandview Avenue, Suite 201  
Columbus, Ohio 43212-3449  
[will@theoec.org](mailto:will@theoec.org)  
[nolan@theoec.org](mailto:nolan@theoec.org)  
[trent@theoec.org](mailto:trent@theoec.org)

David C. Rinebolt  
Colleen L. Mooney, Esq.  
Ohio Partners for Affordable Energy  
231 West Lima Street  
Findlay, OH 45839-1793  
[drinebolt@ohiopartners.org](mailto:drinebolt@ohiopartners.org)  
[cmooney2@columbus.rr.com](mailto:cmooney2@columbus.rr.com)

David F. Boehm, Esq.  
Michael L. Kurtz, Esq.  
BOEHM, KURTZ & LOWRY  
36 East Seventh Street, Suite 1510  
Cincinnati, Ohio 45202  
[dboehm@BKLLawfirm.com](mailto:dboehm@BKLLawfirm.com)  
[mkurtz@BKLLawfirm.com](mailto:mkurtz@BKLLawfirm.com)

John W. Bentine, Esq.  
Mark S. Yurick, Esq.  
Mathew S. White, Esq.  
Chester Wilcox & Saxbe LLP  
65 East State Street, Suite 1000  
Columbus OH 43215-4213  
[jbentine@cwsllaw.com](mailto:jbentine@cwsllaw.com)  
[myurick@cwsllaw.com](mailto:myurick@cwsllaw.com)  
[mwhite@cwsllaw.com](mailto:mwhite@cwsllaw.com)

Ann M. Hotz, Esq.  
Kyle L. Verrett, Esq.  
Jody M. Kyler, Esq.  
Office of the Ohio Consumers' Counsel  
10 West Broad Street, Suite 1800  
Columbus, Ohio 43215-3485  
[hotz@occ.state.oh.us](mailto:hotz@occ.state.oh.us)  
[verret@occ.state.oh.us](mailto:verret@occ.state.oh.us)  
[kyler@occ.state.oh.us](mailto:kyler@occ.state.oh.us)

M. Howard Petricoff, Esq.  
Stephen M. Howard, Esq.  
Vorys, Sater, Seymour & Pease LLP  
52 East Gay Street  
P. O. Box 1008  
Columbus, Ohio 43216-1008  
[mhpetricoff@vorys.com](mailto:mhpetricoff@vorys.com)  
[smhoward@vorys.com](mailto:smhoward@vorys.com)

Barth E. Royer, Esq.  
Bell & Royer Co., LPA  
33 S. Grant Avenue  
Columbus OH 43215-3927  
[Barth.Royer@aol.com](mailto:Barth.Royer@aol.com)

Samuel C. Randazzo, Esq.  
Joseph E. Olikier, Esq.  
MCNEES WALLACE & NURICK LLC  
21 East State Street, 17<sup>th</sup> Floor  
Columbus. OH 43215  
[sam@mwncmh.com](mailto:sam@mwncmh.com)  
[joliker@mwncmh.com](mailto:joliker@mwncmh.com)

Mark A. Hayden, Esq.  
FirstEnergy Service Company  
76 South Main Street  
Akron, OH 44308  
[haydenm@firstenergycorp.com](mailto:haydenm@firstenergycorp.com)

Grant W. Garber, Esq.  
Jones Day  
P.O. Box 165017  
Columbus, OH 43216-5017  
[gwggarber@jonesday.com](mailto:gwggarber@jonesday.com)

David A. Kutik, Esq.  
Jones Day  
North Point  
901 Lakeside Avenue  
Cleveland, OH 44114  
[dakutik@jonesday.com](mailto:dakutik@jonesday.com)

Cynthia Fonner Brady, Esq.  
Constellation Energy Resources, LLC  
550 W. Washington St., Suite 300  
Chicago, IL 60661  
[cynthia.brady@constellation.com](mailto:cynthia.brady@constellation.com)

David Fein, Esq.  
Constellation Energy Group, Inc.  
550 West Washington Blvd. Suite 300  
Chicago IL 60661  
[david.fein@constellation.com](mailto:david.fein@constellation.com)