

FILE

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

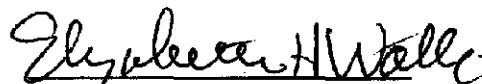
In the Matter of the Annual Application of) Case No. 10-2788-GA-RDR
Duke Energy Ohio for an Adjustment to Rider)
AMRP Rates)

In the Matter of the Application of Duke) Case No. 10-2789-GA-ATA
Energy Ohio for Tariff Approval)

JOINT MOTION TO CONTINUE

Pursuant to Ohio Admin. Code, Rule 4901-1-13(A), Duke Energy Ohio, Inc., the Office of the Ohio Consumers' Counsel and the Staff of the Public Utilities Commission of Ohio respectfully requests that this Commission, *on an expedited basis*, grant this motion for an extension of time for the filing of a Stipulation and a hearing. The reasons for this motion are set forth more fully in the attached memorandum.

Respectfully submitted,



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Amy B. Spiller (0047277)
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MEMORANDUM IN SUPPORT

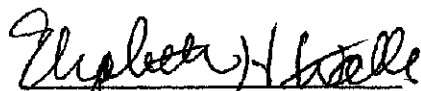
Duke Energy Ohio, Inc., (Duke Energy Ohio or Company) gave notice of its intention to submit an application in this matter on November 30, 2010 and submitted its application in this matter on February 28, 2011. The Office of the Ohio Consumers' Counsel (OCC) moved to intervene on December 20, 2011. The Attorney Examiner, by entry dated March 3, 2011, granted the motion to intervene of OCC and set forth a procedural schedule that included the requirement that the Parties notify the Commission of the status of the case on April 1, 2011, to submit any Stipulation to the Commission on April 5, 2011 and to attend a hearing on April 6, 2011.

Pursuant to this Entry, Duke Energy Ohio submitted a letter to the docket on April 1, 2011 advising the Commission that the Parties had reached a resolution in principle, of all of the issues in the case and would submit a stipulation on or before April 5, 2011. Despite the

Parties' best efforts, resolving the details has taken longer than anticipated. Although a stipulation is still expected, and progress has been made, the Parties are unable to meet the April 5 deadline for submission of the stipulation. Accordingly, the Parties request the Commission's approval to submit a stipulation on or before April 8, 2011. The Parties would then be available for hearing on April 12, 2011.

For the reasons stated, Duke Energy Ohio, OCC and Staff respectfully request that the Commission set a new date for the filing of the stipulation and for a hearing on this matter.

Respectfully submitted,



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