

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Duke)
Energy Ohio, Inc. to Adjust Rider DR-IM) Case No. 12-1811-GE-RDR
and Rider AU for 2011 SmartGrid Costs.)

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. (*ESP Case*), the Commission approved a stipulation that, *inter alia*, provides a process for recovering costs associated with the deployment of an electric SmartGrid system through Rider Distribution Reliability - Infrastructure Modernization (Rider DR-IM). In addition, the stipulation provides that, in the second quarter of each year, Duke Energy Ohio, Inc. (Duke) shall file for approval of Rider DR-IM adjustments, subject to due process, including an opportunity for a hearing. Additionally, by opinion and order issued May 28, 2008, in *In the Matter of the Application of Duke Energy Ohio, Inc., for an Increase in Rates*, Case No. 07-589-GA-AIR, et al. (*Gas Distribution Rate Case*), the Commission approved a stipulation that, *inter alia*, provided a process for filing deployment plans for the installation of an automated gas meter reading system, which would share the SmartGrid communications technology, and a method for recovering costs associated with the plans, which was designated the Rider Advanced Utility (Rider AU).
- (2) On June 20, 2012, Duke filed an application, along with supporting testimony, to adjust Riders DR-IM and AU for SmartGrid deployment, pursuant to the processes approved in the *Gas Distribution Rate Case* and the *ESP Case*.
- (3) At this time, the attorney examiner finds that, in order to accomplish the review of Duke's proposed adjustments to Rider DR-IM and Rider AU, the following procedural schedule should be established:

- (a) October 1, 2012 - Deadline for the filing of motions to intervene.
 - (b) October 15, 2012 - Deadline for the filing of comments on the application by Staff and intervenors.
 - (c) October 29, 2012 - Deadline for all parties to file reply comments.
 - (d) November 8, 2012 - In the event all of the issues raised in the comments are not resolved, or if the Commission deems the application may be unjust or unreasonable, a hearing will be held, and Staff and intervenor testimony will be due on this date.
 - (e) November 19, 2012 - Deadline for Duke to file supplemental testimony.
 - (f) November 27, 2012 - In the event a hearing is deemed necessary, the hearing will commence at 10:00 a.m., at the offices of the Commission, 180 East Broad Street, 11th floor, hearing room 11-C, Columbus, Ohio 43215.
- (4) In the event the Duke comes to an agreement with some or all of the parties in this case on some or all of the facts or issues in this case, the attorney examiner finds it appropriate to set forth a schedule for the filing of such stipulations prior to the commencement of the hearing in this case. Accordingly, Duke must file any applicable stipulation, by 9:00 a.m., on November 26, 2012.

It is, therefore,

ORDERED, That the procedural schedule set forth in finding (3) be adopted. It is, further,

ORDERED, That the parties adhere to the process established in finding (4). It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/Katie Stenman

By: Katie L. Stenman
Attorney Examiner

JRJ/sc

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in

Case No(s). 12-1811-GE-RDR

Summary: Attorney Examiner Entry establishing a procedural schedule and if deemed necessary, a hearing for November 27, 2012 at 10:00 a.m. electronically filed by Ms. Sandra M. Coffey on behalf of Katie Stenman, Attorney Examiner, Public Utilities Commission of Ohio