

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of	:	Case No. 12-426-EL-SSO
The Dayton Power and Light Company for	:	
Approval of Its Market Rate Offer	:	
	:	
In the Matter of the Application of	:	Case No. 12-427-EL-ATA
The Dayton Power and Light Company for	:	
Approval of Revised Tariffs	:	
	:	
In the Matter of the Application of	:	Case No. 12-428-EL-AAM
The Dayton Power and Light Company for	:	
Approval of Certain Accounting Authority	:	
	:	
In the Matter of the Application of	:	Case No. 12-429-EL-WVR
The Dayton Power and Light Company for	:	
the Waiver of Certain Commission Rules	:	
	:	
In the Matter of the Application of	:	Case No. 12-672-EL-RDR
The Dayton Power and Light Company	:	
to Establish Tariff Riders	:	

**MEMORANDUM OF APPLICANT
THE DAYTON POWER AND LIGHT COMPANY IN REPLY TO JOINT
MEMORANDUM IN OPPOSITION TO MOTION TO SET PROCEDURAL SCHEDULE
FOR DP&L'S ELECTRIC SECURITY PLAN FILING**

In the Joint Memorandum in Opposition, a number of parties in this case ask the Commission to reject the procedural schedule proposed by DP&L and to establish a procedural schedule after DP&L makes its ESP filing, or in the alternative to adopt a schedule consistent with the 275-day schedule provided in Ohio Rev. Code § 4928.143(C)(1).

DP&L filed its proposed schedule to allow this case to be resolved this year. DP&L's proposed schedule would accomplish this goal. For that reason, the Joint Memorandum in Opposition should be rejected and DP&L's proposed schedule should be adopted. In the alternative, should a different schedule be set, then only a short extension of DP&L's proposed

schedule should be adopted, and only so long as existing rates are continued until a Commission order deciding this ESP case.

FES and other intervenors suggest without any explanation or support that 275 days might be necessary. Such speculation ought not to be the basis for a ruling on a schedule. Given the facts that (a) some aspects of DP&L's ESP will be very similar to DP&L's just-withdrawn MRO, and (b) the parties have already been conducting discovery on some of the same issues, this Commission should set a more reasonable schedule than is suggested by FES's filing. A conference should be set to discuss a schedule; in advance of it, DP&L will endeavor to work out with the parties a proposed schedule satisfactory to a majority of the parties.

Respectfully submitted,

s/Judi L. Sobecki

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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Memorandum of Applicant

The Dayton Power and Light Company in Reply to Joint Memorandum in Opposition to Motion to Set Procedural Schedule for DP&L's Electric Security Plan Filing has been served via electronic mail upon the following counsel of record, this 24th day of September, 2012.

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This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

9/24/2012 2:50:58 PM

in

Case No(s). 12-0426-EL-SSO

Summary: Reply Memorandum of Appicant The Dayton Power and Light Company in Reply to Joint Memorandum in Opposition to Motion to Set Procedural Schedule for DP&L's Electric Security Plan Filing electronically filed by Mr. Charles J. Faruki on behalf of The Dayton Power and Light Company