

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 on 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 on 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) By entry issued on December 12, 2012, the attorney examiner established December 21, 2012, as the deadline for the filing of Staff and intervenor testimony, and December 28, 2012, as the deadline for Duke to file supplemental testimony, in this proceeding.

- (4) On December 20, 2012, the parties filed a joint motion for an extension of the procedural schedule, along with a request for expedited treatment. In their motion, the parties explain they have made substantial progress toward a resolution of the issues in this case, and believe a settlement is imminent if they are granted additional time for negotiations. The parties request that the deadline for the filing of Staff and intervenor testimony be extended to February 15, 2013.
- (5) Upon consideration of the parties' request, the attorney examiner finds that it is reasonable and should be granted. Accordingly, the parties should observe the following procedural schedule:
 - (a) February 15, 2013 – Deadline for the filing of Staff and intervenor testimony.
 - (b) February 21, 2013 – Deadline for Duke to file supplemental testimony.
 - (c) February 25, 2013 – 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.
- (6) In the event 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 February 22, 2013.

It is, therefore,

ORDERED, That the parties' motion for an extension of the procedural schedule be granted. It is, further,

ORDERED, That the procedural schedule set forth in finding (5) be adopted. 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

CMTP/sc

This foregoing document was electronically filed with the Public Utilities

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12/21/2012 3:00:27 PM

in

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

Summary: Attorney Examiner Entry granting the parties' motion for an extension of the procedural schedule as set forth in finding (5). - electronically filed by Sandra Coffey on behalf of Katie Stenman, Attorney Examiner, Public Utilities Commission of Ohio