

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of The	)	
Dayton Power and Light Company for	)	Case No. 13-833-EL-POR
Approval of its Energy Efficiency and	)	Case No. 13-837-EL-WVR
Peak Demand Reduction Program	)	
Portfolio Plan for 2013 through 2015.	)	

ENTRY

The attorney examiner finds:

- (1) The Dayton Power and Light Company (DP&L) is a public utility as defined in Section 4905.02, Revised Code, and, as such, is subject to the jurisdiction of this Commission.
- (2) On April 15, 2013, DP&L filed an application for approval of its energy efficiency and peak demand reduction program portfolio plan for 2013 through 2015 pursuant to Section 4928.66, Revised Code, Rules 4901:1-39-04, 4901:1-39-05, 4901:1-39-06, and 4901:1-39-07, Ohio Administrative Code (O.A.C.).
- (3) Chapter 4901:1-39, O.A.C., provides that the Commission should establish a procedural schedule for energy efficiency and peak demand reduction program portfolio plans. The attorney examiner finds that the following procedural schedule is appropriate for this proceeding:
  - (a) To assist interested persons in understanding the application filed by DP&L, a technical conference shall be held on May 21, 2013, at 10:00 a.m., at the offices of the Commission, 180 E. Broad Street, 11<sup>th</sup> Floor, Hearing Room 11-B, Columbus, Ohio.
  - (b) Motions to intervene shall be filed by June 18, 2013.
  - (c) Pursuant to Rule 4901:1-39-04(D), O.A.C., all objections to DP&L's energy efficiency and peak demand reduction program portfolio plans from 2013 through 2015 shall be filed by June 18, 2013.

Pursuant to the rule, any person filing objections shall specify the basis for the objections, including any proposed additional or alternative programs or modifications to the electric utility's proposed program portfolio plan.

- (d) Testimony on behalf of interveners regarding DP&L's energy efficiency and peak demand reduction program portfolio plan shall be filed by July 30, 2013.
  - (e) Testimony on behalf of Staff regarding DP&L's energy efficiency and peak demand reduction program portfolio plans shall be filed by August 6, 2013.
  - (f) The evidentiary hearing shall commence on August 20, 2013, at 10:00 a.m., at the offices of the Commission, 180 E. Broad Street, 11<sup>th</sup> Floor, Hearing Room 11-A, Columbus, Ohio.
- (4) Pursuant to Rule 4901:1-39-04(E), O.A.C., DP&L should publish legal notice of the scheduled hearing in a newspaper of general circulation in each county in the Company's service territory. Publication of the notice should be completed by July 20, 2013. The hearing notice should not appear in the legal notices section of the newspaper. The notice should read as follows:

#### LEGAL NOTICE

The Public Utilities Commission of Ohio (PUCO) has scheduled a public hearing in Case Nos. 13-833-EL-POR and 13-837-EL-WVR, *In the Matter of the Application of The Dayton Power and Light Company for Approval of its Energy Efficiency and Peak Demand Reduction Program Portfolio Plan for 2013 through 2015*. The application was filed pursuant to Section 4928.66 of the Ohio Revised Code and Rules 4901:1-39-04 through 07 of the Ohio Administrative Code (O.A.C.). The company is seeking PUCO approval of various

proposed plans to increase energy efficiency by its customers and to reduce energy usage by its customers during times of peak demand. The PUCO has scheduled a public hearing to consider the matters raised in the company's application. The hearing will commence on August 20, 2013, at 10:00 a.m., at the offices of the PUCO, 180 East Broad Street, 11<sup>th</sup> Floor, Hearing Room 11-A, Columbus, Ohio. Any person seeking to participate in the hearing should file with the PUCO a motion to intervene by June 18, 2013. Pursuant to Rule 4901:1-39-04(D), O.A.C., all objections to the company's energy efficiency and peak demand reduction program portfolio plan for 2013 through 2015 shall be filed with the PUCO by June 18, 2013. Pursuant to the rule, any person filing objections shall specify the basis for the objections, including any proposed additional or alternative programs or modifications to the electric utility's proposed program portfolio plan.

Further information may be obtained by contacting the Public Utilities Commission of Ohio, 180 East Broad Street, Columbus, Ohio 43215-3793; by calling the PUCO hotline at 1-800-686-7826; or by going to the PUCO website at [www.puco.ohio.gov](http://www.puco.ohio.gov), selecting DIS, and entering the case number referenced above.

- (5) As set forth above, the hearing in this proceeding will commence on August 20, 2013. To help expedite the discovery process, responses to discovery requests shall be due in 10 days instead of the 20 days provided by Rule 4901-1-19, O.A.C. Parties are encouraged to serve discovery requests and responses electronically.

It is, therefore,

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

ORDERED, That DP&L publish legal notice as directed in Finding (4). It is, further,

ORDERED, That the parties comply with the discovery-related requirements set forth in Finding (5). It is, further,

ORDERED, That a copy of this entry be served upon each party of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/Bryce McKenney

By: Bryce A. McKenney  
Attorney Examiner

JRJ/sc

**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

**4/17/2013 3:31:52 PM**

**in**

**Case No(s). 13-0833-EL-POR, 13-0837-EL-WVR**

Summary: Attorney Examiner Entry orders procedural schedule set forth in Finding (3), orders DP&L to publish legal notice as directed in Finding (4), and orders the parties to comply with the discovery requirements set forth in Finding (5). - electronically filed by Sandra Coffey on behalf of Bryce McKenney, Attorney Examiner, Public Utilities Commission of Ohio