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**Via E-FILE**

May 3, 2013

Public Utilities Commission of Ohio  
PUCO Docketing  
180 E. Broad Street, 10th Floor  
Columbus, Ohio 43215

**In re: Case Nos. 13-833-EL-POR and 13-837-EL-WVR**

Dear Sir/Madam:

Please find attached the OHIO ENERGY GROUP'S MOTION FOR LEAVE TO INTERVENE AND MEMORANDUM IN SUPPORT e-filed today in the above-referenced matter.

Copies have been served on all parties on the attached certificate of service. Please place this document of file.

Respectfully yours,



David F. Boehm, Esq.  
Michael L. Kurtz, Esq.  
Jody Kyler Cohn, Esq.  
**BOEHM, KURTZ & LOWRY**

MLKkew  
Encl.

Cc: Certificate of Service

## CERTIFICATE OF SERVICE

I hereby certify that true copy of the foregoing was served by electronic mail (when available) or ordinary mail, unless otherwise noted, this 3<sup>rd</sup> day of May, 2013 to the following:



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David F. Boehm, Esq.  
Michael L. Kurtz, Esq.  
Jody Kyler Cohn, Esq.

Dayton Power And Light Company  
Judi L. Sobecki  
1065 Woodman Dr  
Dayton Oh 45432

\*Dougherty, Trent A Mr.  
Ohio Environmental Council  
1207 Grandview Ave. Suite 201

\*Coffey, Sandra  
Public Utilities Commission of Ohio  
180 E. Broad St.  
Columbus OH 43215

\*Bingham, Deb J. Ms.  
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The Dayton Power and Light Company  
1065 Woodman Dr.  
Dayton OH 45432

\*Orahood, Teresa  
Bricker & Eckler LLP  
100 South Third Street  
Columbus OH 43215-4291

**BEFORE THE  
PUBLIC UTILITY COMMISSION OF OHIO**

In The Matter Of The Application Of Dayton Power And Light	:	Case No. 13-833-EL-POR
Company For Approval Of Its Energy Efficiency And Peak	:	Case No. 13-837-EL-WVR
Demand Reduction Program Portfolio Plan For 2013 Through	:	
2015		

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**MOTION FOR LEAVE TO INTERVENE  
OF THE OHIO ENERGY GROUP**

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Pursuant to the Ohio Rev. Code §4903.221 and Ohio Admin. Code §4901-1-11, the Ohio Energy Group. (“OEG”) moves for leave to intervene in this proceeding. The Public Utility Commission of Ohio (“Commission”) should grant OEG leave to intervene because OEG has a real and substantial interest in the proceeding, and the Commission’s disposition of this proceeding may impair or impede OEG’s ability to protect that interest.

Respectfully submitted,



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David F. Boehm, Esq.  
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May 3, 2013

**COUNSEL FOR OHIO ENERGY GROUP**

**BEFORE THE**  
**PUBLIC UTILITY COMMISSION OF OHIO**

In The Matter Of The Application Of Dayton Power And Light	:	
Company For Approval Of Its Energy Efficiency And Peak	:	Case No. 13-833-EL-POR
Demand Reduction Program Portfolio Plan For 2013 Through	:	Case No. 13-837-EL-WVR
2015		

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**MEMORANDUM IN SUPPORT OF**  
**THE OHIO ENERGY GROUP'S MOTION TO INTERVENE**

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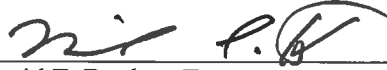
Pursuant to Ohio Rev. Code §4903.221 and Ohio Admin. Code §4901-01-11, the Public Utility Commission of Ohio should grant OEG leave to intervene in this proceeding.

OEG is a non-profit entity organized to represent the interests of large industrial customers in electric and gas regulatory proceedings before the Public Utility Commission of Ohio ("Commission"). OEG's members who are participating in this intervention are: Cargill, Incorporated, E.I. DuPont de Nemours & Co., General Motors LLC, The Procter & Gamble Co., and The Timken Company. These companies purchase electric distribution services from Dayton Power and Light Company. Therefore, the interests of OEG's members may be directly affected by the outcome of this proceeding. OEG intends to play a constructive role in this case and provide information which will assist the Commission.

No other party to this proceeding can adequately represent OEG's interest. Intervention would not unduly delay the proceeding nor unjustly prejudice any existing party.

Accordingly, OEG has a real and substantial interest and is entitled to intervene in this action under Ohio Rev. Code §4903.221 and Ohio Admin. Code §4901-1-11.

Respectfully submitted,



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David F. Boehm, Esq.

Michael L. Kurtz, Esq.

Jody Kyler Cohn, Esq.

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**COUNSEL FOR THE OHIO ENERGY GROUP**

May 3, 2013

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**in**

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

Summary: Motion Ohio Energy Group (OEG) Motion to Intervene and Memorandum in Support electronically filed by Mr. Michael L. Kurtz on behalf of Ohio Energy Group